



Reference: 2021/6976

The General Manager
Fair Work Commission
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Declaration of results - PAB Order: B2021/1247

Pursuant to the Protected Action Ballot Order B2021/1247 issued by the Fair Work Commission, the AEC has conducted the protected action ballot and the declaration of the result is provided below.

Preliminary scrutiny	
Number of employees on the Roll of Voters (Voters)	150
Postal votes returned by voters	85
Postal votes rejected at the preliminary scrutiny	1
Postal votes admitted to further scrutiny	84
Percentage of postal votes returned*	56.00

*This is the number of postal votes admitted to further scrutiny as a percentage of the number of employees on the Roll of Voters (the number of voters who voted).

The further scrutiny has been conducted. The table below provides the results for each question.

Do you, for the purpose of advancing claims and protecting existing conditions of employment in the negotiation of an Enterprise Agreement to govern the terms and conditions of employment with Svitzer Australia Pty Limited, approve protected industrial action, separately, concurrently, and/or consecutively, on tugboats in or about one or more of the Ports of:

Cairns, Mourilyan, Brisbane, Newcastle, Sydney (Jackson), Botany, Eden, Port Kembla,

Westernport, Melbourne, Adelaide, Spencer Gulf (Port Pirie), Albany, Kwinana, Fremantle and Geraldton, in the following form of stoppages and a work ban:

	Question	Yes	No	Informal
1	an unlimited number of stoppages of 1 hours duration;	66	15	3
2	an unlimited number of stoppages of 4 hours duration;	72	9	3
3	an unlimited number of stoppages of 8 hours duration;	66	15	3
4	an unlimited number of stoppages of 12 hours duration;	67	14	3
5	an unlimited number of stoppages of 24 hours duration;	64	18	2
6	an unlimited number of stoppages of 48 hours duration;	62	19	3
7	an unlimited number of stoppages of 7 Days duration;	58	22	4
8	a ban on performing work during a period of leave (including recalls and relief work) in one or more ports covered by this order for a limited or unlimited duration.	75	5	4

I declare that:

- The requisite number of voters (at least 50%) voting in the protected action ballot was achieved.
- The majority of voters who cast a valid vote were in favour of the action set out in question(s) 1, 2, 3, 4, 5, 6, 7, 8.
- The majority of voters who cast a valid vote were against the action set out in question(s) N/A.

Catherine Budrodeen
Returning Officer
Delegate of the Ballot Agent
Australian Electoral Commission

10/02/2022

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