



Reference: 2022/12447

The General Manager  
Fair Work Commission  
Level 4, 11 Exhibition Street  
Melbourne VIC 3000  
Email: [melbourne@fwc.gov.au](mailto:melbourne@fwc.gov.au)

Katie GILLEN

"Automotive, Food, Metals, Engineering, Printing and Kindred Industries Union" known as the Australian Manufacturing Workers' Union (AMWU)  
[katie.gillen@amwu.org.au](mailto:katie.gillen@amwu.org.au)

Kevin BARRY

UGL Rail Services Pty Limited  
[Kevin.barry@uqllimited.com](mailto:Kevin.barry@uqllimited.com)

### Declaration of results - PAB Order: B2022/1590

Pursuant to the Protected Action Ballot Order B2022/1590 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)	181
Postal votes returned by voters	82
Postal votes rejected at the preliminary scrutiny	4
Postal votes admitted to further scrutiny	78
Percentage of postal votes returned*	43.09

\*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.

In support of reaching an enterprise agreement with your employer, do you endorse the taking of protected industrial action by AMWU members against your employer, which may involve taking separately, concurrently and/or consecutively any or all of the actions set out below:

	Question	Yes	No	Informal
1	An unlimited number of 1 hour stoppages of work	66	10	2
2	An unlimited number of 2 hour stoppages of work	66	10	2

3	An unlimited number of 3 hour stoppages of work	67	9	2
4	An unlimited number of 4 hour stoppages of work	68	8	2
5	An unlimited number of 8 hour stoppages of work	66	9	3
6	An unlimited number of 12 hour stoppages of work	63	12	3
7	An unlimited number of 24 hour stoppages of work	63	12	3
8	An unlimited number of 48 hour stoppages of work	61	14	3
9	An unlimited number of 72 hour stoppages of work	61	14	3
10	An unlimited number of stoppages of work for a period of one week	62	13	3
11	An unlimited number of indefinite stoppages of work	59	15	4
12	An unlimited number of indefinite or periodic bans on overtime	73	5	0
13	An unlimited number of indefinite or periodic partial work bans	70	6	2
14	An unlimited number of indefinite or periodic bans on the use of power tools (electric, battery, pneumatic)	72	5	1
15	An unlimited number of indefinite or periodic ban on the use of forklifts	73	5	0
16	An unlimited number of indefinite or periodic ban on the use of pallet trucks	71	6	1
17	An unlimited number of indefinite or periodic ban on the use of the traverser	71	6	1
18	An unlimited number of indefinite or periodic ban on the use of cranes	71	6	1
19	An unlimited number of indefinite or periodic ban on the use of electronic devices including, but not limited to, computers, phones, and tablets/iPad's	67	7	4
20	An unlimited number of indefinite or periodic ban on the use of measuring equipment	69	7	2
21	An unlimited number of indefinite or periodic ban on the use of the paint booth	69	7	2
22	An unlimited number of indefinite or periodic ban on the use of shrink wrapping	68	7	3
23	An unlimited number of indefinite or periodic ban on loading and unloading trucks	71	5	2
24	An unlimited number of indefinite or periodic ban on the use of hand tools	70	6	2
25	An unlimited number of indefinite or periodic ban on welding	71	5	2
26	An unlimited number of indefinite or periodic ban on shunting and driving trains	72	5	1
27	An unlimited number of indefinite or periodic ban on using Kronos to sign in and out	66	10	2

I declare that:

- The requisite number of voters (at least 50%) voting in the protected action ballot was not 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, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27.
- The majority of voters who cast a valid vote were against the action set out in question(s) N/A.

Kaye Bartlett  
Returning Officer  
Delegate of the Ballot Agent  
Australian Electoral Commission

30/11/2022

Email: [PABevents@aec.gov.au](mailto:PABevents@aec.gov.au) phone: 02 9375 6366 or 03 9285 7111

[www.aec.gov.au](http://www.aec.gov.au)