



Reference: 2022/12536

The General Manager
Fair Work Commission
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Declaration of results - PAB Order: B2022/1630

Pursuant to the Protected Action Ballot Order B2022/1630 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)	30
Postal votes returned by voters	28
Postal votes rejected at the preliminary scrutiny	1
Postal votes admitted to further scrutiny	27
Percentage of postal votes returned*	90.00

*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.

In support of reaching an enterprise agreement with Downer EDI Rail Pty Ltd (East Pakenham Rolling Stock), do you authorise protected industrial action against your employer separately, concurrently and/or consecutively, in the form of:

	Question	Yes	No	Informal
1	An unlimited number of indefinite and/or periodic stoppages on the performance of all work?	27	0	0

2	An unlimited number of indefinite or periodic bans on overtime?	27	0	0
3	An unlimited number of indefinite or periodic bans on call backs?	27	0	0
4	An unlimited number of indefinite and/or periodic bans on labelling cables?	26	1	0
5	An unlimited number of indefinite and/or periodic bans on the use of personal phones for work related matters and communication?	27	0	0
6	An unlimited number of indefinite and/or periodic stoppages on flexible break times? (For the avoidance of any doubt, the break times will be: Fleet Technicians: Day Shift - Morning Tea 9.00am & Lunch time 12.00pm Afternoon Shift - Dinner Break 6.00pm and Tea Break 9.00pm Mobile Technicians Day Shift 12.10pm - 1.00pm Night Shift 12.10am - 1.00am)	26	1	0

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.
- 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

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