

Reference: 2023/3155

The General Manager
 Fair Work Commission
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Declaration of results - PAB Order: B2023/293

Pursuant to the Protected Action Ballot Order B2023/293 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)	10
Postal votes returned by voters	5
Postal votes rejected at the preliminary scrutiny	0
Postal votes admitted to further scrutiny	5
Percentage of postal votes returned*	50.00

*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.

	Question	Yes	No	Informal
1	Do you, for the purpose of advancing claims in the negotiation of an Enterprise Agreement with Energy Australia NSW Pty Ltd, authorise indefinite or periodic industrial action in the form of performing work only if wearing campaign clothing and/or material.	4	1	0
2	Do you, for the purpose of advancing claims in the negotiation of an Enterprise Agreement with Energy Australia NSW Pty Ltd, authorise Indefinite or periodic industrial action in the form of interrupting or stopping work in order to attach campaign clothing and/or material worn at work.	5	0	0
3	Do you, for the purpose of advancing claims in the negotiation of an Enterprise Agreement with Energy Australia NSW Pty Ltd, authorise indefinite or periodic industrial action in the form of performing work only if wearing casual clothes.	4	1	0
4	Do you, for the purpose of advancing claims in the negotiation of an Enterprise Agreement with Energy Australia NSW Pty Ltd, authorise an unlimited number of stoppages of work, including consecutive stoppages of work, of two (2) hours in	0	5	0

	duration (subject to 5 working day's notice)?			
5	Do you, for the purpose of advancing claims in the negotiation of an Enterprise Agreement, with Energy Australia NSW Pty Ltd, authorise industrial action in the form of an unlimited number of stoppages of work including consecutive stoppages of work, of twenty four (24) hours and thirty (30) minutes in duration (subject to 5 working day's notice)?	0	5	0
6	Do you, for the purpose of advancing claims in the negotiation of an Enterprise Agreement, with Energy Australia NSW Pty Ltd, authorise industrial action in the form of a ban on the working of overtime?	3	2	0
7	Do you, for the purpose of advancing claims in the negotiation of an Enterprise Agreement, with Energy Australia NSW Pty Ltd, authorise industrial action in the form of a ban on acting in higher grades?	4	1	0
8	Do you, for the purpose of advancing claims in the negotiation of an Enterprise Agreement, with Energy Australia NSW Pty Ltd, authorise an unlimited number of bans, including consecutive bans, on the operation and maintenance of one (1) or more steam turbine generator unit(s) at the Mount Piper Power Station of twenty four (24) hours and thirty (30) minutes in duration (subject to 5 working day's notice)?	2	3	0
9	Do you, for the purpose of advancing claims in the negotiation of an Enterprise Agreement, with Energy Australia NSW Pty Ltd, authorise an unlimited number of bans including consecutive bans on NiSoft data entries?	4	1	0
10	Do you, for the purpose of advancing claims in the negotiation of an Enterprise Agreement, with Energy Australia NSW Pty Ltd, authorise an unlimited number of bans including consecutive bans on access to Apparatus Rules?	4	1	0
11	Do you, for the purpose of advancing claims in the negotiation of an Enterprise Agreement, with Energy Australia NSW Pty Ltd, authorise an unlimited number of bans including consecutive bans on undertaking work related travel outside of the Mount Piper Power Station?	4	1	0
12	Do you, for the purpose of advancing claims in the negotiation of an Enterprise Agreement, with Energy Australia NSW Pty Ltd, authorise an unlimited number of bans including consecutive bans on the use of computers and/or handheld devices?	2	3	0
13	Do you, for the purpose of advancing claims in the negotiation of an Enterprise Agreement, with Energy Australia NSW Pty Ltd, authorise an unlimited number of bans including consecutive bans on the use of battery powered tools?	4	1	0
14	Do you, for the purpose of advancing claims in the negotiation of an Enterprise Agreement, with Energy Australia NSW Pty Ltd, authorise an unlimited number of bans including consecutive bans on the use of 240/415 equipment and/or tools?	4	1	0
15	Do you, for the purpose of advancing claims in the negotiation of an Enterprise Agreement, with Energy Australia NSW Pty Ltd, authorise an unlimited number of bans including consecutive bans on the use of multi-metres?	4	1	0
16	Do you, for the purpose of advancing claims in the negotiation of an Enterprise Agreement, with Energy Australia NSW Pty Ltd, authorise an unlimited number of bans including consecutive bans on the use of testing equipment?	4	1	0

17	Do you, for the purpose of advancing claims in the negotiation of an Enterprise Agreement, with Energy Australia NSW Pty Ltd, authorise an unlimited number of bans including consecutive bans on verifying or performing electrical isolations?	4	1	0
18	Do you, for the purpose of advancing claims in the negotiation of an Enterprise Agreement, with Energy Australia NSW Pty Ltd, authorise an unlimited number of bans on the reduction of load of one (1) or more steam turbine generator unit(s) at the Mount Piper Power Station of twenty-four (24) hours and thirty (30) minutes in duration (subject to 5 working day's notice)?	3	2	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, 6, 7, 9, 10, 11, 13, 14, 15, 16, 17, 18.
- The majority of voters who cast a valid vote were against the action set out in question(s) 4, 5, 8, 12.

Kaye Bartlett
 Returning Officer
 Delegate of the Ballot Agent
 Australian Electoral Commission
 17/05/2023

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