

Reference: 2025/4925

The General Manager
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Declaration of results - PAB Order: B2025/475

Pursuant to the Protected Action Ballot Order B2025/475 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)	53
Postal votes returned by voters	49
Postal votes rejected at the preliminary scrutiny	1
Postal votes admitted to further scrutiny	48
Percentage of postal votes returned*	90.56

*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, THE CORNWALL COAL COMPANY PTY LIMITED, do you authorise the taking of protected industrial action against your employer separately, concurrently and/or consecutively, in the form of:

Question		Yes	No	Informal
1	1. Stoppage of work for a period of 15 minutes including consecutive stoppages.			
	2. Stoppage of work for a period of 1 hour, including consecutive stoppages.			
	3. Stoppage of work for a period of 2 hours, including consecutive stoppages.	46	2	0
	4. Stoppage of work for a period of 4 hours, including consecutive stoppages.			
	5. Indefinite or periodic 6 hour stoppages of work, including consecutive stoppages.			

6. Indefinite or periodic 8 hours stoppages of work, including consecutive stoppages.
 7. Indefinite or periodic 10 hour stoppages of work, including consecutive stoppages.
 8. Indefinite or periodic 24 hour stoppages of work, including consecutive stoppages
 9. Stoppages of work, including consecutive stoppages.
 10. Indefinite or periodic bans on the performance of overtime.
 11. The imposition of a ban for a specified period, including indefinitely, on working rostered shifts on weekends including Sunday nights.
 12. The imposition of a ban for a specified period, including indefinitely, on using mobile phones and or car and truck mobile radios and or landlines expect in the case of an emergency.
 13. The imposition of a ban for a specified period, including indefinitely, on using personal tools.
 14. The imposition of a ban for a specified period, including indefinitely, on using company supplied tools, plant and equipment.
 15. The imposition of a ban for a specified period, including indefinitely, on undertaking repairs or preventative maintenance to Cement Australia Cornwall Coal plant and equipment.
 16. The imposition of a ban for a specified period, including indefinitely, on using electronic devices for work-related purposes (including, without limitation, computers or iPads)?
 17. The imposition of a ban for a specified period, including indefinitely, on working rostered days off and public holidays?
 18. The imposition of a ban for a specified period, including indefinitely, on responding to emails or texts messages?
 19. The imposition of a ban for a specified period, including indefinitely, on completing any paperwork.
 20. Indefinite or periodic bans on responding to emails.
 21. The taking meal breaks, in concert with other employees, at the same time and/or the same places (i.e. groups of employees).
 22. The imposition of a ban, for a specified period, including indefinitely, on working with and or the supervision or authorization of contractors to Cement Australia Cornwall Coal including the issuing permits.
 23. The imposition of a ban, for a specified period, including indefinitely, on
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contact with Cement Australia Cornwall Coal managers regarding the Enterprise Agreement included but not limited to reading or replying to Cement Australia Cornwall Coal correspondence or attending Cement Australia Cornwall Coal meetings or briefings.

24. Indefinite or periodic employee claim action in the form of not undertaking work, tasks or responsibilities normally undertaken by supervisors or managers.

25. The imposition of a ban, for a specified period, including indefinitely on ☐ On Call. ☐

26. The imposition of a ban for a specified period, including indefinitely, on participating in any meetings via any video conference platform.

27. The imposition of a ban for a specified period, including indefinitely, on the creation of work orders and service requests or similar.

28. Indefinite or periodic bans on refuelling Cement Australia Cornwall Coal vehicles and/or trucks?

29. Indefinite or periodic bans on issuing work orders.

30. The imposition of a ban for a specified period, including indefinitely, on lifting above shoulder height.

31. The imposition of a ban for a specified period, including indefinitely, on lifting 20 litre drums.

32. The imposition of a ban for a specified period, including indefinitely, on CP to not answer phones.

33. The imposition of a ban for a specified period, including indefinitely, on using SMV.

34. The imposition of a ban for a specified period, including indefinitely, on using diesel drums underground.

35. The imposition of a ban for a specified period, including indefinitely, on the use of diesel Bowser.

36. The imposition of a ban for a specified period, including indefinitely, on no DCB resets.

37. The imposition of a ban for a specified period, including indefinitely, on the use of Bolter/CM.

38. The imposition of a ban for a specified period, including indefinitely, on no walking belts out of shift.

39. The imposition of a ban for a specified period, including indefinitely, on lifting tool bags.

40. The imposition of a ban for a specified period, including indefinitely, on no reverse SMV's.

41. The imposition of a ban for a specified period, including indefinitely, on doing a prestart on a machine.
 42. The imposition of a ban for a specified period, including indefinitely, on Maximum of five belt tags allocated to conveyor system then stop & rectify.
 43. The imposition of a ban for a specified period, including indefinitely, on handovers between deputies taking place over the phone, all communication will be face to face.
 44. The imposition of a ban for a specified period, including indefinitely, on using underground toilets, surface facility use only.
 45. The imposition of a ban for a specified period, including indefinitely, on single person work for any task.
 46. The imposition of a ban for a specified period, including indefinitely, on the use of oils or fuels, picks or water sprays.
 47. The imposition of a ban for a specified period, including indefinitely, on shifting any vehicle above 2nd gear.
 48. The imposition of a ban for a specified period, including indefinitely, on carrying more than 4 people in a SMV, except in an emergency.
 49. The imposition of a ban for a specified period, including indefinitely, on doing a return inspection during production.
 50. The imposition of a ban for a specified period, including indefinitely, on no prep for work until actual start time.
 51. The imposition of a ban for a specified period, including indefinitely, on taking a shower in work time.
 52. The imposition of a ban for a specified period, including indefinitely, on working overtime to do belt and services extensions/retractions.
 53. The imposition of a ban for a specified period, including indefinitely, on working overtime to do belt clips replacement.
 54. The imposition of a ban for a specified period, including indefinitely, on the use of LHD.
 55. The imposition of a ban for a specified period, including indefinitely, on only opening one drive at a time.
 56. The imposition of a ban for a specified period, including indefinitely, on walking in at actual start time, then get changed and ready for work.
 57. The imposition of a ban for a specified period, including indefinitely, on Miner driver to testing their own miner remotes
 58. The imposition of a ban for a specified period, including indefinitely, on
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deputies doing handover on the surface.

59. The imposition of a ban for a specified period, including indefinitely, on Vehicle pre-start checks to be done at start of shift by driver.

60. The imposition of a ban for a specified period, including indefinitely, on belt moves during overtime.

61. The imposition of a ban for a specified period, including indefinitely, on using any tool powered by battery.

62. The imposition of a ban for a specified period, including indefinitely, on taking crib breaks on the surface.

63. The imposition of a ban for a specified period, including indefinitely, on no assisting loading trains.

64. The imposition of a ban for a specified period, including indefinitely, on minor repairs of plant and equipment.

65. The imposition of a ban for a specified period, including indefinitely, on call out, (emergencies exempt).

66. The imposition of a ban for a specified period, including indefinitely, on unlocking of gates and doors, the use of swipe cards, finger scanners and key fobs.

67. The imposition of a ban for a specified period, including indefinitely, on but not limited to stores related activities such as unloading of delivery trucks in the absence of the stores person.

68. The imposition of a ban for a specified period, including indefinitely, on the installation of cables and equipment.

69. The imposition of a ban for a specified period, including indefinitely, on resetting electrical equipment except in emergency situations.

70. The imposition of a ban for a specified period, including indefinitely, on HV switching except in emergency situations.

Do you support the taking of the bans listed from 1 through to 70?

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.
- The majority of voters who cast a valid vote were against the action set out in question(s) N/A.

Delegate of the Ballot Agent
Australian Electoral Commission
02/05/2025