

Reference: 2023/5498

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

Shane RESIDE  
 Construction, Forestry, Maritime, Mining and Energy Union  
 shane.reside@mua.org.au

Nigel ELLSMORE  
 Noorton Pty Ltd T/A NRMA Fast Ferry  
 Nigel.Ellsmore@mynrma.com.au

**Declaration of results - PAB Order: B2023/671**

Pursuant to the Protected Action Ballot Order B2023/671 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)	47
Postal votes returned by voters	39
Postal votes rejected at the preliminary scrutiny	3
Postal votes admitted to further scrutiny	36
Percentage of postal votes returned*	76.60

\*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 Noorton Pty Ltd, do you support the taking of protected industrial action which involves one or more of the following:

	Question	Yes	No	Informal
1	An unlimited number of stoppages of work of 1 hour duration which may be organised or arranged in consecutive periods?	35	1	0
2	An unlimited number of stoppages of work of 4 hours duration which may be organised or arranged in consecutive periods?	35	1	0
3	An unlimited number of bans on operating a vessel at speeds in excess of 15 knots?	35	1	0
4	An unlimited number of bans or limitations on the wearing of company-issued uniforms?	34	2	0

5	An unlimited number of actions in the form of making announcements, authorised by the MUA, by way of using the internal Public Address system, as well as handing out publications authorised by the MUA, aboard the vessels?	35	1	0
6	An unlimited ban on employees working adjacent to ticket-gates?	35	1	0
7	An unlimited number of bans or limitations in the participation of loading food or beverages onto the vessel(s) and/or selling food and beverages on board vessels?	34	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, 4, 5, 6, 7.
- The majority of voters who cast a valid vote were against the action set out in question(s) NA.

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

09/08/2023

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)