

NTPS GENERAL BULLETIN 12/2013

INFORMATION FOR UNION MEMBERS ONLY

Protected Action Ballots Approved

Today the Fair Work Commission heard submissions for protected action ballots to be conducted by the:

- Community and Public Sector Union (CPSU)
- Transport Workers' Union (TWU)
- Automotive, Food, Metals, Engineering, Printing and Kindred Industries Union, known as Australian Manufacturing Workers' Union (AMWU)
- Communications, Electrical, Electronic, Energy, Information, Postal, Plumbing and Allied Services Union of Australia, known as the Electrical Trades Union (ETU)

The Fair Work Commission has issued Orders approving the conduct of protected industrial action ballots of their respective members. Attached are copies of the Orders.

These are formal ballots conducted by the Australian Electoral Commission which must be conducted within the next 20 days. Only members of the respective unions will receive ballots, and if successful, only members of those unions can take the protected industrial action proposed by their union. Employees who are not members can not participate in taking protected industrial action.

In accordance with the *Fair Work Act 2009* (the Act), the employer must not make a payment to a union member who engages in protected industrial action, for the total duration of the industrial action taken; and in relation to partial work bans, a reduction in payment will be calculated in accordance with the Act.

Feedback

Should you wish to express a view on the offer or make a suggestion you can provide your feedback to me directly at www.enterpriseagreements.nt.gov.au/general_feedback. All feedback will be treated confidentially.

More Information

To keep you informed the OCPE has a webpage dedicated to enterprise agreement negotiations under the [Enterprise Agreement Negotiation Updates page](#).

The website will be updated regularly with the latest information on negotiations, including bulletins, information sheets and other material.



KEN SIMPSON
Commissioner for Public Employment

16 August 2013



ORDER

Fair Work Act 2009

s.437 - Application for a protected action ballot order

**CPSU, the Community and Public Sector Union, Northern Territory
Branch**

v

Commissioner for Public Employment for the Northern Territory
(B2013/1127)

VICE PRESIDENT CATANZARITI

SYDNEY, 16 AUGUST 2013

Proposed protected action ballot by employees of Northern Territory Public Sector.

Pursuant to s.443 of the *Fair Work Act 2009* (the Act) the Fair Work Commission orders:

1. PROTECTED ACTION BALLOT TO BE HELD

The CPSU, the Community and Public Sector Union (the CPSU) is to hold a protected action ballot of employees of Commissioner for Public Employment for the Northern Territory (OCPE) described in clause 3 of this order.

2. NAME OF PERSON AUTHORISED TO CONDUCT THE BALLOT

The ballot is to be conducted by the Australian Electoral Commission.

3. GROUP OR GROUPS OF EMPLOYEES TO BE BALLOTTED

In accordance with s.437(5) of the Act, the employees to be balloted are those employees of OCPE who are members of and are entitled to be industrially represented by the CPSU and who would be subject to the proposed enterprise agreement.

4. DATE BY WHICH BALLOT CLOSES

The date by which voting in the protected action ballot is to close no later than 20 working days from the date of this order.

5. QUESTIONS

The questions to be put to the employees in the ballot are:

In support of reaching an Enterprise Agreement with OCPE do you endorse the taking of any and all protected industrial action against your employer which is authorised by this ballot, separately concurrently and/or consecutively in the form of:

Question 1

An unlimited number of bans or limitations not performing overtime?

Yes No

Question 2

An unlimited number of bans or limitations not performing restriction duty?

Yes No

Question 3

An unlimited number of bans or limitations not responding to phone calls and emails for a nominated period of 2 hours?

Yes No

Question 4

An unlimited number of bans or limitations only performing duties listed in the job description or duty statement?

Yes No

Question 5

An unlimited number of bans or limitations not home garaging NT fleet vehicles?

Yes No

Question 6

An unlimited number of bans or limitations not wearing uniforms?

Yes No

Question 7

Stoppages of work for up to and including 1 hour?

Yes No

Question 8

Stoppages of work for up to and including 2 hours?

Yes No

Question 9

Stoppages of work for up to and including 4 hours?

Yes No

Question 10

Stoppages of work for up to and including 8 hours?

Yes No

Question 11

Stoppages of work for 12 hours?

Yes No

Question 12

Stoppages of work for 24 hours?

Yes No

6 POSTING OF ORDER

The employer shall cause a copy of this order to be posted at prominent locations in, or about, the employer's worksites.



VICE PRESIDENT

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ORDER

Fair Work Act 2009

s.437 - Application for a protected action ballot order

Transport Workers' Union of Australia

v

Commissioner for Public Employment

(B2013/1142)

VICE PRESIDENT CATANZARITI

SYDNEY, 16 AUGUST 2013

Pursuant to s.443 of the *Fair Work Act 2009* (the Act) the Fair Work Commission orders:

1. PROTECTED ACTION BALLOT TO BE HELD

The Transport Workers' Union of Australia SA/NT Branch (the TWU) is to hold a protected action ballot of employees of the Commissioner for Public Employment for the Northern Territory (OCPE) described in clause 3 of this order.

2. NAME OF PERSON AUTHORISED TO CONDUCT THE BALLOT

The ballot is to be conducted by the Australian Electoral Commission.

3. GROUP OR GROUPS OF EMPLOYEES TO BE BALLOTTED

In accordance with s.437(5) of the Act, the employees to be balloted are employees of the OCPE who are members of and are entitled to be industrially represented by the TWU and who would be subject to the proposed enterprise agreement.

4. DATE BY WHICH BALLOT CLOSES

The date by which voting in the protected action ballot is to close is no later than 20 working days from the date of this order.

Note: The Australian Electoral Commission may, with the consent of the TWU, develop a timetable that provides for a close of voting before that date.

5. QUESTIONS

The questions to be put to the employees in the ballot are:

In support of reaching an Enterprise Agreement with OCPE do you endorse the taking of any and all protected industrial action against your employer which is authorised by this ballot, separately concurrently and/or consecutively in the form of:

Question 1

An unlimited number of bans or limitations not performing overtime?

Yes No

Question 2

An unlimited number of bans or limitations not performing restriction duty?

Yes No

Question 3

An unlimited number of bans or limitations only performing duties listed in the job description or duty statement?

Yes No

Question 4

An unlimited number of bans or limitations not wearing uniforms?

Yes No

Question 5

Stoppages of work for up to and including 1 hour?

Yes No

Question 6

Stoppages of work for up to and including 2 hours?

Yes No

Question 7

Stoppages of work for up to and including 4 hours?

Yes No

Question 8

Stoppages of work for up to and including 8 hours?

Yes No

Question 9

Stoppages of work for 12 hours?

Yes No

Question 10

Stoppages of work for 24 hours?

Yes No

Question 11

An indefinite ban on the collection of fares?

Yes No

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ORDER

Fair Work Act 2009

s.437 - Application for a protected action ballot order

"Automotive, Food, Metals, Engineering, Printing and Kindred Industries Union" known as the Australian Manufacturing Workers' Union (AMWU)- Queensland Branch

v

**Commissioner for Public Employment for the Northern Territory
(B2013/1137)**

VICE PRESIDENT CATANZARITI

SYDNEY, 16 AUGUST 2013

Proposed protected action ballot by employees of Northern Territory Public Sector.

Pursuant to s.443 of the *Fair Work Act 2009* (the Act) the Fair Work Commission orders:

1. PROTECTED ACTION BALLOT TO BE HELD

The "Automotive, Food, Metals, Engineering, Printing and Kindred Industries Union" known as the Australian Manufacturing Workers' Union (the AMWU) is to hold a protected action ballot of employees of Commissioner for Public Employment for the Northern Territory (OCPE) described in clause 3 of this order.

2. NAME OF PERSON AUTHORISED TO CONDUCT THE BALLOT

The ballot is to be conducted by the Australian Electoral Commission.

3. GROUP OR GROUPS OF EMPLOYEES TO BE BALLOTTED

In accordance with s.437(5) of the Act, the employees to be balloted are those employees of OCPE who are members of and are entitled to be industrially represented by the AMWU and who would be subject to the proposed enterprise agreement.

4. DATE BY WHICH BALLOT CLOSES

The date by which voting in the protected action ballot is to close no later than 20 working days from the date of this order.

5. QUESTIONS

The questions to be put to the employees in the ballot are:

In support of reaching an Enterprise Agreement with OCPE do you endorse the taking of any and all protected industrial action against your employer which is authorised by this ballot, separately concurrently and/or consecutively in the form of:

Question 1

An unlimited number of bans or limitations not performing overtime?

Yes No

Question 2

An unlimited number of bans or limitations not performing restriction duty?

Yes No

Question 3

An unlimited number of bans or limitations not responding to phone calls and emails for a nominated period of 2 hours?

Yes No

Question 4

An unlimited number of bans or limitations only performing duties listed in the job description or duty statement?

Yes No

Question 5

An unlimited number of bans or limitations not home garaging NT fleet vehicles?

Yes No

Question 6

An unlimited number of bans or limitations not wearing uniforms?

Yes No

Question 7

Stoppages of work for up to and including 1 hour?

Yes No

Question 8

Stoppages of work for up to and including 2 hours?

Yes No

Question 9

Stoppages of work for up to and including 4 hours?

Yes No

Question 10

Stoppages of work for up to and including 8 hours?

Yes No

Question 11

Stoppages of work for 12 hours?

Yes No

Question 12

Stoppages of work for 24 hours?

Yes No

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ORDER

Fair Work Act 2009

s.437 - Application for a protected action ballot order

**Communications, Electrical, Electronic, Energy, Information, Postal,
Plumbing and Allied Services Union of Australia - Electrical, Energy and
Services Division - Queensland Divisional Branch**

v

Commissioner for Public Employment for the Northern Territory
(B2013/1128)

VICE PRESIDENT CATANZARITI

SYDNEY, 16 AUGUST 2013

Proposed protected action ballot by employees of Northern Territory Government.

Pursuant to s.443 of the *Fair Work Act 2009* (the Act) the Fair Work Commission orders:

1. PROTECTED ACTION BALLOT TO BE HELD

The Communications, Electrical, Electronic, Energy, Information, Postal, Plumbing and Allied Services Union of Australia (the CEPU) is to hold a protected action ballot of employees of Commissioner for Public Employment for the Northern Territory (OCPE) described in clause 3 of this order.

2. NAME OF PERSON AUTHORISED TO CONDUCT THE BALLOT

The ballot is to be conducted by the Australian Electoral Commission.

3. GROUP OR GROUPS OF EMPLOYEES TO BE BALLOTTED

In accordance with s.437(5) of the Act, the employees to be balloted are those employees of OCPE who are members of and entitled to be industrially represented by the CEPU and who would be subject to the proposed enterprise agreement.

4. DATE BY WHICH BALLOT CLOSES

The date by which voting in the protected action ballot is to close is no later than 20 working days from the date of this order.

5. QUESTIONS

In support of reaching an Enterprise Agreement with OCPE, do you wish to organise and/or engage in separately, concurrently and/or consecutively, the following protected industrial action against OCPE?

Question 1

Stoppages of work for 1 hour periods?

Yes No

Question 2

Stoppages of work for 2 hour periods?

Yes No

Question 3

Stoppages of work for 4 hour periods?

Yes No

Question 4

Stoppages of work for 8 hour periods?

Yes No

Question 5

Stoppages of work for 10 hour periods?

Yes No

Question 6

Stoppages of work for 24 hour periods?

Yes No

Question 7

Stoppages of work for 48 hour periods?

Yes No

Question 8

Indefinite or periodic bans on overtime?

Yes No

Question 9

Indefinite or periodic bans on field trips?

Yes No

6. POSTING OF ORDER

The employer shall cause a copy of this order to be posted at prominent locations in, or about, the employer's worksite.



VICE PRESIDENT

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