



Reference: 2024/7741

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

Keenon ENDACOTT
Mining & Energy Union
keenon@meunsw.org.au

Mary WARK
Viva Energy Australia Pty Ltd
m.wark@vivaenergy.com.au

Declaration of results - PAB Order: B2024/847

Pursuant to the Protected Action Ballot Order B2024/847 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)	21
Postal votes returned by voters	14
Postal votes rejected at the preliminary scrutiny	0
Postal votes admitted to further scrutiny	14
Percentage of postal votes returned*	66.66

*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 Viva Energy Australia Pty Ltd, authorise industrial action in the form of an unlimited number of bans, including consecutive bans, on the dosing terminal tanks with stadis?	13	1	0
2	Do you, for the purpose of advancing claims in the negotiation of an Enterprise Agreement with Viva Energy Australia Pty Ltd, authorise industrial action in the form of an unlimited number of bans, including consecutive bans, on the writing of permits.?	13	1	0

3	Do you, for the purpose of advancing claims in the negotiation of an Enterprise Agreement with Viva Energy Australia Pty Ltd, authorise industrial action in the form of an unlimited number of bans, including consecutive bans, on the conducting of AGT gas testing?	13	1	0
4	Do you, for the purpose of advancing claims in the negotiation of an Enterprise Agreement with Viva Energy Australia Pty Ltd, authorise industrial action in the form of an unlimited number of bans, including consecutive bans on the conducting of ship pre-discharge product quality testing?	13	1	0
5	Do you, for the purpose of advancing claims in the negotiation of an Enterprise Agreement with Viva Energy Australia Pty Ltd, authorise industrial action in the form of an unlimited number of stoppages of work, including consecutive stoppages of work of two (2) hours in duration?	13	1	0
6	Do you, for the purpose of advancing claims in the negotiation of an Enterprise Agreement with Viva Energy Australia Pty Ltd, authorise industrial action in the form of an unlimited number of stoppages of work, including consecutive stoppages of work of twelve (12) hours in duration?	13	1	0
7	Do you, for the purpose of advancing claims in the negotiation of an Enterprise Agreement with Viva Energy Australia Pty Ltd, authorise industrial action in the form of a ban on the working of overtime?	13	1	0
8	Do you, for the purpose of advancing claims in the negotiation of an Enterprise Agreement with Viva Energy Australia Pty Ltd, authorise industrial action in the form of an unlimited number of bans, including consecutive bans, on being on-call?	13	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, 7, 8.
- The majority of voters who cast a valid vote were against the action set out in question(s) N/A.

Ballot Agent
Australian Electoral Commission

19/08/2024

Email: PABevents@aec.gov.au phone: 02 9375 6366 or 03 9285 7111

www.aec.gov.au