



INDUSTRIAL ACTION NOTIFIED

Over the past few days the RTBU has held meetings at Major depots and contacted members by phone to bring you up to speed on developments, hear your thoughts and seek your direction.

Considering meetings were held at short notice and only those who were not rostered could attend, it was great to see large numbers turn out and we thank you for your attendance.

Where we are up to

1. The RTBU wrote to Pacific National Management on Tuesday offering to hold 48 hours of negotiations in an effort to resolve the outstanding matters. Pacific National did not accept this offer.
2. The RTBU has initiated legal Action with the federal court over what we believe to be clear breaches of the Fair Work Act in relation to PNs offer of guaranteed payments to workers who do not take industrial action.
3. Today we have notified Pacific National that members of the RTBU who are covered by the NSW Coal Enterprise agreement 2009, will take industrial action for 24 hours starting from 12noon Friday 8th February.

Q & A

Who can take industrial Action?

- Train Crew who are members of the RTBU and who are covered by the Pacific National Coal, NSW Enterprise Agreement 2009
- Terminal Operators who are members of the RTBU and are covered by the Pacific National Coal, NSW Enterprise Agreement 2009
- Maintainers who are members of the RTBU and are covered by the Pacific National Coal, NSW Enterprise Agreement 2009
- Support Staff who report through to the General Manager of Coal NSW (Dave Mayo) and who are members of the RTBU and are covered by the Pacific National Coal, NSW Enterprise Agreement 2009 or who were covered by the Operational Services 2006 Agreement.
- Any RTBU Member mentioned above who has signed a recent PN letter not to take industrial Action and has since changed their mind.

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- Persons described above who are on appointment agreements, (you must be covered by the scope of the agreement). If unsure please call your Organiser for clarification.

Who cannot take industrial Action?

- Employees who are not union members
- Members of other Unions who are not RTBU Members
- Members who do not work for Pacific National Coal NSW
- Any Support role outside the Scope of the Enterprise Agreement. E.g. Supervisors (whose primary role is supervising employees) who have a base pay rate above level 2.4 of the agreement or persons with a base pay rate above level 3.3 of the agreement.

Operational Matters on the Day of Industrial Action

Q. Can I refuse to perform an operational task prior to the start time of Industrial Action?

A. NO you must perform your normal duties to the start time

Q. If I am on a train and the start time of industrial Action has arrived what do I do?

A. If your train is clear of the main line and at an approved stow point secure your train advise your Supervisor that you are ceasing your shift

A. If your train is not clear, Advise your Supervisor and Train Controller of your situation and that you request to be routed to the nearest approved stow point. Do not leave your train until you are at an approved stow point and you have carried out the normal stow process.

Q. I am working in an office and the start time for industrial action has arrived, What do I do?

A. Carry out any immediate safety task that you are responsible for (this may include advising your supervisor and your Union Organiser of any employees still on trains or work sites) then depart the site.

Media

No Member should speak to any media. All enquiries should be directed to your Organiser, Steve Wright. No Member should discuss, comment or use social media for any matter regarding industrial action. To do so may place your union and you personally at risk of legal action.

Contacts

General Questions – Newcastle Office - 02 -4969 4668 or your local Delegate

Operational Questions on the Day – 0418 699 542

Members will be kept informed by email and through the loco express web page and on occasion by SMS to your mobile phone. Again members are reminded to ensure your contact details are correct. Members can also contact their local delegate or Organiser for further advice.

Authorised by Robert Hayden
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