



RTBU

PACIFIC NATIONAL

ENTERPRISE AGREEMENT BULLETIN NO.3

Further to previous newsletters from our National Office and in response to recent correspondence from PN to employees in Bulk and Coal, this newsletter is to inform members of where the EA bargaining is really up to. Since our last update the RTBU has undertaken consultation with our Delegates, considered a number of factors that have arisen, and worked through legal issues to ensure bargaining can proceed in a manner that is in members' best interests.

What PN Didn't Tell You

1) PN failed to mention in their correspondence that although they are proposing to have four enterprise agreements, they have sort to exclude all administrative Supervisory Technical and Professional people from these agreements and provide them no EA coverage whatsoever.

They have set about establishing the North Sydney NOC / IPS by using every means possible to make the NOC/IPS an EA employee free zone, and are employing people on non-Union individual agreements without any commitment not to undercut the current EA entitlements / conditions.

2) PN didn't tell you that they are also:

- Seeking to move all the PN Coal maintainers from the Coal EA and force them onto an already existing EA that, as far as members are concerned, would see this group of employees worse off.
- Seeking to force NSW Based Train drivers covered by the PN Victorian Bulk Agreement onto the NSW Bulk Agreement also leaving these members worse off.
- Have applied for a scope order with the Fair Work Commission for "Pacific National Victoria Bulk Rail Enterprise Agreement 2017" which does not restrict this Agreement from only covering employees based in Victoria but seeks to cover employees who perform the majority of their work in Victoria. We believe this does not exclude them from employing employees in say NSW or SA as long as they perform the majority of their work within Victoria.

3) The RTBU has applied to the Fair Work Commission for a scope order for a National agreement instead of the four agreements the company wish to pursue, which would include a Common section and separate sections / parts for each of the respective Business Units where specific operational / working arrangements are required.

4) Both the companies and the Unions scope orders are currently being discussed through conciliation at the FWC.

The Company and RTBU met Friday 15/07/16 in an effort to resolve the Scope matters so as to allow actual Bargaining to commence. The RTBU put forward a number of options to the Company which they committed to respond in writing to by COB Friday 22/07/16.

Members will be kept informed via National and State-based Newsflashes as developments occur.