



RTBU – PacNat Member's Union Collective Agreement 2009 Update *Newsflash No 34* 17th June 2010

Member Update

General – All Business Group / Classification Members

Further to the information contained in Newsflash No 33, the following is a brief update on negotiations and to advise members of the possibility that we may be required to seek a further Ballot for Protected Industrial Action for all Business Groups should there be continued delays in receiving documentation and finalisation of a number of Business Group / Classification outstanding issues / negotiations.

Delegates and members are becoming increasingly concerned that PN are purposely delaying finalisation of Agreements, Clauses and wording in an attempt to frustrate members.

Members are advised that should it be required the RTBU will not hesitate to seek another Ballot for Protected Industrial Action for those Business Groups we believe are purposely delaying the process.

We have also been contacted by PN seeking to make unidentified changes to the Consultation and Change Clause of Part A, although to date they have not identified what they are seeking, but have now asked for a meeting Thursday 17th June to discuss Part A. We expect PN will be raising their proposed changes at this meeting.

Whilst the most recent Draft Part A (*received 20/05/2010*) and Intermodal Train Crew (*received 8/06/2010*) Documents do not contain any changes to the Consultation and Change Clause, we have now found that both PN Bulk and Coal have made changes to the Consultation and Change clause in their latest drafts without identifying the change to either Your Negotiation Delegates or Your Union.

This clause was one of the first clauses discussed and took the longest period of time to get in principle agreement on (*approx 6 months ago*).

For PN Bulk (*who have even sent THEIR draft document to Depot Meal rooms*) and Coal to make changes to their draft documents and not point the changes out to Your Negotiation Delegates is totally unacceptable.

The RTBU will not be agreeing to any changes to the Consultation and Change Clause.

Members will be kept informed of the above in future Newsflashes.

Coal Update following withdrawal of their Intended Protected Industrial Action.

Since members last met and withdrew their intended protected industrial action, discussion has continued between the parties to finalise drafting of the EA document and initiate depot tours.

The RTBU has sought some refinement of the document surrounding current level fourteen drivers, and redrafting of some clauses where there were either errors or omissions after feedback from Delegates.

PN had committed to circulating the draft document to employees as soon as drafting was corrected.

The RTBU understands members concerns of not yet seeing a completed draft and has advised PN that this must be provided to employees by Noon Thursday as the Protected Industrial Action Ballot extension expires on Friday 25th June, and we do not intend to allow PN to purposely delay the process.

Agreement had been reached to conduct briefing sessions of Coal Depots, and that PN would forward a draft copy of the agreement out to Employees at least 1 week prior to the briefing sessions commencing. At time of writing we are of the understanding that PN are seeking to conduct the first briefing session from the week commencing the 29th June.

Additional Newsflashes will be issued as developments occur.

Also it is important that we continue to get information about what the Company has put out and about saying (if anything) on what they are planning for any of the Business Group Agreements.

I ask that any such information be given / advised to your local delegate, State Branch and or emailed / faxed to the RTBU National Office. Copies of company newsletters, notes taken by you or individual members from Company held meetings etc should all be sent in. Even if we get the same information numerous times, that's better than not getting it at all, so you should assume we have not seen it nor do we know about it, and send it through.

Do not assume or expect that someone else has sent it to us.

I ask that you continue to support your Delegate and offer to assist them when needed as they represent you and your Union prior to, during and following the Campaign.

Newsflash!@Home.

If you would like to receive future information to your personal home email please email Bob Hayden at rhayden@rtbu-nsw.asn.au with your name, your location, your classification and your email address and you will be added to the email list.

YOUR RIGHTS AT WORK..... WORTH FIGHTING FOR!!

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