

**From:** [REDACTED]  
**Subject:** Finance and Administration Committee  
**Date:** FW: Work Health and Safety and Other Legislation Amendment Bill 2015  
**Attachments:** Tuesday, 23 June 2015 4:43:21 PM  
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Dear committee

In response to your attached request for further examples of where union officials have misused their entry privileges, I refer you to the examples below.

- The first example appears in a published decision attached at the hyperlink below and illustrates inappropriate conduct by several CFMEU officials seeking to enter the Curtis Island LNG plant. They entered the site without notice and without regard to established safety protocols. Behaviour cited in the decision included failing to comply with right of entry obligations, avoiding entry procedures designed to maintain health and safety, walking on unsafe heavy vehicle haul roads, leaving their escorts, holding meetings in unauthorised areas, abusing employees and removing protective clothing.  
[http://decisions.fwc.gov.au/download.aspx?doctype=pdf&edoc\\_id=5341283](http://decisions.fwc.gov.au/download.aspx?doctype=pdf&edoc_id=5341283)
- AMMA staff have been informed by two separate member companies with major operations in Qld that unions have recently been misusing s81 of the Work Health & Safety Act Qld as it currently stands, which relates to the resolution of health and safety issues. As you know, since May 2014 union permit holders in Qld have been required to provide 24 hours' notice of entry to investigate an alleged safety breach. What has been reported to us on at least two major projects since then is that unions are instead seeking to enter under s81 but misusing those provisions. While no notice is specifically required under that section, it is meant to only be used when efforts have been made by the union to resolve disputes with management. Our members report unions using those provisions when no such attempts have been made. Where unions have been allowed entry, they have proceeded to meet and hold discussions with unrelated groups of workers, issue provisional improvement notices for alleged minor safety breaches, and generally disrupt work in ways that is not envisaged under s81. AMMA is not prepared to name the specific members concerned for reasons including that it would exacerbate the industrial situation on those projects. It is our understanding that the safety visits are to put industrial pressure on the companies for WR arrangements entered into with employees of which the unions do not approve.

We hope you find these examples relevant to your deliberations over the provisions of the Work Health and Safety and Other Legislation Amendment Bill 2015.

Kind regards

Lisa

**Lisa Matthews**

AMMA | Senior Workplace Policy Adviser

Level 3, 85 Macquarie St | Hobart | TAS 7000 (PO Box 1236)

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**From:** Finance and Administration Committee [mailto:FAC@parliament.qld.gov.au]

**Sent:** Thursday, 18 June 2015 4:08 PM

**To:** [REDACTED]

**Subject:** Work Health and Safety and Other Legislation Amendment Bill 2015

Good afternoon

Attached please find correspondence from the Finance & Administration Committee.

If you require any further information or assistance please contact the secretariat on 3406 7576 or [fac@parliament.qld.gov.au](mailto:fac@parliament.qld.gov.au).

Kind regards

[REDACTED]

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