

**BEFORE THE INDUSTRIAL RELATIONS COMMISSION
OF NEW SOUTH WALES**

Matter No. IRC 2017/00148504

TRANSPORT SECRETARY

Notifier

RAIL, TRAM AND BUS UNION

OF NEW SOUTH WALES

Respondent

ORDERS

A Pursuant to Section 136(1)(c) and Section 137(1)(a) of the Industrial Relations Act 1996, the Commission makes the following orders:

1. The Rail, Tram and Bus Union of New South Wales (“the RTBU”) by its officers, employees and members employed by the Government of New South Wales in the Transport Service under Section 68C of the *Transport Administration Act 1988* is hereby ordered to refrain from taking industrial action (including any strike, stop work meeting, ban, relieving ban, limitation or restriction on the performance of work, refusal to wear uniforms, any form of fare discounting or action which results in reduced or nil fare collection), for a period of three months, in connection with the

RTBU's opposition to the franchising of Region 6 of the State Transit Authority Bus Services, *and/or in relation to any "future privatisation"*.

2. The RTBU, its officers, employees and members employed by the Government of New South Wales in the Transport Service under Section 68C of the *Transport Administration Act 1988* are hereby ordered to cease and refrain from authorising, organising, supporting, encouraging or inciting industrial action (including any strike, stop work meeting, ban, limitation or restriction on the performance of work, refusal to wear uniforms, any form of fare discounting or action which results in reduced or nil fare collection), for a period of three months, in connection with the RTBU's opposition to the franchising of Region 6 of the State Transit Authority Bus Services, *and/or in relation to any "future privatisation"*.
- B. Pursuant to Section 136(1)(a) of the *Industrial Relations Act 1996*, the

Commission makes the following directions:

1. The RTBU and its officers are hereby directed to take all reasonable steps to ensure that the employees and the members of the RTBU comply with orders A1 and A2, including notifying its members of the said orders by posting the orders in a prominent position on its website and the RTBU's social media, such as Facebook and Twitter no later than *midday 19* August 2017.
2. The RTBU must advise the Notifier's legal representatives in writing by *10am on 21...pm on 18* August 2017 of the steps taken to comply with these Orders, including the form of notification and, if written, a copy of the notification and the further steps they intend to take (if any) to comply with these Orders in respect of any employee who, by that time, has not been notified.
3. Service of Orders A1 and A2 and direction B1 may be affected by sending a *facsimile* copy to the RTBU or by handing a copy of these orders and directions to an officer or employee of the RTBU by *..7:00 am/pm on ..18* August 2017.

- C. Pursuant to Section 136(1)(a) of the *Industrial Relations Act 1996*, the Commission makes the following direction:

1. These Orders and directions shall take effect from 7... ~~am~~/pm on ~~18~~ August 2017 and shall remain in force for three months unless, on formal application, they are varied or rescinded in the meantime.



COMMISSIONER JOHN MURPHY

By Order of the Commission.

Dated: 18 August 2017