



ORDER

Fair Work Act 2009
s.418—Industrial action

CPB Contractors Pty Limited T/A CPB Contractors

v

Construction, Forestry and Maritime Employees Union
(C2024/6824)

DEPUTY PRESIDENT LAKE

BRISBANE, 27 SEPTEMBER 2024

Alleged industrial action at Cross River Rail construction sites

1. TITLE

1.1 The order shall be known as the *Construction, Forestry, Maritime Employees Union Order No. 1* (the **Order**)

2. APPLICATION AND PARTIES BOUND.

2.1 The Order is binding on and applies to:

- (a) CPB Contractors Pty Limited T/A CPB Contractors (the **Company**);
- (b) Construction, Forestry and Maritime Employees Union (the **Union**); and
- (c) employees of the Company who are members of the Union.

3. INDUSTRIAL ACTION TO STOP AND TO NOT BE ORGANISED

3.1 From the time of the making of this Order, the CFMEU, its Officers and Employees must:

- (a) Not organise or engage in any industrial action that is not or would not be protected industrial action in breach of s.418 of the *Fair Work Act 2009* (Act).
- (b) Not organise, aid, abet, direct, procure, induce, authorise, incite, advise, persuade or encourage any of its Members to engage in any industrial action that is not or would not be protected industrial action in breach of s.418 of the Act.
- (c) For the purposes of paragraph 3.1(a) and (b), “industrial action” means organising meetings during working hours that are not within prescribed breaks including “lunch breaks and smoko breaks” at the following sites:

1. the project site known as the Albert Street Precinct (Lot 1, Lot 2, Lot 3), bound by Mary, Edward, Elizabeth and George Street, Brisbane City;
2. the project site known as the Roma Street Precinct, bound by Roma Street, Countess Street and Parkland Boulevard and the Queensland Rail Corridor, Brisbane City;
3. the project site known as the Gabba Precinct, bound by Stanley, Main, Leopard and Vulture Streets, Woolloongabba;
4. the project site known as the Boggo Road Precinct, bound by Boggo Road, Peter Doherty Street and Boggo Road Busway/ Queensland Rail Corridor in Dutton Park;
5. the project site known as the Southern Area work area, bound by Cornwall Street, Kent Street and Queensland Rail Corridor;
6. the project site Known as the Northern Portal, bound by the Queensland Rail Corridor, Bowen Bridge Road, Gregory Terrace and Kalinga Avenue;
7. Hamilton Yard at 222 MacArthur Avenue, Hamilton;
8. BlueWater Yard at 2-6 Bishop Drive, Port of Brisbane;
9. 271 Gilchrist Avenue, Herston;
10. 33 Lanham Street, Bowen Hills;
11. 48 O'Connell Terrace, Bowen Hills;
12. 58 Chale Street, Yeerongpilly;
13. Corner of Nobel Street and Annerley Road, Dutton Park;
14. Corner of Brooke Street and Pegg Road, Rocklea;
15. Corner of Wilkie Street and Green Street, Yeerongpilly; and
16. 19 Orient Avenue, Pinkenba.

4. SERVICE OF ORDER

- 4.1 The CFMEU will satisfy the requirements of service by texting the CFMEU Organisers by 7:00pm, 27 September 2024 the following:

The Fair Work Commission has made an order under s.418 of the *Fair Work Act 2009* to stop industrial action. This includes organising meetings during working hours outside of scheduled breaks. Please make this order available to all your members engaged to perform work on the Cross River Rail project.

- 4.2 The Company will satisfy the requirements of service by emailing the employees who are engaged to perform work on the Cross River Rail project, the following:

The Fair Work Commission has made an order under s.418 of the *Fair Work Act 2009* to stop industrial action. This includes organising meetings during working hours outside of scheduled breaks.

- 4.3 The Company will satisfy the requirements of service placing a copy of this Order on its noticeboards typically used for communicating with the Employees at all Cross River Rail Construction Sites where the Employees work.

5. TERM AND DATE OF EFFECT

- 5.1 The Order shall commence on 27 September 2024 at 7:00PM (QLD Time) and will cease on 2 October 2024 at 11:59PM (QLD Time).



DEPUTY PRESIDENT

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