

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

No. IRC 2017/00148504

**Re: Notification pursuant  
to s. 130 of the Industrial  
Relations Act 1996**

**TRANSPORT SECRETARY**  
Notifier

**RAIL, TRAM AND BUS  
UNION OF NEW SOUTH  
WALES**

**UNIONS NSW**  
Respondents

**ORDERS SOUGHT BY THE  
NOTIFIER**

Filed by Crown Solicitor

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**Ref: 201701427**

**T07 Nichola Constant**

**ORDERS SOUGHT BY THE NOTIFIER**

- A. Pursuant to s. 136(1)(a) and s137(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, its officers, employees and members who are employed, for the purposes of s. 68C of the *Transport Administration Act 2013*, by the Notifier, are ordered to immediately cease organising and refrain from taking any form of industrial action, including any strike, stop work meeting, ban, relieving ban, limitation or restriction on the performance of work and must not recommence, engage in or threaten to engage in industrial action while these orders are in force.
  2. The Rail, Tram and Bus Union of New South Wales and its respective officers and employees must not induce, advise, authorise, encourage, direct, aid or abet its members to organise or take further industrial action.
  3. These orders shall come into effect on and from 21.30 on 17 May 2017 and shall remain in force until 20:00 on 17 August 2017.
- B. Pursuant to s. 136(1) and s. 163 of the *Industrial Relations Act*, the Commission makes the following directions:
1. The Rail, Tram and Bus Union of New South Wales must, by no later than 22:00 on 17 May 2017, provide or cause to be provided a copy of Orders A1, A2 and A3 to its delegates employed by the Notifier.

2. The Rail, Tram and Bus Union of New South Wales must, by no later than 22:00 on 17 May 2017 issue or cause to be issued a directive or similar memorandum to all members of the Rail, Tram and Bus Union of New South Wales employed by the Notifier to ensure that the employees and the members of the Rail, Tram and Bus Union of New South Wales are aware of, and comply with, Order A1, including notifying its members of the said Order on a prominent position on its website and the Rail, Tram and Bus Union of New South Wales' social media, such as Facebook and Twitter.
3. The Rail, Tram and Bus Union of New South Wales must advise the Notifier's representatives in writing by 23:00 on 17 May 2017 of the steps taken to comply with Orders A1, B1 and B2 of 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 the Order in respect of any employee who, by that time, has not been notified.

Dated: 17 May 2017 9:25PM



COMMISSIONER MURPHY

5 TIME 2

AS CORRECTED BY ORDER OF THE COMMISSION ON MAY 2017 PURSUANT TO  
RULE 2.5 INDUSTRIAL RELATIONS COMMISSION RULES 2009

Order

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2017/00148504

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s.130 of the Industrial Relations  
Act 1996**

**TRANSPORT SECRETARY**  
Notifier

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ORDERS

**ORDERS**

A. Pursuant to s.136(1)(a) and s137(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, its officers, employees and members who are employed for the purposes of s68C of the *Transport Administration Act 2013* are ordered to immediately return to work so that ongoing disruptions to services cease forthwith.
2. that the Rail, Tram and Bus Union of New South Wales, notify its officers, employees and members who are employed by the Transport Secretary of Order 1 and the orders made on 17 May 2017 and legal consequences of disobeying order within 30 minutes.
3. these orders shall come into effect on and from 10 am on 18 May 2017 and shall remain in force for a period of 3 months.

Dated: 18 May 2017



Commissioner Murphy