

Form 73A – Notice of WHS dispute

Work Health and Safety Act 2011, section 102B



NOTICE is hereby given under section 102B of the *Work Health and Safety Act 2011* to deal with a dispute.

BETWEEN

Australian Rail, Tram and Bus Industry Union of Employees, Queensland Branch

v

Queensland Rail Transit Authority t/a Queensland Rail

1. Particulars of party making application to deal with the dispute

Name:	Australian Rail, Tram and Bus Industry Union of Employees, Queensland Branch		
Phone number:	073839 4988	Fax number:	
Mobile number:			
Email address:	industrial@rtbu.com.au		
Name of contact person:	Lucas Kennedy		
Direct phone number of contact person:		Mobile number:	
Email address of contact person:	lucas.kennedy@rtbu.com.au		

Workplace where dispute exists*1000 character limit (Note: If more than 1000 characters are required please attach a schedule)*

- > Queensland Rail's South-East Queensland Passenger Network
- > In the driver and guard cabins of the Next Generation Rollingstock Units

WHS matter subject of the dispute*(must include sufficient detail) 1000 character limit (Note: If more than 1000 characters are required please attach a schedule)*


1. Queensland Rail introduced its new Next Generation Rollingstock Fleet (NGR) in December 2017.2. The base model NGR units do not have ergonomic and fit for purpose seating in the Driver and Guard Cabins. 3. These base model chairs have caused severe musculoskeletal injuries in a number of staff. 4. Thus far 18 Members of QR staff have been injured to a point requiring the making of workers' compensation claims.5 In one case a worker has been so severely injured that they have been required to move into a safer role.5.A PIN was issued against Queensland Rail in December 2019 requiring QR to produce a plan to replace the base model chairs with safer UES model chairs. 6. Queensland Rail has failed to satisfy coming into compliance with this PIN after having 12 months to do so.7. A WHS dispute for this matter was raised by the RTBU and thus far this has not been resolved. 8. These base model chairs cannot continue to be used in service as the long-term harm to workers is mounting.

Is a decision made by an inspector to exercise, or not to exercise, compliance powers under part 10 to assist in resolving the dispute subject to review under part 12? YES NO

Particulars of the other party/parties to the dispute

Organisation:	Queensland Rail Transit Authority t/a Queensland Rail		
Phone number:	07 3072 7968	Fax number:	
Email address:	Michael.Hawkins@qr.com.au		
Name of contact person:	Michael Hawkins		
Direct phone number of contact person:	07 3072 7968	Mobile number:	
Direct email address of contact person:	Michael.Hawkins@qr.com.au		

Signature of person notifying the dispute

Signature:	
Name:	Peter Allen
Position/Capacity:	Secretary, Australian Rail, Tram and Bus Industry Union of Employees, Queensland Branch
Date:	18 / 12 / 2020