



## Form 73A – Notice of WHS dispute



Work Health and Safety Act 2011, s 102B

### Information

- Use this form to notify of a WHS dispute.
- Once filed, this notice must be **immediately** served on all other parties to the dispute.
- **This Notice will be published on the QIRC website pursuant to s 102B(3) of the Work Health and Safety Act 2011.**
- If a relevant union for a worker affected by the WHS matter not already named as a party wish to participate in the resolution of the dispute, they may notify the Industrial Registrar in writing.
- Please read this form carefully and complete all relevant sections.
- Documents which are longer than 30 pages in length must be provided to the Industrial Registry in hard copy before it will be accepted for filing.
- For further information on please refer to the website [www.qirc.qld.gov.au](http://www.qirc.qld.gov.au) or contact the Industrial Registry on 1300 592 987 or via email at [qirc.registry@qirc.qld.gov.au](mailto:qirc.registry@qirc.qld.gov.au).

### Notification

Notice is hereby given of a dispute in accordance with s 102B of the *Work Health and Safety Act 2011*.

Has a *Form 74 – Application for WHS review* been filed in relation to the matter/s in dispute?  No  Yes [Matter No. WHS/\_\_\_\_/\_\_\_\_]

### Notifier

Australian Municipal, Administrative, Clerical and Services Union Queensland

AND

### Respondent

Queensland Rail Limited

If there are more parties to the WHS dispute, please complete a **Form 1 – Parties List** and file it together with this form.

### 1. Particulars of the party notifying of the dispute

Name:	Australian Municipal, Administrative, Clerical and Services Union Queensland		
Postal/Service address:	32 Peel St		
	Suburb/Town	South Brisbane	Postcode 4101
Phone number:		Mobile number:	
Email address:			
Name of contact person:	Merinda Foster		
Direct phone number:		Mobile number:	0419354188
Direct email address:	merinda.foster@theservicesunion.com.au		

2. Particulars of the other party to the dispute			
Name:	Queensland Rail Limited		
Postal/Service address:	GPO Box 1429		
	Suburb/Town	Brisbane	Postcode 4007
Phone number:		Mobile number:	
Email address:			
Name of contact person:	John Powys		
Direct phone number:		Mobile number:	0400977972
Direct email address:	john.powys@qr.com.au		

3. Workplace where dispute exists
Various railway stations and associated areas in South East Queensland

4. WHS matter subject of the dispute	
This dispute (as defined in s 102A of the <i>Work Health and Safety Act 2011</i> ) is in relation to: [Please pick one or more of the options below]	
<input type="checkbox"/>	A work group determination matter.
<input type="checkbox"/>	A work group variation matter.
<input type="checkbox"/>	Access to information by a health and safety representative under s 70(1)(c) of the Act.
<input type="checkbox"/>	The giving of a notice or information to a health and safety representative under s 70(1)(cb) or (cc) of the Act.
<input type="checkbox"/>	A request by a health and safety representative for a person assisting the representative to have access to the workplace under s 70(1)(g) of the Act.
<input type="checkbox"/>	A matter mentioned in s 72(2)(aa), (a) or (b), or s 72(4)(a), (b) or (c) of the Act relating to training for a health and safety representative.
<input type="checkbox"/>	A health and safety committee matter.
<input checked="" type="checkbox"/>	A matter about work health and safety that is an issue to which Part 5, Division 5 (Issue Resolution) of the Act applies.
<input type="checkbox"/>	An issue about cessation of work under Part 5, Division 6 (Right to cease or direct cessation of unsafe work) of the Act.
Does this dispute relate to any of the following decisions made by an Inspector?	
<input type="checkbox"/>	s 54(5) – Negotiations regarding an agreement
<input type="checkbox"/>	s 76(6B) – Regarding a health and safety committee

5. Compliance powers	
Has an inspector been appointed to assist the parties reach an agreement or resolve the dispute?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
If yes, was a decision made by an inspector to exercise, or not to exercise, compliance powers under Part 10 of the Act subject to review under Part 12 of the Act?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No

## 6. Issues in dispute

Please outline the issues in dispute between the parties:

[Please note that any details you provide will be published as part of this Notice]

*Please attach a schedule if more room required*

Queensland Rail Limited ("QR") has introduced a new electronic timesheet system ("WFS Doors") but has failed to properly implement the system, thereby causing multiple safety concerns and breaching s. 19 of the Work Health and Safety Act 2011 ("the Act").

The concerns are as follows:

1. WFS Doors does not provide real-time visibility of staff at stations, creating risk relating to evacuation in the event of emergency, and psychosocial risk for Assistant Station Masters (ASMs) who are unable to ascertain who is on site at any particular time.
2. The shortcomings of WFS Doors create significant extra work for all workers because of the additional time it now takes to sign on at the start of a shift. This in turn creates payroll inaccuracies, fatigue risks and attendant psychosocial risks.
3. Further psychosocial risk is created by the proposition of WFS Doors geographically tracking users (via their mobile phones); additionally, the tracking mechanism of the system frequently assigns erroneous locations to workers at point of sign-on, leading to uncertainty about their location.
4. Further workload issues (and attendant psychosocial hazards) for ASMs are now constantly occurring, as ASMs are overloaded with phone calls and emails from both the station staff reporting to them and the rostering centre staff the unmanageable concerns and wanting to ascertain real-time updates of which staff are on site.
5. An additional work group, the Authorised Officers, have experienced a sudden increase in workload from those stations which are now unstaffed. The Authorised Officers have been subject to (at most) negligible consultation about the introduction of the new system and were left unprepared to meet the new demands.

## 7. Briefly state the relevant industrial instrument/s affected (e.g. award, agreement, determination) OR the industry in which the dispute arose and/or type of work being undertaken by those in dispute

WHS Act (Qld) 2011  
QR Station Operations EA 2023  
Rail Industry - station staff

## 8. Signature of the party notifying of the WHS dispute

Signature:	
Name:	Neil Henderson
Position/Capacity:	Secretary - ASU Qld (Services and Northern Admin) Branch
Date:	21/04/2024

