



Federal Court of Australia
District Registry: Queensland
Division: Fair Work

No: QUD755/2016

DIRECTOR, FAIR WORK BUILDING INDUSTRY INSPECTORATE
Applicant

CONSTRUCTION, FORESTRY, MINING AND ENERGY UNION and others named in
the schedule
Respondent

ORDER

JUDGE: JUSTICE GREENWOOD

DATE OF ORDER: 29 September 2016

WHERE MADE: Brisbane

THE COURT ORDERS THAT:


1. Until 4.15pm on Tuesday 11 October 2016 or further order, the First Respondent (whether by its officers, delegates, employees or agents, or howsoever otherwise) and the Second to Eighth Respondents be restrained from organising, encouraging, directing, counselling, procuring, aiding or assisting in any stoppage, cessation, disruption or interference of work at any building site occupied and/or in the control or responsibility (in whole or in part) of J Hutchinson Pty Ltd T/A Hutchinson Builders (**Hutchinson sites**).
2. Without limiting the effect of paragraph 1 of this order, until 4.15pm on Tuesday 11 October 2016 or further order, the First Respondent (whether by its officers, delegates, employees or agents, or howsoever otherwise) and the Second to Eighth Respondents be restrained from:
 - (a) convening, organising or conducting more than one meeting of workers at the same Hutchinson site within any 7 day period; and
 - (b) convening, organising or conducting the meeting referred to in (a) without first giving 48 hours written notice to J Hutchinson Pty Ltd T/A Hutchinson Builders and any employer of any workers that are anticipated to attend the



meeting, such notice to include a brief statement of the purpose of the meeting and the precise time, date, location and expected duration of the meeting.

3. Within 24 hours of this order being issued, the First Respondent post a copy of this order on its website.
4. Personal service of this order be permitted to be effected by a copy of this order being served by email to:
 - (a) the First Respondent, addressed to the attention of the National Secretary of the First Respondent at queries@cfmeunat.org.au; and
 - (b) each of the Second to Eighth Respondents at the following addresses:
 - (i) Second Respondent: mparfitt@qld.cfmeu.asn.au;
 - (ii) Third Respondent: jsteele@qld.cfmeu.asn.au;
 - (iii) Fourth Respondent: kpauls@qld.cfmeu.asn.au;
 - (iv) Fifth Respondent: ebland@qld.cfmeu.asn.au;
 - (v) Sixth Respondent: tfloro@qld.cfmeu.asn.au;
 - (vi) Seventh Respondent: tstott@qld.cfmeu.asn.au;
 - (vii) Eighth Respondent: mdavis@qld.cfmeu.asn.au.
5. The time for service of this originating application and accompanying affidavits be abridged pursuant to rule 1.39 of the *Federal Court Rules 2011* (Cth).
6. The interlocutory application be otherwise adjourned to 10.15am on Tuesday 11 October 2016.
7. Costs be reserved.
8. Liberty to apply reserved on 24 hours' notice.

Date that entry is stamped: 29 September 2016


Registrar



Endorsement pursuant to r 41.06 of the *Federal Court Rules 2011* (Cth)

TO: Construction, Forestry, Mining and Energy Union, the First Respondent
Matthew Parfitt, the Second Respondent
Justin Steele, the Third Respondent
Kurt Pauls, the Fourth Respondent
Edward Bland, the Fifth Respondent
Antonio Floro, the Sixth Respondent
Anthony Stott, the Seventh Respondent
Michael Davis, the Eighth Respondent

You will be liable to imprisonment, sequestration of property or punishment for contempt if:

- (a) for an order that requires you to do an act or thing – you neglect or refuse to do the act or thing within the time specified in the order; or
- (b) for an order that requires you not to do an act or thing – you disobey the order.



Schedule

No: QUD755/2016

Federal Court of Australia
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Division: Fair Work

Second Respondent	MATTHEW PARFITT
Third Respondent	JUSTIN STEELE
Fourth Respondent	KURT PAULS
Fifth Respondent	EDWARD BLAND
Sixth Respondent	ANTONIO FLORO
Seventh Respondent	ANTHONY STOTT
Eighth Respondent	MICHAEL DAVIS