



## SAPN/Enerven Enterprise Agreement Update 15 Feb 21

### **What's happening?**

On Friday 12 February, in response to correspondence from the SBU Unions representing SA Power Networks/Enerven workers, Utilities Management Pty Ltd (UMPL) confirmed that they have walked away from negotiations. They have unilaterally decided to stop engaging in the negotiation process and stop listening to their employees bargaining representatives.

This is a breach of the good faith bargaining requirements of the *Fair Work Act 2009* and a breach of their obligations under your Enterprise Agreement.

The Fair Work Act says that parties must engage in bargaining in good faith to facilitate agreement making. **Your employer is refusing to do this.**

Your Enterprise Agreement commits SAPN/Enerven to bargain with the unions covered by your enterprise agreement with the aim of establishing a new agreement prior to the expiry of the current one (31 December 2020). **Your employer is refusing to uphold this commitment.**

Today the SBU has lodged applications with the Fair Work Commission for assistance with a bargaining dispute to try and force UMPL to act in accordance with the law and their responsibilities as an employer. We have also lodged applications with the South Australian Employment Tribunal regarding your employer's refusal to abide by the terms of your enterprise agreement.

### **What else?**

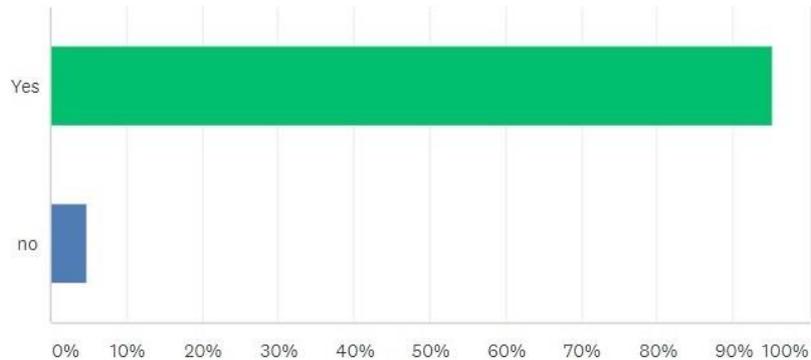
The SBU remains committed to negotiating a fair and reasonable outcome and reaching an agreement on behalf of members to replace your current agreement (expired 31 December 2020). The SBU unions have been consulting with members about their rights and options in order to achieve this aim.

The CEPU, the ASU and Professionals Australia will continue to consult and seek direction from members on making an application to the Fair Work Commission to enable union members the right to take protected industrial action (if they choose to) as part of our campaign to get your employer to honour their commitments, act in accordance with their responsibilities and return to bargaining to reach a fair and reasonable enterprise agreement outcome.

The feedback from members has been pretty clear so far.



Do you endorse your union to make an application to the Fair Work Commission for the right to take Protected Industrial Action?



ANSWER CHOICES	RESPONSES
▼ Yes	95.21%
▼ no	4.79%

For more information regarding the SAPN/Enerven enterprise agreement negotiations, contact your relevant union workplace delegate or your Union Organiser:

**Ben Jewell CEPU** 0422 339 699

[BenjaminJ@cepusa.com.au](mailto:BenjaminJ@cepusa.com.au)

**Scott McFarlane ASU** 0426 291 572

[smcfarlane@asu-sant.asn.au](mailto:smcfarlane@asu-sant.asn.au)

**Sarah Andrews PA** 0411 124 351

[sandrews@professionalsaustralia.org.au](mailto:sandrews@professionalsaustralia.org.au)

**Stuart Gordon AMWU** 0410 809 160

[stuart.gordon@amwu.org.au](mailto:stuart.gordon@amwu.org.au)

**PLEASE SHARE THIS UPDATE WITH YOUR COLLEGUES**