



Federal Court of Australia

District Registry: Western Australia

Division: Fair Work

No: WAD360/2015

DIRECTOR OF THE FAIR WORK BUILDING INDUSTRY INSPECTORATE

Applicant

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

Respondents

ORDER

JUDGE: JUSTICE BARKER

DATE OF ORDER: 26 July 2016

WHERE MADE: Perth

THE COURT ORDERS THAT:

1. Pursuant to R 1.34 of the *Federal Court Rules 2011* (Cth), the requirement to serve this application on the 3rd, 6th, 7th, 8th, 11th, 12th, 14th, 21st, 34th, 38th, 40th, 44th, 49th and 50th respondents be dispensed with.

THE COURT DECLARES THAT:

2. The 3rd, 6th, 7th, 8th, 10th, 11th, 12th, 14th, 21st, 34th, 38th, 40th, 44th, 49th and 50th respondents contravened s 417(1)(a) of the *Fair Work Act 2009* (Cth), as alleged in [34] of the amended statement of claim filed 13 June 2016.


THE COURT FURTHER ORDERS THAT:

3. Pursuant to R 5.23(2)(c) of the *Federal Court Rules 2011* (Cth), judgment be entered in favour of the applicant against the 3rd, 6th, 7th, 8th, 10th, 11th, 12th, 14th, 21st, 34th, 38th, 40th, 44th, 49th and 50th respondents.



4. Pursuant to s 546(1) of the *Fair Work Act 2009* (Cth), there be a pecuniary penalty imposed on each of the 3rd, 6th, 7th, 8th, 10th, 11th, 12th, 14th, 21st, 34th, 38th, 40th, 44th, 49th and 50th respondents for contravening s 417(1)(a) of the *Fair Work Act 2009* (Cth) in the sum of \$1,000.
5. Pursuant to s 546(3)(a) of the *Fair Work Act 2009* (Cth), the pecuniary penalties be paid to the Commonwealth.

Date that entry is stamped: 26 July 2016


Registrar



Schedule

No: WAD360/2015

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- | | |
|-------------------------|-------------------|
| Second Respondent | JOSEPH MCDONALD |
| Third Respondent | TATE BRISLEY |
| Fourth Respondent | SHAUN BYRNE |
| Fifth Respondent | DONAL CRONIN |
| Sixth Respondent | MARK DRURY |
| Seventh Respondent | PAUL FOX |
| Eighth Respondent | DENIS LUCEY |
| Ninth Respondent | THOMAS HERANGI |
| Eleventh Respondent | PAUL STROTHER |
| Twelfth Respondent | KEN TAHA |
| Thirteenth Respondent | FILIP TEKATA |
| Fourteenth Respondent | ANDREW BOURNE |
| Fifteenth Respondent | RICHARD BECK |
| Sixteenth Respondent | PETER CUNNINGHAM |
| Seventeenth Respondent | MICHAEL DAMIR |
| Eighteenth Respondent | SIMEON GUILLORME |
| Nineteenth Respondent | MICHAEL HOGAN |
| Twentieth Respondent | NICHOLAS JEAKINGS |
| Twenty First Respondent | RODNEY LANE |
| Twenty Second | GRAHAM LAWRENCE |



Respondent	
Twenty Third Respondent	CHRISTOPHER LAWLESS
Twenty Fourth Respondent	THOMAS MILLS
Twenty Fifth Respondent	SOREN SKODT
Twenty Sixth Respondent	GLENN ADAMS
Twenty Seventh Respondent	PAUL BROWN
Twenty Eighth Respondent	MURRAY RAMSDEN
Twenty Ninth Respondent	SCOTT WOLFENDEN
Thirtieth Respondent	DEAN ELLIOT
Thirty Second Respondent	RORY HOLMES
Thirty Third Respondent	AYDEN MULQUEEN
Thirty Fourth Respondent	DERMOT O'CONNEL
Thirty Fifth Respondent	DAVID TARPLETT
Thirty Sixth Respondent	ADAM WHITE
Thirty Seventh Respondent	GEOFFREY ANDERSON
Thirty Eighth Respondent	SHANE BURNS
Thirty Ninth Respondent	TRAVIS CHESTER
Fortieth Respondent	LUKE LADHAMS



Forty First Respondent WAYNE MAHONY

Forty Second Respondent ANDREW MCROBERT

Forty Third Respondent MARC GIBSON

Forty Fourth Respondent PHILIP PORTEOUS

Forty Fifth Respondent SHANNON STAPLETON

Forty Sixth Respondent JOHN SAUNDERS

Forty Seventh Respondent MARK O'CONNELL

Forty Eighth Respondent BARNY DONAHY

Forty Ninth Respondent ZAC PORTEOUS

Fiftieth Respondent ADAM CURTAYNE

Fifty First Respondent JAMIE ERNST

Respondent LEE SALISBURY

ASSISTED DISPUTE RESOLUTION

Applicant DIRECTOR OF THE FAIR WORK BUILDING INDUSTRY INSPECTORATE