

Our ref: G11/1920 IND/0007 MF/DAS

Friday, 20 May 2011

OPEN LETTER TO STAKEHOLDERS

Dear Sir/Madam

**RE: ESPERANCE PORTS SEA AND LAND
FORMAL NOTICE OF FIFTH AND SIXTH - 24 HOUR INDUSTRIAL
STOPPAGE - ENTERPRISE BARGAINING AGREEMENT (EBA)
NEGOTIATIONS**

We refer to our letters dated 29 March 2011, 30 March 2011, 3 May 2011 and 5 May 2011 under cover of which Esperance Ports Sea and Land (EPSL or the Port) advised that it has been engaged with the Maritime Union of Australia (MUA) and members of the MUA employed by EPSL in negotiating Enterprise Bargaining Agreement (EBA) terms.

EPSL has now been served a fourth and fifth formal notice by the MUA of its intention to take further protected action as permitted under the Fair Work Act. The notice states:

All members of the MUA employed by Esperance Ports Sea and Land at your Esperance Port operations shall engage in a stoppage of work for 24 hours and shall cease all work on Wednesday 25 May 2011 at 07:30am and shall not resume work until 07.30am on Thursday 26 May 2011.

All members of the MUA employed by Esperance Ports Sea and Land at your Esperance Port operations shall engage in a stoppage of work for 24 hours and shall cease all work on Friday 27 May 2011 at 07:30am and shall not resume work until 07.30am on Saturday 28 May 2011.

The Employee Action Claim of which you are being notified is being undertaken for the purpose of supporting or advancing claims made in respect of a proposed Enterprise Agreement.

A meeting has been requested by the Port with its employees today to discuss the above action.

Potential impacts on Port operations and other workers

As previously advised, other than for emergency situations, the pending work stoppage will result in the cessation of all vessel berthing, loading and unloading operations and handling of iron ore trains in the Port of Esperance.



From: Michal Frydrych – Esperance Ports Sea and Land

Friday, 20 May 2011

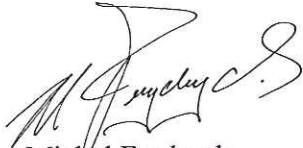
To: Open Letter to Stakeholders

Re: Esperance Ports Sea and Land - Formal Notification of FIFTH and SIXTH 24 Hour
Industrial Stoppage - Enterprise Bargaining Agreement (EBA) Negotiations

Those Port service contractors or operators which are able to operate independently of EPSL labour will need to determine whether they continue with their operations during any periods of work stoppage.

Port administrative and management staff will continue to work during any stoppage. However, non-union EPSL staff covered by the EBA may have to be stood down while Port operations are halted.

Yours sincerely



Michal Frydrych

Chief Executive Officer

