

26 FEBRUARY 2016

INDEPENDENT SCRUTINEERS' REPORT OF VOTING

TRADE DISPUTE EXISTS BETWEEN TSSA AND NETWORK RAIL OVER THEIR FAILURE TO PROVIDE ADEQUATE ASSURANCES IN RESPECT OF HONOURING VARIOUS AGREEMENTS RELATING TO PROFESSIONAL & TECHNICAL STAFF IN AREAS WHERE TSSA BELIEVES THOSE STAFF SHOULD BE EMPLOYED ON FORMER JARVIS TERMS AND CONDITIONS

Our independent scrutineers' report of voting, as required in accordance with section 231B of the Trade Union and Labour Relations (Consolidation) Act 1992, for the above ballot which closed at 12 noon on Friday, 26 February 2016, is as follows:-

QUESTION

ARE YOU PREPARED TO TAKE PART IN INDUSTRIAL ACTION CONSISTING OF A STRIKE?

RESULT OF VOTING

| | |
|---|----|
| Number of ballot papers returned: | 45 |
| Number of papers found to be invalid: | 0 |
| Thus, total number of valid papers to be counted: | 45 |

| | | |
|-------------------|----|-----|
| Number voting YES | 36 | 80% |
| Number voting NO | 9 | 20% |

We are satisfied:

- that there are no reasonable grounds for believing that there was any contravention of a requirement imposed by or under any enactment in relation to the ballot
- that the arrangements made with respect to the production, storage, distribution, return or other handling of the voting papers used in the ballot, and the arrangements for the counting of the votes, included all such security arrangements as were reasonably practicable for the purpose of minimizing the risk that any unfairness or malpractice might occur,
- that we have been able to carry out the functions conferred on us under section 226B(1) without any interference from the trade union or any of its members, officials or employees.

We would draw your attention to subsection 231B (2) which requires that, for a six month period starting from the date of the ballot, a copy of this report be made available, on request, to any person who was entitled to vote in the ballot and the employer of any such person. A reasonable fee may be charged for this service.

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TRADE DISPUTE EXISTS BETWEEN TSSA AND NETWORK RAIL OVER THEIR FAILURE TO PROVIDE ADEQUATE ASSURANCES IN RESPECT OF HONOURING VARIOUS AGREEMENTS RELATING TO PROFESSIONAL & TECHNICAL STAFF IN AREAS WHERE TSSA BELIEVES THOSE STAFF SHOULD BE EMPLOYED ON FORMER JARVIS TERMS AND CONDITIONS

Our independent scrutineers' report of voting, as required in accordance with section 231B of the Trade Union and Labour Relations (Consolidation) Act 1992, for the above ballot which closed at 12 noon on Friday, 26 February 2016, is as follows:-

QUESTION

ARE YOU PREPARED TO TAKE PART IN INDUSTRIAL ACTION SHORT OF A STRIKE (*which for this purpose is defined to include overtime and call-out bans*)?

RESULT OF VOTING

| | |
|---|----|
| Number of ballot papers returned: | 45 |
| Number of papers found to be invalid: | 1 |
| Thus, total number of valid papers to be counted: | 44 |

| | | |
|-------------------|----|-------|
| Number voting YES | 42 | 95.5% |
| Number voting NO | 2 | 4.5% |

We are satisfied:

- a) that there are no reasonable grounds for believing that there was any contravention of a requirement imposed by or under any enactment in relation to the ballot
- b) that the arrangements made with respect to the production, storage, distribution, return or other handling of the voting papers used in the ballot, and the arrangements for the counting of the votes, included all such security arrangements as were reasonably practicable for the purpose of minimizing the risk that any unfairness or malpractice might occur,
- c) that we have been able to carry out the functions conferred on us under section 226B(1) without any interference from the trade union or any of its members, officials or employees.

We would draw your attention to subsection 231B (2) which requires that, for a six month period starting from the date of the ballot, a copy of this report be made available, on request, to any person who was entitled to vote in the ballot and the employer of any such person. A reasonable fee may be charged for this service.