



About the F14 application form

Application for an order to stop etc (unprotected) industrial action

Who can use this form

Use this form if you want to make an application to the Fair Work Commission (the Commission) for an order that unprotected industrial action stop, not occur or not be organised if:

- you are affected, or likely to be affected by the industrial action, or
- you are an organisation with a member who is affected, or likely to be affected by the industrial action (s.419(2) of the [Fair Work Act 2009](#)).

About unprotected industrial action

Unprotected industrial action is industrial action that has not been authorised by a protected action ballot.

Where it appears to the Commission that unprotected industrial action is happening, threatened, impending or probable, or is being organised, the Commission must order that the industrial action stop, not occur or not be organised for a period of time (s.418(1)).

The Commission may also make orders that industrial action stop, not occur or not be organised for a period of time in relation to **non-national system employees or employers** (s.419).

Please see the Commission's [National System Coverage webpage](#) for more information on *non-national system employees or employers* and *constitutional corporations*.

The *Fair Work Act 2009* (the Fair Work Act) allows protected industrial action to be taken by employees or employers in certain circumstances. Before industrial action can be lawfully taken, it must be authorised by a protected action ballot (s.409(2)).

For more information about protected action ballots, please see the Commission's [protected action ballot page](#).

Lodging and serving your completed form

1. **Lodge** with the Commission:

- this **application**, and
- a **draft order** in the terms you are seeking. The draft order must be in Word or PDF format (or in hard copy form if you cannot lodge electronically).

You can lodge:

- by email to lodge@fwc.gov.au, or
 - by post or in person at the [Commission's office](#) in your state or territory.
2. **As soon as practicable** after lodging, **serve a copy** of all documents lodged with the Commission on **each person** against whom you are seeking orders.

You can serve documents several ways, including by email, express post or registered post.

Where to get help

Commission staff & resources

Commission staff cannot provide legal advice. However, staff can give you information on:

- processes in the Commission
- how to make an application to the Commission
- how to fill out forms
- where to find useful documents such as legislation and decisions
- other organisations that may be able to assist you.

The Commission's website www.fwc.gov.au also contains a range of information that may assist.

Throughout this form



This icon appears throughout the form. It indicates information to help you answer the question following.

Legal or other representation

Representation is where another person (such as a lawyer or paid agent, a union or employer organisation, an association of employers, or a peak council) speaks or acts on a person's behalf, or assists a person in certain other ways in relation to a matter before the Commission. There is no requirement to be represented at the Commission.

There are some restrictions on representation by a lawyer or paid agent.

Generally, a person must give notice to the Commission (by lodging a Form F53 – Notice that a person: (a) has a lawyer or paid agent; or (b) will seek permission for a lawyer or paid agent to participate in a conference or hearing) and seek permission from the Commission Member dealing with the matter if they wish to have a lawyer or paid agent represent them by participating in a conference or a hearing.

Apart from participating in a conference or hearing, a person’s lawyer or paid agent can represent them without permission, unless the Commission decides otherwise. For example, the lawyer or paid agent can prepare and lodge written applications, responses and submissions with the Commission, and communicate in writing with the Commission and other parties to the matter on the person’s behalf.

The requirement to give notice and seek permission for a lawyer or paid agent to participate in a conference or hearing, does not apply if the lawyer or paid agent is:

- an employee or officer of the person **or**
- a bargaining representative that is representing the person **or**
- an employee or officer of an employee or employer organisation, or an association of employers or a peak council, that is representing the person.

Rule 13(2) of the [Fair Work Commission Rules 2024](#) sets out further exceptions to the requirement to give notice and seek permission.

For more information about representation by lawyers and paid agents, see section 596 of the [Fair Work Act 2009](#), rules 11, 12, 13 and 14 of the [Fair Work Commission Rules 2024](#) and the Commission’s [practice note on representation by lawyers and paid agents](#).

Glossary of common terms

Applicant – This is the person or organisation that is making an application.

Lawyer – This is a person who is admitted to the legal profession by a Supreme Court of a State or Territory.

Paid agent – in relation to a matter before the Commission, is an agent (other than a bargaining representative) who charges or receives a fee to represent a person in the matter.

Party – A party is a person or organisation involved in a matter or case that is brought to the Commission.

Respondent – The person or business responding to an application made by an Applicant.

Service – Serving a document means giving a copy of the document to a person or organisation, usually to the other party to the matter. You can serve a document in a number of ways, including by email, express or registered post, or in person. Part 5 of Chapter 1 and Schedule 1 of the [Fair Work Commission Rules 2024](#) deal with service.

Privacy

The Commission collects the information (including personal information) provided to it in this form for inclusion on the case file, and may disclose this information to the other parties to this matter and to other persons. For more details of the Commission’s collection, use and disclosure of this information, please see the [Privacy notice](#) for this form, or ask for a hard copy to be provided to you.



Remove this cover sheet and keep it for future reference – it contains useful information

Form F14 – Application for an order to stop etc (unprotected) industrial action

[Fair Work Act 2009](#), ss.418, 419; [Fair Work Commission Rules 2024](#), rule 73 and Schedule 1

This is an application to the Fair Work Commission for it to deal with an application to stop etc. unprotected industrial action in accordance with Part 3-3 of the [Fair Work Act 2009](#).

The Applicant



These are the details of the person who is making the application.

Title	<input type="checkbox"/> Mr <input type="checkbox"/> Mrs <input type="checkbox"/> Ms <input type="checkbox"/> Other please specify:		
First name(s)			
Surname			
Postal address			
Suburb			
State or territory		Postcode	
Phone number			
Email address			

If the Applicant is a company or organisation please also provide the following details

Legal name of business	
Trading name of business	
ABN/ACN	
Contact person	

Do you need an interpreter?



If you have trouble accessing this information, please contact us. We can arrange to provide it in another format. You can find information about [help for non-English speakers](#) on our website.

Yes – Specify language

No

Do you require any special assistance at the hearing or conference (eg a hearing loop)?

Yes – Please specify the assistance required

No

Do you have a representative?



A representative is a person or organisation who is representing you. This might be a lawyer or paid agent, a union or employer association. There is no requirement to have a representative.

Yes – Provide representative’s details below

No

Your representative

These are the details of the person or organisation who is representing you (if any).



Name of person			
Firm, organisation, company			
Representative’s ABN (if applicable)			
Postal address			
Suburb			
State or territory		Postcode	
Phone number			
Email address			

Is your representative a lawyer or paid agent?

<input type="checkbox"/> Yes – please select:	<input type="checkbox"/> Lawyer <input type="checkbox"/> Paid agent
<input type="checkbox"/> No	

1. Preliminary

1.1 Which type of application are you making:

- application to stop industrial action by employees or employers – s.418(2)(b)
- application to stop industrial action by non-national system employees or non-national system employers – s.419(2)(b)

1.2 What industry is the employer in?

2. Orders

2.1 Who are you seeking orders against?

List the persons, including organisations (and their contact details, if known) that the Applicant seeks to be bound by the orders sought. Attach additional pages if necessary



Employees may be listed by name or by describing a class of employees to be bound by the order.

2.2 What grounds are being relied on?

Using numbered paragraphs, provide details of the following matters:

- the industrial action which is happening, or is threatened, impending or probable or is being organised, and
- how the Applicant is a person or an organisation with a member who is affected, or likely to be affected (directly or indirectly), by the industrial action.

Attach additional pages if necessary.

2.3 What orders are you seeking?



This application must be accompanied by a draft order in the terms sought by the Applicant. The draft order must be lodged electronically in Word or PDF format or, if the Applicant cannot lodge electronically, in hard copy form.

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Authority to sign and signature



For 'Authority to sign':

- If you are the Applicant—insert 'Applicant'
- If you are an employee of a company or organisation that is the Applicant—insert your position title
- If you are the Applicant's representative and have provided your details in this form—insert 'Representative'.

Authority to sign	
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Insert your signature, name and the date. If you are completing this form electronically and do not have an electronic signature, type your name in the signature field.

Signature	
Name	
Date	

PLEASE RETAIN A COPY OF THIS FORM FOR YOUR OWN RECORDS