



# ORDER

*Fair Work Act 2009*

s.306ED—Application to vary a regulated labour hire arrangement order to cover new employers and their relevant regulated employees

**Application by Whitehaven Coal Mining Limited re Protech GPS Pty Ltd**  
(LH2026/30)

**WORKPAC PTY LTD AND WORKPAC MINING PTY LTD IN RELATION TO  
WORK PERFORMED FOR WHITEHAVEN COAL MINING LTD – AT THE  
BLACKWATER MINE - BMA ENTERPRISE AGREEMENT 2022 ORDER –  
VARIATION**  
[LH200059]

JUSTICE HATCHER, PRESIDENT

SYDNEY, 14 JULY 2026

*Regulated labour hire arrangement order – Protech GPS Pty Ltd in relation to work performed for Whitehaven Coal Mining Limited – BMA Enterprise Agreement 2022.*

- A. Further to the decision in *Application by Whitehaven Coal Mining Limited re Protech GPS Pty Ltd* [2026] FWC 2666, the *WorkPac Pty Ltd and WorkPac Mining Pty Ltd in Relation to Work Performed for Whitehaven Coal Mining Ltd – At the Blackwater Mine - BMA Enterprise Agreement 2022 Order* dated 11 July 2025 [LH200059 [PR789134](#)] (**Order**) is varied pursuant to s 306ED of the *Fair Work Act 2009* (Cth) such that:
- A.1 Protech GPS Pty Ltd (**Protech**) is added as an employer covered by the Order at clause A.2.
- A.2 Regulated employees of Protech who are supplied to perform work for Whitehaven Coal Mining Ltd (**Whitehaven**) at the Blackwater Mine in the State of Queensland and who would, if employed by Whitehaven, be covered by the *BMA Enterprise Agreement 2022*, are added as regulated employees covered by the Order at clause A.3.

B. This variation order comes into force on 14 July 2026.



PRESIDENT

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