

The Showmen's Guild of Australasia

DECLARATION OF RESULTS - E2022/173

Contested Offices

Scheduled Election

The results of the election for the following offices conducted in accordance with the provisions of the *Fair Work (Registered Organisations) Act 2009* and the rules of the organisation are:

The Showmen's Guild of Australasia

VOTING MATERIAL ISSUED	
Total number of people on the roll of voters (a)	453
Number of voters issued with voting material	453
Total number of voters issued with replacement voting material	0
Total number of voting material packs issued	453
VOTING MATERIAL RETURNED	
Total number of envelopes returned for scrutiny by closing date of ballot (b)	127
Number of declaration envelopes rejected at preliminary scrutiny (minus)	3
Number of ballot papers returned outside declaration envelopes (minus)	0
COUNT	
Total ballot papers admitted to the count	124
LATE OR UNRETURNED VOTING MATERIAL	
Voting material returned as unclaimed mail by closing date of ballot	4
Voting material packs not returned by voters by closing date of the ballot	322
Percentage of voting material packs returned by voters to number of people on the roll of voters (b/a)	28 %

Committee Members (20)

<u>Candidates</u>	<u>Final Votes</u>
ALLAN, Dave	106
ALLAN, Mick	116
BAKER, Ted	109
BELL, Elwin Leroy	105
BLADES, Shane	111
BROWN, Daniel	63
BROWN, Bob Jnr	75
CHAMBERS, Bradley (Barney)	115
CHAMBERS, Luke	118
CRONK, Debbie	54
GILL, Justin	59
JOHNSON, Grant	109
JOHNSON, Gary	115

MCDONALD, Eli	106
MCGREGOR, Glen	116
MILLER, Tyrone	103
NILON, Melissa	50
NILON, Terry	86
ROBERTS, John	110
TAYLOR, Clayton	112
VERFURTH, Bradley	67
WATKINS, Paul	103
WATKINS, Stewart	108
WOOD, Michael	102
YOUNG, Robert	122

Total ballot papers admitted for this office	124
Formal Ballot papers	122
Informal Ballot papers	2

I declare the following elected:	Order Elected
• YOUNG, Robert	1
• CHAMBERS, Luke	2
• ALLAN, Mick	3
• MCGREGOR, Glen	4
• CHAMBERS, Bradley (Barney)	5
• JOHNSON, Gary	6
• TAYLOR, Clayton	7
• BLADES, Shane	8
• ROBERTS, John	9
• JOHNSON, Grant	10
• BAKER, Ted	11
• WATKINS, Stewart	12
• ALLAN, Dave	13
• MCDONALD, Eli	14
• BELL, Elwin Leroy	15
• MILLER, Tyrone	16
• WATKINS, Paul	17
• WOOD, Michael	18
• NILON, Terry	19
• BROWN, Bob Jnr	20

Ben Murray
 Returning Officer
 Telephone: 03 9285 7111
 Email: IEEvents@aec.gov.au
 05/04/2023.



27 March 2023

Sandi Gordon
Office Administrator
The Showmen's Guild of Australasia
Sent via email: admin@showmensguild.com.au

Dear Sandi Gordon



IMMEDIATE ACTION REQUIRED:

You must take steps after your recent election E2022/173

An election has recently been completed by the Australian Electoral Commission (AEC) for the Showmen's Guild of Australasia.

This letter explains the next steps you must take and what information you need to lodge with the Fair Work Commission (the Commission).

What you must do right now

- Let your members know about the election report issued by the AEC
- Arrange financial training for officers newly elected to an office with financial management duties. (This includes all members of the committee of management).
- Complete the notification of change and email it to regorgs@fwc.gov.au

This letter explains these steps and the tools available to help you.

STEP 1: Notify members

You must put a notice on your website once you receive your post-election report. It must tell your members they can request a copy of the post-election report from you or the AEC (regulation 141). The notice must be on your website for at least three months.



Can I put more information on our website?

Yes! Being transparent is part of good governance. You can publish the whole report or the declaration of results, as well as your notice and leave them up longer than three months. You can always do more than the regulatory minimum.

The Commission will also publish your declaration of results on our [website](#).

STEP 2: Financial training

You may have to arrange financial training for people elected to new roles.

All officers with financial management duties must complete financial training (section 293K). For information on when officers must redo training and hints on when to book training for officers taking up multiple offices [please see our fact sheet](#).

There are face to face and online [financial training packages on the Commission website](#).

You must act on this now, as affected officers **MUST** complete approved financial training OR been granted an [exemption by the Commission](#) **within six months** of beginning to hold office.



Good governance tip:

Organisations should instruct officer holders about their other obligations. This is especially important for committee of management members.

Our podcast covers the [benefits of officer induction](#). Officers have responsibilities under the rules, the RO Act, and disclosure requirements around conflicts of interest, remuneration and material personal interests. Officers will benefit from our [officer induction kit](#) and our [podcast, such as episode 17 - conflicts of interest](#).

STEP 3: Notifications of change



A notification of change must be lodged with the Commission within **35 days** of the change occurring.

We have a [template](#) to help you with this, which you can send to regorgs@fwc.gov.au. An officer must sign the completed notification template.

You must lodge a notification of change if:

- any of your officers have not been re-elected;
- officers have changed offices; or
- you have new officers.

Only notify us of changes that have **already occurred**. If people take up office in the future, you must wait until the change happens before lodging the notification within 35 days of the change.

Note: One election may result in many notifications of change.



Penalties apply

Failing to lodge your notifications of change on time can expose your organisation and its officers to significant penalties.

ROC v CEPU

The organisation failed to make a series of notifications of change on time.

The Full Court said ‘The record-keeping obligations imposed under the Registered Organisations Act are treated by the legislature as important and serious, and contravention of those obligations are correspondingly serious.’

The organisation was ordered to pay a penalty. More information is available in our [case summary](#).



Why do I need to tell you the results of the election when you’ve already received them?

The RO Act requires that **you** tell us this information about your officers – it is a legal obligation. The notification of change also contains information that is not in the declaration of results.

What if the officer has already done training?

Check out our [fact sheet](#) for when officers need to redo training, when they can get an exemption and when further training isn’t required.

If you have any queries we can be contacted on 1300 341 665 or by email at regorgs@fwc.gov.au.

Yours sincerely

Fair Work Commission



The Commission has a [Compliance Policy](#) which explains how we respond to issues of non-compliance. The policy is available on our website if you would like further information on the steps the compliance team may take in response to non-lodgement of a financial report.

20 March 2023

Post-election report

The Showmen's Guild of Australasia
Scheduled election
E2022/173

Contents

Election(s) Covered in this Report.....	3
Rules	3
Signed.....	3
Attachments	3
A. Declaration of results for Uncontested Offices	3
B. Declaration of Results for Contested Offices	3

Election(s) Covered in this Report

Organisation: The Showmen's Guild of Australasia
Election: Scheduled
Election Decision No/s: E2022/173

Rules

Rules used for the election: 169V: Incorporates alterations of 30/6/15] [R2015/92]

Rules difficult to apply/interpret: No

Model Rule reference (if any): N/A

For more details see the Model Rules on the AEC website: www.aec.gov.au/ieb/

Signed

Ben Murray
Returning Officer
Australian Electoral Commission
E: IEEvents@aec.gov.au
P: 03 9285 7111
20 March 2023

Attachments

- A. Declaration of Results for Uncontested Offices
- B. Declaration of Results for Contested Offices

The Showmen's Guild of Australasia
DECLARATION OF RESULTS - E2022/173
Contested Offices

Scheduled Election

The results of the election for the following offices conducted in accordance with the provisions of the *Fair Work (Registered Organisations) Act 2009* and the rules of the organisation are:

The Showmen's Guild of Australasia

VOTING MATERIAL ISSUED	
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Committee Members (20) & Vice Presidents (10)

<u>Candidates</u>	<u>Final Votes</u>
ALLAN, Dave	106
ROBERTS, John	110
MCGREGOR, Glen	116
MILLER, Tyrone	103
JOHNSON, Grant	109
BAKER, Ted	109
ALLAN, Mick	116
JOHNSON, Gary	115
MCDONALD, Eli	106
WOOD, Michael	102
CHAMBERS, Bradley (Barney)	115
CRONK, Debbie	54
VERFURTH, Bradley	67

WATKINS, Stewart	108
BROWN, Daniel	63
GILL, Justin	59
BROWN, Bob Jnr	75
YOUNG, Robert	122
BLADES, Shane	111
BELL, Elwin Leroy	105
TAYLOR, Clayton	112
CHAMBERS, Luke	118
NILON, Melissa	50
NILON, Terry	86
WATKINS, Paul	103

Total ballot papers admitted for this office	124
Formal Ballot papers	122
Informal Ballot papers	2

Vice Presidents (10)

I declare the following elected:	Order Elected
• YOUNG, Robert	1
• CHAMBERS, Luke	2
• MCGREGOR, Glen	3
• ALLAN, Mick	4
• JOHNSON, Grant	5
• CHAMBERS, Bradley (Barney)	6
• TAYLOR, Clayton	7
• BLADES, Shane	8
• ROBERTS, John	9
• BAKER, Ted	10

Committee Members (20)

I declare the following elected:	Order Elected
• YOUNG, Robert	1
• CHAMBERS, Luke	2
• MCGREGOR, Glen	3
• ALLAN, Mick	4
• JOHNSON, Grant	5
• CHAMBERS, Bradley (Barney)	6
• TAYLOR, Clayton	7
• BLADES, Shane	8
• ROBERTS, John	9
• BAKER, Ted	10
• JOHNSON, Gary	11
• WATKINS, Paul	12
• ALLAN, Dave	13
• MCDONALD, Eli	14
• BELL, Elwin Leroy	15

• MILLER, Tyrone	16
• WATKINS, Stewart	17
• WOOD, Michael	18
• NILON, Terry	19
• BROWN, Bob Jnr	20

Ben Murray
Returning Officer
Telephone: 03 9285 7111
Email: IEEvents@aec.gov.au
17/03/2023



The Showmen's Guild of Australasia
DECLARATION OF RESULTS - E2022/173
Uncontested Offices

Scheduled Election

The results of the election for the following offices conducted in accordance with the provisions of the *Fair Work (Registered Organisations) Act 2009* and the rules of the organisation are:

The Showmen's Guild of Australasia

President (1)

Candidates

PINK Aaron

Secretary (1)

Candidates

PINK-EASEY Shelley

Treasurer (1)

Candidates

ALLAN Leann

Trustee (2)

Candidates

CASTLE John

OSBORNE Lewis

As the number of nominations accepted did not exceed the number of positions to be filled, I declare the above candidates elected.

Lachlan Symonds
Returning Officer
Telephone: 02 9375 6366
Email: IEBevents@aec.gov.au

09/02/2023





DECISION

Fair Work (Registered Organisations) Act 2009
s.189—Arrangement for conduct of an election

The Showmen's Guild of Australasia (E2022/173)

MR STEENSON

SYDNEY, 18 NOVEMBER 2022

Arrangement for conduct of election.

[1] On 1 November 2022 the Showmen's Guild of Australasia (the **organisation**) lodged with the Registered Organisations Commission prescribed information for an election to fill the following offices for a new term of office:

President	(1)
Secretary	(1)
Treasurer	(1)
Trustee	(2)
Committee Members	(20)

(in accordance with the organisation's rules, the 10 Committee Members receiving the greatest number of votes shall be Vice Presidents)

[2] Rule 23 of the organisation's rules provides that the organisation shall have two Trustees who will be ex-officio members of the Committee,¹ elected by the organisation's members for a two-year term from the date of their election.² Other members of the Committee (i.e. the President, Secretary, Treasurer and twenty Committee Members) have a one-year term which is deemed to commence from the declaration of their election at each annual general meeting (AGM).³ In the prescribed information lodged with the Commission, the organisation advised that the proposed date of its AGM is 5 April 2023.

[3] In reviewing the organisation's history of election-related lodgements it appears to have been the organisation's practice to request the election of one Trustee in each annual election for offices. This practice (of seeking the election of one Trustee each year) appears to have arisen although there is no requirement in the organisation's rules for Trustees to be elected in alternate years.

¹ By virtue of them holding the office as Trustee

² The Showmen's Guild of Australasia - Rules certified 30/6/2015 [R2015/92] (SGA rules) – rule 23

³ SGA rules – rule 8

[4] In 2021, when the organisation requested an election for one Trustee as part of its request for an election for other offices,⁴ the Delegate of the Registered Organisations Commissioner (the **Delegate**) though satisfied that an election was required for the other offices, was not satisfied that an election for a Trustee was required at that time.⁵

[5] Like other registered organisations, The Showmen’s Guild of Australasia has been affected by restrictions associated with the COVID-19 pandemic, including delays in the conduct of industrial elections by the Australian Electoral Commission (**AEC**).

[6] As a result, two elections – each for one Trustee – occurred in close proximity to each other, one (E2020/42) being declared by the AEC on 10 March 2021 and the other (E2020/175) being declared on 19 April 2021.

[7] Consequently, the two-year term for the Trustees declared elected under in March and April 2021 are shortly due to expire. Therefore, based on the organisation’s rules and related election information, an election for two Trustees is now due – in addition to the annual election for other offices on the Committee.

[8] I am satisfied that an election for the abovenamed offices is required to be held under the rules of the organisation and, under subsection 189(3) of the *Fair Work (Registered Organisations) Act 2009*, I am making arrangements for the conduct of the election by the AEC.



DELEGATE OF THE COMMISSIONER

Printed by authority of the Commonwealth Government Printer

PR352366

⁴ E2021/170

⁵ [2021] ROCD 177



SHOWMENS GUILD OF AUSTRALASIA

4 Turner Ave, YATALA QLD 4207

Tel: 07 38070011

ABN: 75 134 664 816

Email: admin@showmensguild.com.au

Web: showmensguild.com.au

PRESCRIBED INFORMATION FOR ELECTIONS in accordance with Section 189 Fair Work (Registered Organisations) Act 2009 and Regulation 138 Fair Work (Registered Organisations) Regulations 2009

I, **AARON CHARLES PINK** being the President of the Showmens Guild of Australasia make the following statement:

1. I am authorised to sign this statement containing prescribed information for the Showmens Guild of Australasia
2. The following information is lodged under subsection 189(1) of the Fair Work (Registered Organisations) Act 2009 (the RO Act).
3. The elections that are required are set out in the table in Annexure A.
4. This statement **IS** lodged at least 2 months before nominations open for the election(s) in Annexure A.
5. As is our standard practise, we require the Election results to be declared at our AGM -. The proposed date of this Meeting is Wednesday 5 April, 2023. The geographical location of this Meeting is yet to be determined. We await the dates of the Nominations to open from the Returning Officer in an appropriate time sequence to facilitate our standard practice, aforesaid -

Signed:

A handwritten signature in black ink, appearing to be 'A. Pink', written on a light-colored background.

PRESIDENT – AARON CHARLES PINK

Dated: 1 November 2022

Annexure A

- Elections that are required -

Name of Officer	Number required	Voting System	Reason for Election	Electorate
President	1	Direct Voting System	Scheduled	Rule 13
Secretary	1	Direct Voting System	Scheduled	Rule 13
Treasurer	1	Direct Voting System	Scheduled	Rule 13
Trustee	2	Direct Voting System	Scheduled	Rule 13
Committee Members, Ten (10) receiving the highest number of votes will be Vice Presidents and the remaining 10 will be Committee Members	20	Direct Voting System	Scheduled	Rule 13
		Direct Voting System		
Nominations OPEN		To be determined by Returning Officer		
Nominations CLOSE		To be determined by Returning Officer		
Roll of Voters cut off date		To be determined by Returning Officer		