



23 October 2023

Enzo Zito  
Deputy President  
Master Builders Association of South Australia Incorporated  
Sent via email: [buildsa@mbasa.com.au](mailto:buildsa@mbasa.com.au)

Dear Enzo Zito



**IMMEDIATE ACTION REQUIRED:**

**You must take steps after your recent election E2023/113**

An election has recently been completed by the Australian Electoral Commission (AEC) for the Master Builders Association of South Australia Incorporated and a post-election report has been issued by the AEC.

This letter explains the next steps you must take, including what information you need to give to members 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 the Commission at [regorgs@fwc.gov.au](mailto: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 we 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 approved 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 receive 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 *Fair Work (Registered Organisations) Act 2009* (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](mailto: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.

**Real-life example of penalties in Court** An 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](mailto:regorgs@fwc.gov.au).

Yours sincerely

**Fair Work Commission**



The Commission has an interim [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 October 2023

# Post-election report

Master Builders Association of South  
Australia Incorporated  
Scheduled Election  
E2023/113

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# Election(s) Covered in Post-Election Report (PER)

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Organisation: Master Builders Association of South Australia Incorporated

Election Decision No: E2023/113

Election: Scheduled

Date ballot closed: 11 October 2023

(If uncontested) Date the nominations closed: 21 August 2023

Date uncontested results declared: 28 August 2023

Date contested results declared: 11 October 2023

Date PER due: 10 November 2023

## Relevant legal provisions

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### *Fair Work (Registered Organisations) Act 2009* ('the Act')

#### **197 Post-election report by AEC**

##### *Requirement for AEC to make report*

- (1) After the completion of an election conducted under this Part by the AEC, the AEC must give a written report on the conduct of the election to:
  - (a) the General Manager; and
  - (b) the organisation or branch for whom the election was conducted.

Note: The AEC may be able, in the same report, to report on more than one election it has conducted for an organisation. However, regulations made under paragraph 359(2)(c) may impose requirements about the manner and timing of reports.

- (2) The report must include details of the prescribed matters.

##### *Contents of report—register of members*

- (3) If the AEC is of the opinion that the register of members, or the part of the register, made available to the AEC for the purposes of the election contained, at the time of the election:
  - (a) an unusually large proportion of members' addresses that were not current; or
  - (b) in the case of a register kept by an organisation of employees—an unusually large proportion of members' addresses that were workplace addresses;

this fact must be included in the report, together with a reference to any relevant model rules which, in the opinion of the AEC, could assist the organisation or branch to address this matter.

Note: Model rules are relevant only to the conduct of elections for office, not for elections for other positions (see section 147).

##### *Contents of report—difficult rules*

- (4) If the report identifies a rule of the organisation or branch that, in the AEC's opinion, was difficult to interpret or apply in relation to the conduct of the election, the report must also refer to any relevant model rules, which in the opinion of the AEC, could assist the organisation or branch to address this matter.

Note: For model rules, see section 147.

##### *Subsection (3) relevant only for postal ballots*

- (5) Subsection (3) applies only in relation to elections conducted by postal ballot.

Note: An organisation can obtain an exemption from the requirement to hold elections for office by postal ballot (see section 144).

### 190 Organisation or branch must not assist one candidate over another

An organisation or branch commits an offence if it uses, or allows to be used, its property or resources to help a candidate against another candidate in an election under this Part for an office or other position.

Penalty: 100 penalty units.

### 193 Provisions applicable to elections conducted by AEC

- (1) If an electoral official is conducting an election, or taking a step in relation to an election, for an office or other position in an organisation, or branch of an organisation, the electoral official:
  - (a) subject to paragraph (b), must comply with the rules of the organisation or branch; and
  - (b) may, in spite of anything in the rules of the organisation or branch, take such action, and give such directions, as the electoral official considers necessary:
    - (i) to ensure that no irregularities occur in or in relation to the election; or
    - (ii) to remedy any procedural defects that appear to the electoral official to exist in the rules; or
    - (iii) to ensure the security of ballot papers and envelopes that are for use, or used, in the election.

- (2) A person commits an offence if the person does not comply with a direction under subsection (1).

Penalty: 30 penalty units.

- (3) Subsection (2) does not apply so far as the person is not capable of complying.

Note: A defendant bears an evidential burden in relation to the matter in subsection (3) (see subsection 13.3(3) of the *Criminal Code*).

- (4) Subsection (2) does not apply if the person has a reasonable excuse.

Note: A defendant bears an evidential burden in relation to the matter mentioned in subsection (4), see subsection 13.3(3) of the *Criminal Code*.

- (5) An offence against subsection (2) is an offence of strict liability.

Note: For *strict liability*, see section 6.1 of the *Criminal Code*.

- (6) An election for an office or other position conducted by an electoral official, or step taken in relation to such an election, is not invalid merely because of a breach of the rules of the organisation or branch because of:

- (a) action taken under subsection (1); or
- (b) an act done in compliance with a direction under subsection (1).

- (7) If an electoral official conducting, or taking a step in connection with, an election for an office or other position:

- (a) dies or becomes unable to complete the conduct of the election or the taking of the step; or
- (b) ceases to be qualified to conduct the election or to take the step;

the Electoral Commissioner must arrange for the completion of the conduct of the election, or the taking of the step, by another electoral official.

## 6 Definitions

*irregularity*, in relation to an election or ballot, includes:

- (a) a breach of the rules of an organisation or branch of an organisation; and
- (b) an act or omission by means of which:

- (i) the full and free recording of votes by all persons entitled to record votes and by no other persons; or
- (ii) a correct ascertainment or declaration of the results of the voting;



- is, or is attempted to be, prevented or hindered; and
- (c) a contravention of section 190.

## *Fair Work (Registered Organisations) Regulations 2009* ('the Regulations')

### **140 Declaration of result of election (s 193)**

- (1) Within 14 days after the closing day of an election, the AEC must issue a declaration stating the following:
  - (a) the total number of persons on the roll of voters;
  - (b) the total number of ballot papers issued (if applicable);
  - (c) the total number of envelopes that were returned undelivered by the closing day of the ballot to the AEC (if applicable);
  - (d) the total number of ballot papers received by the electoral official by the closing day of the ballot (if applicable);
  - (e) the result of the election;
  - (f) the total number of informal ballot papers (if applicable).
- (2) In subregulation (1), ***closing day***, for an election, means:
  - (a) if a ballot is not required—the day on which nominations for the election close; or
  - (b) if a ballot is required—the closing day of the ballot.
- (3) Immediately after issuing a declaration under subregulation (1), the AEC must give a copy of the declaration to:
  - (a) the General Manager; and
  - (b) the organisation or branch for whom the election was conducted.

### **141 Post-election report by AEC (s 197(2))**

- (1) For subsection 197(2) of the Act, the following matters are prescribed for inclusion in the report (the ***post-election report***) given under subsection 197(1) of the Act:
  - (a) the declaration mentioned in regulation 140;
  - (b) any rules of the organisation or branch which because of ambiguity or other reason, were difficult to interpret or apply;
  - (c) any matters in relation to the roll of voters including those matters contained in subsection 197(3) of the Act;
  - (d) the number of written allegations (if any) of irregularities made to the AEC during the election;
  - (e) action taken by the AEC in relation to those allegations;
  - (f) any other irregularities identified by the AEC and action taken by the AEC in relation to those other irregularities.
- (2) The AEC must:
  - (a) give the post-election report within 30 days after the closing day of the election; and
  - (b) publish a notice on its web site advising that a copy of the post-election report can be obtained from the AEC on the request of a member who was eligible to vote in the election.
- (3) The AEC must supply a copy of the post-election report to the member as soon as practicable, but no later than 7 days, after receiving a request under paragraph (2)(b).

### **145 Elections conducted by AEC—no unauthorised action**

- (1) For any election conducted by the AEC under Part 2 of Chapter 7 of the Act, a person other than the person conducting the election must not do, or purport to do, any act in the conduct of the election other than as directed or authorised by the person conducting the election.

Note: This subregulation is a civil penalty provision (see regulation 168).

- (2) The AEC must advise the General Manager of a possible contravention of subregulation (1) not later than 21 days after the AEC has become aware of the possible contravention.

## Declaration of result of election

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In accordance with reg 140 of the Regulations, the AEC issued a declaration of the uncontested result of election E2023/113 on 28 August 2023. For a copy, see **Attachment A**.

In accordance with reg 140 of the Regulations, the AEC issued a declaration of the contested result of election E2023/113 on 11 October 2023. For a copy, see **Attachment B**.

## Rules

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Rules used for the election:

- Election Rules - 006S - Incorporates alterations of 1-1-2014 certified on 23-12-2013 (R2013-101)

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/](http://www.aec.gov.au/ieb/)

## Roll of Voters

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There were no matters in relation to the roll of voters including those matters contained in subsection 197(3) of the Act.

## Signed

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Benjamin Murray  
Returning Officer  
Australian Electoral Commission  
E: [IEBevents@aec.gov.au](mailto:IEBevents@aec.gov.au)  
P: 03 9285 7111  
20 October 2023

# Attachments

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A. Declaration of Results for Uncontested Offices

B. Declaration of Results for Contested Offices

**Master Builders Association of South Australia Incorporated**  
**DECLARATION OF RESULTS - E2023/113**  
**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:

**Master Builders Association of South Australia Incorporated - Non-residential Building Construction**

<b>VOTING MATERIAL ISSUED</b>	
Total number of people on the roll of voters (a)	1,448
Number of voters issued with voting material	1,448
Total number of voters issued with replacement voting material	0
<b>Total number of voting material packs issued</b>	<b>1,448</b>
<b>VOTING MATERIAL RETURNED</b>	
Total number of envelopes returned for scrutiny by closing date of ballot (b)	117
Number of declaration envelopes rejected at preliminary scrutiny (minus)	4
Number of ballot papers returned outside declaration envelopes (minus)	2
<b>COUNT</b>	
Total ballot papers admitted to the count	111
<b>LATE OR UNRETURNED VOTING MATERIAL</b>	
Voting material returned as unclaimed mail by closing date of ballot	8
Voting material packs not returned by voters by closing date of the ballot	1,323
Percentage of voting material packs returned by voters to number of people on the roll of voters (b/a)	8 %

**Councillor (3)**

<u>Candidates</u>	<u>First Preference Votes</u>	<u>Final Votes</u>
CARETTI, Antonio	74	74
WATTS, Bradley	89	89
MINUZZO, Garry	81	81
WILSON, James	68	68

<b>Total ballot papers admitted for this office</b>	<b>111</b>
Formal Ballot papers	104
Informal Ballot papers	7

I declare the following elected:	Order Elected
• WATTS, Bradley	1
• MINUZZO, Garry	2
• CARETTI, Antonio	3

## Master Builders Association of South Australia Incorporated - Residential Construction

<b>VOTING MATERIAL ISSUED</b>	
Total number of people on the roll of voters (a)	1,448
Number of voters issued with voting material	1,448
Total number of voters issued with replacement voting material	0
<b>Total number of voting material packs issued</b>	<b>1,448</b>
<b>VOTING MATERIAL RETURNED</b>	
Total number of envelopes returned for scrutiny by closing date of ballot (b)	117
Number of declaration envelopes rejected at preliminary scrutiny (minus)	4
Number of ballot papers returned outside declaration envelopes (minus)	2
<b>COUNT</b>	
Total ballot papers admitted to the count	111
<b>LATE OR UNRETURNED VOTING MATERIAL</b>	
Voting material returned as unclaimed mail by closing date of ballot	8
Voting material packs not returned by voters by closing date of the ballot	1,323
Percentage of voting material packs returned by voters to number of people on the roll of voters (b/a)	8 %

### Councillor (3)

<u>Candidates</u>	<u>First Preference Votes</u>	<u>Final Votes</u>
ZWAANS, Lauren	36	7
CHIBBER, Surinder	9	0
EVINS, Matthew	52	56
SANTAGATA, Michael	24	2
FUDA, Valentino	51	56
KLEMM, Troy	69	72
SHEPPARD, Helen	56	59

<b>Total ballot papers admitted for this office</b>	<b>111</b>
Formal Ballot papers	99
Informal Ballot papers	12

I declare the following elected:	Order Elected
• KLEMM, Troy	1
• SHEPPARD, Helen	2
• EVINS, Matthew	3

Benjamin Murray  
 Returning Officer  
 Telephone: 03 9285 7111  
 Email: IEBevents@aec.gov.au  
 11/10/2023



11 September 2023

Enzo Zito  
Deputy President  
Master Builders Association of South Australia Incorporated  
Sent via email: [buildsa@mbasa.com.au](mailto:buildsa@mbasa.com.au)

Dear Enzo Zito



**IMMEDIATE ACTION REQUIRED:**

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This letter explains the next steps you must take, including what information you need to give to members 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).
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## 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 approved 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](#).

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You must act on this now, as affected officers **MUST** complete approved financial training OR receive 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.

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## 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](mailto:regorgs@fwc.gov.au). An officer must sign the completed notification template.

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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.

**Real-life example of penalties in Court** An 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.’

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If you have any queries we can be contacted on 1300 341 665 or by email at [regorgs@fwc.gov.au](mailto:regorgs@fwc.gov.au).

Yours sincerely

**Fair Work Commission**



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**Master Builders Association of South Australia Incorporated**  
**DECLARATION OF RESULTS – E2023/113**  
**Uncontested Offices**

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**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:

**Master Builders Association of South Australia Incorporated**

**President (1)**

Candidates

ZITO Enzo

**Deputy President (1)**

Candidates

*No Nominations Accepted*

**Vice President (2)**

Candidates

KENNETT James

**Treasurer (1)**

Candidates

PIOTTO Jeffrey

**Past President (1)**

Candidates

EMMETT Thomas

**Master Builders Association of South Australia Incorporated - Civil Engineering Construction**

**Councillor (3)**

Candidates

*No Nominations Received*

**Master Builders Association of South Australia Incorporated - Trade Construction**

**Councillor (3)**

Candidates

HARRINGTON Ben

INNES Patrick

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

Benjamin Murray  
Returning Officer  
Telephone: 03 9285 7111  
Email: IEBevents@aec.gov.au  
28/08/2023



## DECISION

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

**Master Builders Association of South Australia Incorporated**  
(E2023/113)

MR STEENSON

SYDNEY, 21 JUNE 2023

*Arrangement for conduct of election.*

[1] On 2 June 2023 the Master Builders Association of South Australia Incorporated (**MBASAI**) lodged with the Fair Work Commission (**Commission**) prescribed information for an election to fill the following offices for a new term:

*Office-bearers*

President	(1)
Deputy President	(1)
Vice Presidents	(2)
Past President	(1)
Treasurer	(1)

*Councillors*

Residential Construction	(3)
Civil Engineering Construction	(3)
Non-residential Building Construction	(3)
Trade Construction	(3)

[2] The rules of the MBASAI differentiate between the (more senior) ‘office-bearers’ and the ‘councillors’. However, it is apparent from the organisation’s rules – including the definition of ‘officer’ as a member of Council (rule 3(10) and the powers vested in that Council (rules 12 and 28)<sup>1</sup> – as well as from the definition of ‘office’ in section 9 of the *Fair Work (Registered Organisations) Act 2009* (**RO Act**), that both of these categories are ‘offices’.

[3] They are therefore required to be the subject of an election in accordance with Chapter 7 of the RO Act (in particular, section 189) with those elections conducted by the Australian

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<sup>1</sup> MBASAI rulebook (R2013/101), [https://www.fwc.gov.au/documents/organisations/current\\_rulebooks/Current-RB-006S.docx](https://www.fwc.gov.au/documents/organisations/current_rulebooks/Current-RB-006S.docx)

Electoral Commission (AEC). The information that the MBASAI lodged with the Commission also made reference to an election for positions under 187 of the RO Act. However, as all roles for which an election has been sought are ‘offices’ under the organisation’s rules, it appears that the reference to section 187 is unnecessary.

[4] I also draw attention to the decision issued in relation to the previous election for offices in this organisation (E2021/77), particularly as it relates to the election for the office of Past President.<sup>2</sup>

[5] 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 RO Act, I am making arrangements for the conduct of the election by the AEC.



DELEGATE OF THE GENERAL MANAGER

Printed by authority of the Commonwealth Government Printer

PR755088

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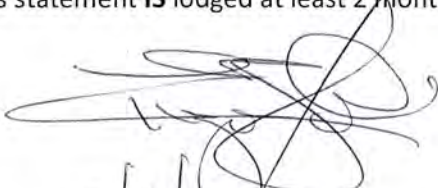
<sup>2</sup> Decision [2021] ROCD 83 issued 8 June 2021 in matter E2021/77, in particular at paragraphs [5] and [6].  
<https://regorgs.fwc.gov.au/sites/default/files/migration/376/006s-e2021-77.pdf>

**PRESCRIBED INFORMATION FOR ELECTIONS in accordance with Section 189 of the *Fair Work (Registered Organisations) Act 2009* and Regulation 138 of the *Fair Work (Registered Organisations) Regulations 2009*, with a request under Section 187 of the *Fair Work (Registered Organisations) Act 2009***

I, Enzo Zito, being the Deputy President of the Master Builders Association of South Australia Incorporated make the following statement:

1. I am authorised to sign this statement containing prescribed information Master Builders Association of South Australia Incorporated.
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 B.
4. No rule alterations are pending that will impact the election.
5. This statement **IS** lodged at least 2 months before nominations open for the election(s) in Annexure B.

Signed:



Dated:

2/6/2023

**NOTE:** This statement, together with Annexures A and B, must be lodged with the Fair Work Commission at least 2 months prior to nominations opening. It can be submitted by email to [regorgs@fwc.gov.au](mailto:regorgs@fwc.gov.au).

## Annexure B

- Elections that are required

Branch	Name of Office	Number required	Voting System	Reason for Election	Electorate
			Direct voting system; Collegiate electoral system	Scheduled; Casual vacancy; New office created; Insufficient nominations	
<b>For the election of officers</b>					
South Australia	President	1	Direct Voting System	Scheduled	<i>Financial members of the Master Builders Association of South Australia Incorporated. (Rule 14).</i>
South Australia	Deputy President	1	Direct Voting System	Scheduled	<i>Financial members of the Master Builders Association of South Australia Incorporated. (Rule 14).</i>
South Australia	Vice-President	2	Direct Voting System	Scheduled	<i>Financial members of the Master Builders Association of South Australia Incorporated. (Rule 14).</i>
South Australia	Past President	1	Direct Voting System	Scheduled	<i>Financial members of the Master Builders Association of South Australia Incorporated. (Rule 14).</i>
South Australia	Treasurer	1	Direct Voting System	Scheduled	<i>Financial members of the Master Builders Association of South Australia Incorporated. (Rule 14).</i>

For the election of non-office positions					
South Australia	Civil engineering construction Councillor	3	Direct Voting System	Scheduled	<i>Financial members of the Master Builders Association of South Australia Incorporated. (Rule 14).</i>
South Australia	Non-residential building construction Councillor	3	Direct Voting System	Scheduled	<i>Financial members of the Master Builders Association of South Australia Incorporated. (Rule 14).</i>
South Australia	Residential construction Councillor	3	Direct Voting System	Scheduled	<i>Financial members of the Master Builders Association of South Australia Incorporated. (Rule 14).</i>
South Australia	Trade construction Councillor	3	Direct Voting System	Scheduled	<i>Financial members of the Master Builders Association of South Australia Incorporated. (Rule 14).</i>

- Important dates:

	Direct Voting System	Collegiate Electoral System
<b>Nominations OPEN</b>	At least 4 weeks prior to AGM (AGM is booked for Wednesday 25 <sup>th</sup> October). Rule 14 (3). To be Determined by the Returning Officer but preference is 5 weeks prior to AGM.	Not Applicable
<b>Nominations CLOSE</b>	21 days prior to AGM (AGM is booked for Wednesday 25 <sup>th</sup> October). Rule 14 (5).	Not Applicable
<b>Roll of Voters cut off date</b>	Seven days before the day on which nominations for the election are open. Rule 14 (1).	Not Applicable

**NOTES:** For insufficient nominations and casual vacancies, the date nominations open and close, unless specified in the rules, should be listed as 'To be determined by the returning officer'. This also applies where rules are silent as to the nominated dates. If the nomination dates are 'To be Determined by the Returning Officer', but your organisation has a preference, please state 'To be Determined by Returning Officer' and clearly indicate that your nominated date is a preference.