

Waste Contractors & Recyclers Association of NSW

DECLARATION OF RESULTS - E2024/143 - Stage 2

Casual Vacancy 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:

NSW

President

Candidates

No Nominations Received

NSW

Treasurer

Candidates

No Nominations Received

As no nominations were received, the position above remains vacant.

Ishtiaq Ahmed
Returning Officer
Telephone: 03 9285 7111
Email: IEEvents@aec.gov.au
17/12/2024





18 November 2024

Brett Lemin
Executive Director
Waste Contractors & Recyclers Association of NSW
Sent via email: brett@wcra.com.au

Dear Brett Lemin



IMMEDIATE ACTION REQUIRED:

You must take steps after your recent election E2024/143

An election has recently been completed by the Australian Electoral Commission (AEC) for the Waste Contractors & Recyclers Association of NSW 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

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. 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](#).

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 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.

Waste Contractors & Recyclers Association of NSW

DECLARATION OF RESULTS - E2024/143 - Stage 1

Uncontested Offices

Casual Vacancy 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:

NSW

Executive Category A (1)

Candidates

No Nominations Received

As no nominations were received, the position above remains vacant.

Benjamin Murray
Returning Officer
Telephone: 03 9285 7111
Email: IEBevents@aec.gov.au
22/10/2024





DECISION

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

Waste Contractors & Recyclers Association of NSW
(E2024/143)

MR STEENSON

SYDNEY, 27 AUGUST 2024

Arrangement for conduct of election.

[1] On 5 and 26 August 2024 the Waste Contractors & Recyclers Association of NSW lodged with the Fair Work Commission prescribed information for an election to fill casual vacancies in the following offices for the remainder of their terms:

President	(1)
Treasurer	(1)
Executive Category A	(1)

[2] I am satisfied that an election for the abovenamed office 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 Australian Electoral Commission.



DELEGATE OF THE GENERAL MANAGER

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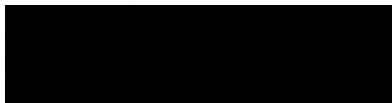
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PRESCRIBED INFORMATION FOR ELECTIONS in accordance with Section 189 Fair Work (Registered Organisations) Act 2009 and Regulation 138 Fair Work (Registered Organisations) Regulations 2009

I, Michelle Ford, being the Secretary of the Waste Contractors & Recyclers Association of NSW make the following statement:

1. I am authorised to sign this statement containing prescribed information for our Association.
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. No rule alterations are pending that will impact the election.
5. This statement is lodged 6 weeks before nominations open for the election(s) in Annexure A
6. Rule numbers 23 & 24 specify the eligibility of Officers to the Executive.
7. Rule number 26 specifies the criteria for the election of the President, Vice President, Secretary and Treasurer.
8. In accordance with rule 24 (i) the Returning Officer must notify the secretary of the Association that he is required to deliver a list of members entitled to vote in the election. The roll of voters is to be closed seven (7) days prior to the date for the opening of nominations, and subsequently delivered to the Returning Officer
9. The relevant date for this information is 31st July 2024

Signed:



SECRETARY

Dated:

26.08.24

NOTE: This statement should be lodged with the Registered Organisations Commission at least 2 months prior to nominations opening. Two weeks delay due to Covid.

To be submitted to regorgs@roc.gov.au.

Annexure A

Branch	Name of Office	Number required	Voting System	Reason for Election	Electorate
The Association does not have any branches					

Elections that are required:

Branch	Name of Office	Number required	Voting System	Reason for Election	Electorate
n/a	President	1	Direct voting system via secret ballot	Casual Vacancy	26
n/a	Treasurer	1	Direct voting system via secret ballot	Casual Vacancy	26
n/a	Executive	1	Direct voting system via secret ballot	Casual Vacancy	25

Important dates:

	Direct Voting System
Nominations OPEN	<i>TBC by returns officer</i>

Nominations CLOSE	<i>TBC by returns officer</i>
Roll of Voters cut off date	<i>TBC by returns officer</i>

SAMPLE