



03 October 2025

Australian Electoral Commission

E: [IEBevents@aec.gov.au](mailto:IEBevents@aec.gov.au)

**POST ELECTION REPORT: Motor Trades Association of Queensland Industrial Organisation of Employers  
Scheduled Election E2024/125**

This Motor Trades Association of Queensland (MTAQ) Election incorporates alterations of 2 May 2024 [R2024/36]. This is the first Election held under this version of Rules with had some significant changes.

The table below incorporates our response to the Rules identified as difficult to interpret as well as the suggestion of another Rule that could be improved with a Model Rule.

These proposed changes will be considered by the MTA Queensland Board for approval prior to making application to change as per 22.1(d) Post Election report recommendations made that may result in an alteration of the Rules for clarity or compliance may be approved by the MTA Queensland Board.

DIFFICULT RULE	WHY IT IS DIFFICULT	MODEL RULE	MTAQ RESPONSE
Rule 13.8(e): In addition to the criteria above, to be eligible to nominate for Division Representative to the Board and Alternate Division Representative to Board, the nominee must be a member of the Relevant Division Committee-elect  Rule 4.7 (e) Division Committee Members, Division and Alternate Representatives	Rule 4.7(c) suggests candidates can come from the members of that Division, however, Rule 13.8(e) seems to suggest they can only come from the Division Committee members elected at Stage 1	BC4 Nomination Requirements	For clarity we are proposing:  Insert new clauses:  4.6(b) (ii) is an elected Member of the Division  4.7(d) Nominations shall be called for Division and Alternate Division Representatives to Board, candidates must be declared elected members of the Division Committee and shall

**Motor Trades Association of Queensland**

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<p>to Board shall be elected by and from the Members of that Division</p>			<p>be elected by the Members of that Division.</p>
<p>Rule 13.8(b): Both the Eligible member and the Member they are nomination for office must have been a financial Member of a period of thirty (30) days prior to the opening date for nominations.</p> <p>Rule 13.8(e): In addition to the criteria above, to be eligible to nominate for Division Representative to Board and Alternate Division Representative to Board, the nominee must be a member of the relevant Division Committee-elect</p> <p>Rule 13.8(f): In addition to the criteria above, to be eligible to nominate for District Representative to Board, the nominee must be a member of the relevant District.</p> <p>Rule 13.8 (g): In addition to the criteria above, to be eligible to nominate for Division Committee, the nominee must be a member of the relevant Division.</p>	<p>Rule 13.8 (b) makes the financial requirements for nominators all clear</p> <p>Rules 13.8 (e-g) refer to further eligibility requirement for nominees for several offices, placing no similar requirements upon nominators</p> <p>The Rules should be clear if nominators are also subject to the same requirements or are just required to be financial members of the organisation</p>	<p>BC4 Nomination Requirements</p>	<p>For clarify we are proposing: Edit the following clauses:</p> <p>13.8 (b) An Eligible Member nominating a Member for office must have been a Financial Member for a period of thirty (30) days prior to the opening date for nominations.</p> <p>13.8(e) To be eligible to nominate for Division Representative to Board and Alternate Division Representative to Board, the nominee must have been a Financial Member for a period of thirty (30) days prior to the opening date for nominations. In addition, they must be a member of the relevant Division Committee-elect</p> <p>13.8 (f) To be eligible to nominate for to nominate for District Representative to Board, the nominee must have been a Financial Member for a period of thirty (30) days prior to the opening date for nominations. In addition, they must be a member of the relevant District.</p> <p>Insert new clause: 13.8 (e) To be eligible to nominate for Division</p>

### Motor Trades Association of Queensland

			Committee, the nominee must have been a Financial Member for a period of thirty (30) days prior to the opening date for nominations. In addition, they must be a member of the relevant Division.
Rule 16.1(a): A Candidate may: (i) act personally as a Scrutineer0	s.143(1)(e) of the Fair Work (Registered Organisations Act 2009 states that: <i>... must provide that, where a ballot is required, it must be a secret ballot, and must make provision for: (iv) the appointment, conduct and duties of scrutineers to represent the candidates at the ballot</i> In accordance with the Act. A scrutineer shall not be a candidate for any position which is included in a ballot in this Election	B14.2 A scrutineer must not be a candidate for any office in any election that is the subject of scrutiny at the location in which the scrutiny is occurring	For compliance we propose:  Delete clause 16.1(a)(i) act personally as a Scrutineer; or  Insert new clause: 16.1(b) A Scrutineer must not be a candidate for any office in any election that is the subject of scrutiny at the location in which the scrutiny is occurring.
The Rules are silent regarding the length of candidate statements that may be supplied with ballot material	It is a matter of procedural fairness that candidates be given the same maximum words for their candidate statements. Additionally, it assists the Returning Officer in creating the candidate statement if there is a maximum length in place	BC6.1 Before nominations close, the nominee may submit to the Returning Officer on or both of the following: BC6.1.1 a passport size photograph of themselves; and BC6.1.2 a statement in support of their	For compliance with model rules and for clarification we propose to adopt the Model Rule.  Insert new clause: (i) The nominee may submit one of both of the following a) A passport sized photograph of themselves; and

### Motor Trades Association of Queensland



MTA  
QUEENSLAND

		candidature which must be no more than three hundred (300) words	b) A statement in support of their candidature which must be no more three (300) words

Yours sincerely



Grant Harrison  
MTA Queensland Secretary

**Motor Trades Association of Queensland**

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8 September 2025

Grant Harrison  
Secretary  
Motor Trades Association of Queensland Industrial Organisation of Employers  
Sent via email: [info@mtaq.com.au](mailto:info@mtaq.com.au)

Dear Grant Harrison



**IMMEDIATE ACTION REQUIRED:**

**You must take steps after your recent election E2024/125**

An election has recently been completed by the Australian Electoral Commission (AEC) for the Motor Trades Association of Queensland Industrial Organisation of Employers 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)
- Respond to the AEC

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](#).

## STEP 4: Reply to the AEC

The AEC’s post-election report says the AEC had trouble applying some of your election rules. You **MUST** respond to the AEC about the issues in the report (section 198).

Your response to the AEC must be in writing. It must include:

- whether the organisation intends to take action
- (if yes) what action the organisation intends to take

You must send your response to the AEC within **30 days** of receiving the report and provide a copy to the Commission (section 198).



### Penalties apply

The requirement to respond to the AEC comes from section 198 of the RO Act. Section 198 of the RO Act is a civil penalty provision.

A failure to take any of these steps, or taking them in the wrong order, can expose your organisation to penalties under the RO Act.

Make the report and your response available to your members

You must make the post-election report about difficult rules available to your members.

You must also make your written response to the AEC available to your members.



### Timing is very important

You must make the report about difficult rules available to your members **before or at the same time** as you make your response available.

Your response must be available to members:

- in the next edition of your journal or
- within 30 days of giving it to the AEC (if using a method other than your journal to make it available, e.g. your website)



### Penalties apply

The requirement to respond to the AEC comes from section 198 of the RO Act. Section 198 of the RO Act is a civil penalty provision.

A failure to take any of these steps, or taking them in the wrong order, can expose your organisation to penalties under the RO Act.

### How do I make these documents available to my members?

The RO Act says you will have made the document available if you do all the following things:

- Publish a copy of the relevant section and your response in your next journal, AND
- Send the Commission a copy of the relevant section and your response with a declaration that you'll provide copies to any member who asks for one, AND

- Tell members in your next journal (or an appropriate newspaper) that you'll give the relevant section of the report and your response to any member free of charge if requested, AND
- Put on your website:
  - the relevant section of the report within 14 days of receiving it and
  - your response within 14 days of sending it to the AEC

But you can also make the documents available to your members in other ways as well.



#### **What if we decide to change our rules?**

You can! If you think changing your rules will fix or improve the issues raised by the AEC you can change your rules.

Your rules will include a rule altering procedure that you must follow in order to do this.

We provide help changing your rules and advice on rule requirements. Please contact us at [regorgs@fwc.gov.au](mailto:regorgs@fwc.gov.au), or ring 1300 341 665. Alternatively you could book an online [Governance to You visit](#) with a Commission staff member to discuss the changes.

## **Questions?**



What if I don't understand the post-election report?

You should contact the AEC immediately to discuss what the report means.

What if we decide not to take action?

You must tell the AEC in writing you do not intend to act.

#### **What if I have already responded to the AEC?**

If you have already done the things set out in step 4, please disregard this step.

Remember to make the relevant section of the report and your response available to your members as well.

#### **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.

5 September 2025

# Post-election report

Motor Trades Association of Queensland,  
Industrial Organisation of Employers

Scheduled Election

E2024/125

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# Summary

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The AEC has recently completed the elections for the Motor Trades Association of Queensland, Industrial Organisation of Employers.

## Report requirements

After the completion of an election under the *Fair Work (Registered Organisations) Act 2009* (the Act) the AEC is required to prepare a post-election report. The report must cover the matters set out in section 141 of the *Fair Work (Registered Organisations) Regulations 2009* (the Regulations). This includes:

- (a) a declaration of the results
- (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
- (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.

The AEC is required to identify adverse rules in the report. An adverse rule is one that the returning officer found difficult to interpret or apply to the election. The organisation must respond in writing to the AEC to any adverse rules within 30 days of the date of this post-election report.

## Report findings

The AEC has identified 3 rules that were difficult to interpret or apply.

Model rules for elections were published on 30 June 2025 by the Fair Work Commission. The AEC recommends all organisations consider whether their rules could be improved or updated by reference to those rules.

# Elections covered in post-election report

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Organisation:	Motor Trades Association of Queensland, Industrial Organisation of Employers
Election decision no:	E2024/125
Election:	Scheduled
Stage 1	
Date the nominations closed:	06/02/2025
Date results declared:	19/02/2025
Stage 2	
Date the nominations closed:	22/04/2025
Date results declared:	05/05/2025
Stage 2 – Insufficient Nominations	
Date the nominations closed:	18/06/2025
Date results declared:	30/06/2025

### Stage 3

Date the nominations closed: 18/08/2025  
Date ballot closed: 21/08/2025  
Date results declared: 22/08/2025

Date report due: 22/09/2025  
Date organisation response due: 06/10/2025

## Declaration of result of election

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In accordance with regulation 140 of the Regulations, the AEC issued declarations of the result of election E2024/125 on 19/02/2025, 05/05/2025, 30/06/2025, and 22/08/2025. For a copy of these, see Attachments A-E.

## Motor Trades Association of Queensland, Industrial Organisation of Employers rules

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Motor Trades Association of Queensland, Industrial Organisation of Employers rules used for the election:

015Q: Incorporates alterations of 2 May 2024 [R2024/36]

### Rules that were difficult to interpret or apply:

Three difficult rules were identified and the AEC requests the rules be updated using the model rules published by the Fair Work Commission (available at <https://www.fwc.gov.au/registered-organisations/running-registered-organisation/rules-unions-and-employer-associations>)

Under section 198 of the Act, the organisation must respond to the AEC on these matters in writing within 30 days. The organisation must otherwise satisfy the requirements outlined in section 198 and regulation 142(1), as extracted in Appendix A below. The AEC must advise the General Manager of the Fair Work Commission of a possible contravention of section 198(1) of the Act not later than 21 days after the AEC has become aware of the possible contravention.

DIFFICULT RULE	WHY IT IS DIFFICULT	MODEL RULE
Rule 13.8(e): <i>In addition to the criteria above, to be eligible to nominate for Division Representative to Board and Alternate Division Representative to Board, the nominee must be a member of the relevant Division Committee-elect</i>	Rule 4.7(c) suggests candidates can come from the members of that Division, however, Rule 13.8(e) seems to suggest they can only come from the Division Committee members elected at Stage 1.	BC4 Nomination Requirements
Rule 4.7(c): <i>Division Committee</i>		

DIFFICULT RULE	WHY IT IS DIFFICULT	MODEL RULE
<i>Members, Division and Alternate Division Representatives to Board shall be elected by and from the Members of that Division.</i>		
<p>Rule 13.8(b): <i>Both the Eligible Member and the Member they are nominating for office must have been a Financial Member for a period of thirty (30) days prior to the opening date for nominations.</i></p> <p>Rule 13.8(e): <i>In addition to the criteria above, to be eligible to nominate for Division Representative to Board and Alternate Division Representative to Board, the nominee must be a member of the relevant Division Committee-elect</i></p> <p>Rule 13.8(f): <i>In addition to the criteria above, to be eligible to nominate for District Representative to Board, the nominee must be a member of the relevant District.</i></p> <p>Rule 13.8(g): <i>In addition to the criteria above, to be eligible to nominate for Division Committee, the nominee must be a member of the relevant Division.</i></p>	<p>Rule 13.8(b) makes the financial requirements for nominators for all elections clear.</p> <p>Rules 13.8(e-g) refer to further eligibility requirements for nominees for several offices, placing no similar requirements upon nominators.</p> <p>The Rules should be clear if nominators are also subject to the same requirements, or are just required to be financial members of the organisation.</p>	BC4 Nomination Requirements
Rule 16.1(a): <i>A Candidate may: (i) act personally as a Scrutineer</i>	<p>s.143(1)(e) of the Fair Work (Registered Organisations) Act 2009 states that:  <i>...must provide that, where a ballot is required, it must be a secret ballot, and must make provision for:</i>  <i>(iv) the appointment, conduct and duties of scrutineers to represent the candidates at the ballot</i></p> <p>In accordance with the Act, a scrutineer shall not be a candidate for any position which is included in a ballot in this election.</p>	BC14.2 <i>A scrutineer must not be a candidate for any office in any election that is the subject of scrutiny at the location in which the scrutiny is occurring.</i>

### Rules that could be improved with a model rule

In conducting the election, the AEC identified the following rule that could be improved to support how the election is administered. The rule could be updated using the model rules published by the Fair Work Commission (available at <https://www.fwc.gov.au/registered-organisations/running-registered-organisation/rules-unions-and-employer-associations>)

The organisation does not need to respond to the following suggestions (i.e. section 198 of the Act does not apply) but is welcome to do so and is encouraged to consider when these suggestions reviewing its rule book.

RULE	BENEFIT	MODEL RULE
The Rules are silent regarding the length of candidate statements that may be supplied with ballot material	It is a matter of procedural fairness that candidates be given the same maximum number of words for their candidate statements. Additionally, it assists the Returning Officer in creating the candidate statement if there is a maximum length in place.	BC6.1 <i>Before nominations close, the nominee may submit to the Returning Officer one or both of the following:</i> BC6.1.1 <i>a passport size photograph of themselves; and</i> BC6.1.2 <i>a statement in support of their candidature which must be no more than three hundred (300) words.</i>

#### Written allegations of any irregularities

The AEC did not receive any written allegations of any irregularities for this election.

#### Other irregularities

The AEC did not identify any other irregularities for this election.

Signed  
 Hanish Gupta  
 Returning Officer  
 Australian Electoral Commission  
 E: [IEBEvents@aec.gov.au](mailto:IEBEvents@aec.gov.au)  
 P: 03 9285 7111  
 05/09/2025

## Attachments

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- A. Declaration of results for Stage 1 - Uncontested Offices
- B. Declaration of results for Stage 2 - Uncontested Offices
- C. Declaration of results for Stage 2 (Insufficient Nominations) - Uncontested Offices
- D. Declaration of results for Stage 3 - Uncontested Offices
- E. Declaration of results for Stage 3 - Contested Offices

# Appendix A - Relevant legal provisions

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

### **197 Postelection 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).

### **198 Organisation to respond to adverse report on rules**

#### *Organisation must respond to "difficult rules" report*

- (1) If an organisation or branch is given a postelection report under section 197 that identifies a rule that was difficult to interpret or apply, the organisation or branch must, within 30 days, give a written response to the AEC on that aspect of the report.

Civil penalty: 100 penalty units.

- (2) The response must specify whether the organisation or branch intends to take any action in relation to the rule, and if so, what action it intends to take.

#### *Organisation must make its response available to members*

- (3) The organisation or branch must also make available to its members the part of the report dealing with the difficult rule or rules (the *relevant extract*) and the organisation's or branch's response to it.
- (4) The relevant extract must be made available to members no later than the day on which the response is to be made available by the organisation or branch to members.

Civil penalty: 100 penalty units.

#### **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 Postelection 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 ***postelection 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 postelection 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 postelection 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 postelection report to the member as soon as practicable, but no later than 7 days, after receiving a request under paragraph (2)(b).

### **142 Adverse report on rules (s 198)**

- (1) The AEC must advise the General Manager of a possible contravention of subsection 198(1) of the Act not later than 21 days after the AEC has become aware of the possible contravention.
- (2) For paragraph 198(6)(c) of the Act, in addition to the matters specified in subsection 198(6) of the Act, an organisation or branch must meet the following requirements if the organisation or branch has a web site:

- (a) the organisation or branch must publish a copy of the relevant extract of the report on its web site within 14 days after receiving the post-election report;
- (b) the organisation or branch must publish the written response given under subsection 198(1) on its web site within 14 days after giving the response to the AEC.

#### **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.

**Motor Trades Association of Queensland Industrial  
Organisation of Employers**  
**DECLARATION OF RESULTS - E2024/125 - Stage 3**  
**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:

**MTA Queensland Board**

<b>VOTING MATERIAL ISSUED</b>	
Total number of people on the roll of voters (a)	10
Number of voters issued with voting material	10
<b>COUNT</b>	
Total ballot papers admitted to the count (b)	10
<b>PARTICIPATION</b>	
Percentage of voting material packs returned by voters to number of people on the roll of voters (b/a)	100 %

**MTA Queensland Vice Chair (1)**

<u>Candidates</u>	<u>Final Votes</u>
DEVER, Peter	6
DODGE, Mark	4

<b>Total ballot papers admitted for this office</b>	<b>10</b>
Formal Ballot papers	10
Informal Ballot papers	0

I declare the following elected:

- DEVER, Peter

Cameron Caccamo  
Returning Officer  
Telephone: 03 9285 7111  
Email: IEEvents@aec.gov.au  
22/08/2025

**Motor Trades Association of Queensland Industrial  
Organisation of Employers**  
**DECLARATION OF RESULTS - E2024/125 - Stage 3**  
**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:

**MTA Queensland Board**

**MTA Queensland Chair (1)**

Candidates

PETERSON Paul

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

Cameron Caccamo  
Returning Officer  
Telephone: 03 9285 7111  
Email: IEEvents@aec.gov.au  
22/08/2025



**Motor Trades Association of Queensland,  
Industrial Organisation of Employers**  
**DECLARATION OF RESULTS - E2024/125 – from Stage 2  
Uncontested Offices**

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**Insufficient Nominations 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:

**Tyre and Undercar Division Qld (TUDQ)**

**Division Chair/Division Representative (1)**

Candidates

HART Michael John

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](mailto:IEBevents@aec.gov.au)  
30/06/2025



# **Motor Trades Association of Queensland Industrial Organisation of Employers**

## **DECLARATION OF RESULTS - E2024/125 - Stage 1 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:

#### **Australian Automobile Dealers Association Queensland (AADA(QLD))**

##### **Division Committee Member (5)**

###### Candidates

CARNEY Christopher Paul  
LARKIN Ronan  
OLDFIELD Craig  
PARISSIS Bill  
ROBERTSON James

#### **Automotive Engineers Division (AED)**

##### **Division Committee Member (10)**

###### Candidates

BAILLS Craig  
BLACKBURNE Fiona  
DODGE Mark  
LYONS Bradley Kenneth  
MANOLIS Nicholas George  
WEBER Michael

#### **National Auto Collision Alliance (NACA)**

##### **Division Committee Member (6)**

###### Candidates

CHESTERFIELD Benjamin Russell  
MCCARTHY Andrea  
MOFFATT Melanie

#### **Queensland Farm and Industrial Machinery Dealers Division (QFIMDD)**

##### **Division Committee Member (5)**

###### Candidates

DOVER Murray David  
HANCOX Shari  
JORDAN Cameron  
MCLAUGHLIN Fergus Gary

## **Queensland Motor Cycle Industry Division (QMID)**

### **Division Committee Member (5)**

#### Candidates

GRALOW Clint Glynne

LAZAREDES Nicholas

LYNIS Alex

MILNE Sharine Anne Jeanette

PETERSON Paul John

## **Tyre and Undercar Division Qld (TUDQ)**

### **Division Committee Member (5)**

#### Candidates

HART Michael John

WODER Brett

## **Northern District**

### **District Representative (1)**

#### Candidates

PETHER Rodney Graham

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  
19/02/2025

# Motor Trades Association of Queensland Industrial Organisation of Employers

## DECLARATION OF RESULTS - E2024/125 (Stage 2) 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:

#### **Australian Automobile Dealers Association Queensland (AADA(QLD))**

##### **Division Chair/Division Representative (1)**

Candidates

ROBERTSON James

##### **Division Vice Chair/Division Alternative Representative (1)**

Candidates

LARKIN Ronan

#### **Queensland Farm and Industrial Machinery Dealers Division (QFIMDD)**

##### **Division Chair/Division Representative (1)**

Candidates

JORDAN Cameron

##### **Division Vice Chair/Division Alternative Representative (1)**

Candidates

HANCOX Shari

#### **Automotive Engineers Division (AED)**

##### **Division Chair/Division Representative (1)**

Candidates

DODGE Mark

##### **Division Vice Chair/Division Alternative Representative (1)**

Candidates

MANOLIS Nicholas George

#### **National Auto Collision Alliance (NACA)**

##### **Division Chair/Division Representative (1)**

Candidates

CHESTERFIELD Ben

##### **Division Vice Chair/Division Alternative Representative (1)**

Candidates

MOFFATT Melanie

**Queensland Motor Cycle Industry Division (QMID)**

**Division Chair/Division Representative (1)**

Candidates

PETERSON Paul

**Division Vice Chair/Division Alternative Representative (1)**

Candidates

MILNE Sharine Anne Jeanette

**Tyre and Undercar Division Qld (TUDQ)**

**Division Chair/Division Representative (1)**

Candidates

*No Nominations Received*

**Division Vice Chair/Division Alternative Representative (1)**

Candidates

WODER Brett

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: [JEBevents@aec.gov.au](mailto:JEBevents@aec.gov.au)  
05/05/2025





## DECISION

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

**Motor Trades Association of Queensland Industrial Organisation of Employers**  
(E2024/125)

MR STEENSON

SYDNEY, 14 NOVEMBER 2024

*Arrangement for conduct of election.*

[1] On 27 September and 13 November 2024, the Motor Trades Association of Queensland Industrial Organisation of Employers (the **organisation**) lodged with the Fair Work Commission (the **Commission**) prescribed information for an election to fill the following offices for a new term of office:

*Queensland Farm and Industrial Machinery Dealers Division (QFIMDD)*

Division Chair/Division Representative (1)  
Division Vice Chair/Division Alternative Representative (1)

*Queensland Motor Cycle Industry Division (QMID)*

Division Chair/Division Representative (1)  
Division Vice Chair/Division Alternative Representative (1)

*Tyre and Undercar Division Qld (TUDQ)*

Division Chair/Division Representative (1)  
Division Vice Chair/Division Alternative Representative (1)

*Australian Automobile Dealers Association Queensland (AADA(QLD))*

Division Chair/Division Representative (1)  
Division Vice Chair/Division Alternative Representative (1)

*Automotive Engineers Division (AED)*

Division Chair/Division Representative (1)  
Division Vice Chair/Division Alternative Representative (1)

*National Auto Collision Alliance (NACA)*

Division Chair/Division Representative (1)  
Division Vice Chair/Division Alternative Representative (1)

## **Northern District**

District Representative (1)

## **MTA Queensland Board**

MTA Queensland Chair (1)

MTA Queensland Vice Chair (1)

[2] In addition, the prescribed information also requested an election under section 187 of the *Fair Work (Registered Organisations) Act 2009* (the **RO Act**) for the following non-office positions:

### *Queensland Farm and Industrial Machinery Dealers Division (QFIMDD)*

Division Committee Members (5)

### *Queensland Motor Cycle Industry Division (QMID)*

Division Committee Members (5)

### *Tyre and Undercar Division Qld (TUDQ)*

Division Committee Members (5)

### *Australian Automobile Dealers Association Queensland (AADA(QLD))*

Division Committee Members (5)

### *Automotive Engineers Division (AED)*

Division Committee Members (10)

### *National Auto Collision Alliance (NACA)*

Division Committee Members (6)

[3] The organisation originally lodged prescribed information on 28 February 2024, which was before the prescribed day as required by regulation 138(3) of the *Fair Work (Registered Organisations) Regulations 2009*, however it subsequently withdrew that prescribed information following discussions with Commission staff. This was due to a perceived defect in the organisation's electoral system (as it then stood), whereby non-offices formed the college for the election of Board members. The deficiency was such that the organisation's rules were potentially non-compliant with sections 6 and 143 of the RO Act.

[4] The organisation then acted promptly to amend its rules, and rule alterations were certified by the Commission on 12 September 2024.<sup>1</sup> The organisation then lodged the prescribed information for this election shortly thereafter, on 27 September 2024, and provided amended prescribed information (in particular, the request for election of non-office positions) on 13 November 2024.

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<sup>1</sup> R2024/97 [2024] FWCD 1043.

[5] I am satisfied that an election for the abovenamed **office and non-office positions** 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 Australian Electoral Commission (the AEC).

[6] As this election has been significantly delayed due to the reasons outlined above, I request that the AEC endeavour to conduct the ballot for this election as expeditiously as is practicable in the circumstances.



DELEGATE OF THE GENERAL MANAGER

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PR755360

**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, Grant Harrison, being Secretary of Motor Trades Association of Queensland, Industrial Organisation of Employers (MTA Queensland) make the following statement:

1. I am authorised to sign this statement containing prescribed information for Motor Trades Association of Queensland, Industrial Organisation of Employers (MTA Queensland) The following information is lodged under subsection 189(1) of the *Fair Work (Registered Organisations) Act 2009* (the RO Act).
2. The elections that are required are set out in the table in Annexure B.
3. A copy of the request under section 187 for the AEC to conduct an election for any non-office positions is attached (see Annexure A).
4. No rule alterations are pending that will impact the election.
5. This statement IS NOT lodged at least 2 months before nominations open for the election(s) in Annexure B. The reason it is lodged after the prescribed time is:

Our original request was lodged within 2 months before nominations open for the elections in Annexure B. The application was withdrawn pending a Rule Change application impacting the election process.

Signed:



Dated: 13.11.2024

**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).



11 November 2024

Dear Electoral Commissioner

I, Grant Harrison, am writing to request, pursuant to subsection 187(1) of the *Fair Work (Registered Organisations) Act 2009*, that the Australian Electoral Commission conduct an election for those positions listed in the table in Annexure B which are not offices, but which require an election under the rules of our organisation.

I confirm I am an officer of the Motor Trades Association of Queensland, Industrial Organisation of Employers (MTA Queensland) who is authorised by the Committee of Management to sign this request.

Signed:



Dated: 13 November 2024

## Motor Trades Association Queensland

**Address** Freeway Office Park, Building 8, 2728 Logan Road, Eight Mile Plains Qld 4113 [Postal PO Box 4530, Eight Mile Plains Qld 4113]

**Telephone** +61 7 3237 8777 | **Toll Free** 1800 177 951 | **Email** info@mtaq.com.au | **Website** www.mtaq.com.au

## Annexure B

- Elections that are required [insert as many pages as required]

Branch	Name of Office	Number required	Voting System Direct voting system; Collegiate electoral system	Reason for Election Scheduled; Casual vacancy; New office created; Insufficient nominations	Electorate
<b>For the election of officers</b>					
MTA Queensland	Queensland Farm and Industrial Machinery (QFIMDD) Vice Chair/Alternate Division Representative	1	Direct Voting System	Scheduled	Division Rule 4.7
MTA Queensland	Queensland Farm and Industrial Machinery (QFIMDD) Chair Division Representative	1	Direct Voting System	Scheduled	Division Rule 4.7
MTA Queensland	Queensland Motor Cycle Industry Division (QMID)	1	Direct Voting System	Scheduled	Division Rule 4.7

	Vice Chair/Alternate Division Representative				
MTA Queensland	Queensland Motor Cycle Industry Division Chair/ Division Representative	1	Direct Voting System	Scheduled	Division Rule 4.7
MTA Queensland	Tyre and Undercar Division Qld Vice Chair/Alternate Division Representative	1	Direct Voting System	Scheduled	Division Rule 4.7
MTA Queensland	Tyre and Undercar Division Qld Chair/ Division Representative	1	Direct Voting System	Scheduled	Division Rule 4.7
MTA Queensland	Australian Automotive Dealers Association Qld (AADA(Q) Vice Chair/Alternate Representative	1	Direct Voting System	Scheduled	Division Rule 4.7
	Australian Automotive Dealers Association Qld	1	Direct Voting System	Scheduled	Division Rule 4.7

	(AADA(Q) Chair/Division Representative				
	Automotive Engineers Division (AED) Vice Chair/Alternate Division Representative	1	Direct Voting System	Scheduled	Division Rule 4.7
	Automotive Engineers Division (AED) Chair/Division Representative	1	Direct Voting System	Scheduled	Division Rule 4.7
	National Auto Collision Alliance (NACA) Vice Chair/Alternate Division Representative	1	Direct Voting System	Scheduled	Division Rule 4.7
	National Auto Collision Alliance (NACA) Chair/Division Representative	1	Direct Voting System	Scheduled	Division Rule 4.7
	District Representative Northern District	1	Direct Voting System	Scheduled	District Rule 5.3

	MTA Queensland Chair	1	Collegiate Electoral System	Scheduled	MTA Queensland Board Rule 6.3(c)
	MTA Queensland Vice Chair	1	Collegiate Electoral System	Scheduled	MTA Queensland Board Rule 6.3(c)
<b>For the election of non-office positions</b>					
MTA Queensland	Queensland Farm and Industrial Machinery (QFIMDD) Committee	5	Direct Voting System	Scheduled	Division Rule 4.7
MTA Queensland	Queensland Motor Cycle Industry Division (QMID) Committee	5	Direct Voting System	Scheduled	Division Rule 4.7
MTA Queensland	Tyre and Undercar Division Qld (TUDQ) Committee	5	Direct Voting System	Scheduled	Division Rule 4.7
MTA Queensland	Australian Automotive Dealers Association Qld (AADA(Q) Committee	5	Direct Voting System	Scheduled	Division Rule 4.7
MTA Queensland	Automotive Engineers Division (AED) Committee	10	Direct Voting System	Scheduled	Division Rule 4.7

	National Auto Collision Alliance (NACA) Committee	6	Direct Voting System	Scheduled	Division Rule 4.7
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- Important dates:

	Direct Voting System	Collegiate Electoral System
<b>Nominations OPEN</b>	As the date has now passed, to be determined by the returning officer	As the date has now passed, to be determined by the returning officer. Preference as soon as possible as the commencement of term in office would normally be at our AGM 22 November 2024
<b>Nominations CLOSE</b>	As the date has now passed, to be determined by the returning officer	As the date has now passed, to be determined by the returning officer. Preference as soon as possible as the commencement of term in office would normally be at our AGM 22 November 2024
<b>Roll of Voters cut off date</b>	As the date has now passed, to be determined by the returning officer	As the date has now passed, to be determined by the returning officer. Preference as soon as possible as the commencement of term in office would normally be at our AGM 22 November 2024