

23 August 2017

Post-election Report

**Automotive, Food, Metals, Engineering, Printing and Kindred Industries Union
known as the Australian Manufacturing Workers' Union (AMWU), Queensland
Region – Vehicle Division, Vacancy Election E2017/76**

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Election(s) Covered in this Report

Election Decision No/s: E2017/76

Rules

Rules used for the election: 188V: Incorporates alterations certified on 03/03/2017 in matter D2016/60.

Rules difficult to apply/interpret: None

Module Rule reference (if any) (e.g., N/A)

Roll of Voters

As there were no contested offices, no Roll of Voters was required.

Irregularities

Details of written allegations of irregularities, and action taken by AEC: *Nil*

Other irregularities identified, and action taken: *Nil*

Other Matters

Nil

Attachments

- 1) Declaration of Results for Uncontested Offices – QLD



Steve Gillespie
Returning Officer

23 August 2017



31 August 2017

Mr Paul Bastian
National Secretary
"Automotive, Food, Metals, Engineering, Printing and Kindred Industries Union" known as the
Australian Manufacturing Workers' Union (AMWU)
national.secretary@amwu.asn.au

Dear Mr Bastian,

cc: New South Wales Branch, tim.ayres@amwu.asn.au
Queensland Branch, rohan.webb@amwu.asn.au
South Australian Branch, john.camillo@amwu.asn.au
Victorian Branch, steven.dargavel@amwu.asn.au
Western Australian Branch, steve.mccartney@amwu.asn.au

Reminder of actions required when persons elected to office

The Australian Electoral Commission has provided the Registered Organisations Commission (the ROC) a declaration of results for the election of uncontested offices for NSW Vehicle and Food & Confectionery Divisions; Vic Printing Division; Qld Vehicle Division; SA Vehicle, Food & Confectionery and Printing Divisions; and WA Printing Division [E2017/76]. This letter is a reminder of certain obligations imposed on organisations and on persons elected to office.

A notice must be published on the organisation's website

The organisation or branch must publish on its website a notice that a copy of the report is available from the organisation, branch or the AEC on request. The notice must be kept on the website for a period of at least 3 months (see regulation 141 of the Fair Work (Registered Organisations) Regulations 2009).

Holders of office required to undertake approved training

Section 293K of the *Fair Work (Registered Organisations) Act 2009* (the RO Act) requires each officer with financial management duties to undertake approved training that covers those duties within 6 months after the person begins to hold office. Please ensure that relevant officers undertake approved training within the required timeframe. Please also ensure that all new holders of office are advised of their obligations to make disclosures regarding remuneration, non-cash benefits and material personal interests, the details of which are provided for in the RO Act.

Organisation must notify the Commission of changes

Also, section 233(2) of the RO Act requires that an organisation must notify the Commission **within 35 days of any changes** to the holders of office in the organisation. **If there are no changes a notification is not required.** If the election has resulted in **any changes** to the holders of office, the "Automotive, Food, Metals, Engineering, Printing and Kindred Industries Union" known as the Australian Manufacturing Workers' Union (AMWU) must notify the Commission of these changes. In particular, please advise:

1. Person(s) who have ceased to hold office:
 - the name of the office vacated;
 - the date of the change of office holder; and

- the name of the person vacating the office.
2. Person(s) who have commenced to hold office:
- the name of the office now held;
 - the date of the change of office holder;
 - the name of the person now holding the office;
 - the postal address of the person (generally the postal address of the organisation); and
- the occupation of the person now holding the office.

The notification must include a declaration by the Secretary (or other prescribed officer) that the information is a correct statement of the changes made. A template notification of changes, which may assist you, is attached. If any change does not apply until a date in the future, you do not need to notify until then (e.g. AGM, 1 January, 2nd Monday in March). If you have already lodged this information, please disregard this reminder.

Regards

Christine Hibberd
Registered Organisations Commission

NOTIFICATION OF CHANGES TO RECORDS (Changes to Records in the Annual Return) required to be kept in accordance with section 230 *Fair Work (Registered Organisations) Act 2009* and regulation 147 *Fair Work (Registered Organisations) Regulations 2009*

I, [NAME], being the [OFFICER] of the [ORGANISATION NAME], declare the following:

1. I am authorised to make this declaration.
2. The following is a correct statement of the changes made to the information contained in the records required to be kept by the organisation in accordance with s.230(1)(b), (c), and (d) of the *Fair Work (Registered Organisations) Act 2009*:

[delete all that do not apply]

- On [DATE] the address of the organisation changed to [STREET ADDRESS].¹
- On [DATE] the name and/or address of a branch[es] of the organisation changed to:²
 1. *[include OLD name and address and NEW name and address of every branch that has changed]*
 2. ...
- A list of changes to offices and the names, postal addresses and occupations of persons holding those offices is attached to this declaration at Annexure A and forms part of this declaration.
- On [DATE] the following branch[es]:³
 - COMMENCED operation:
 1. [include name of each new branch]
 2. ...
 - CEASED operation:
 1. [include name of each closed branch]

¹ s.230(1)(d); reg.147(d)

² s.230(1)(d); reg.147(a) & (d)

³ s.230(1)(d); reg.147(b) & (c)

2. ...

Signed: [SECRETARY OR OTHER AUTHORISED OFFICER]

Dated: [DATE]

*[PLEASE NOTE: This declaration must be submitted to the Registered Organisations Commission within **35 days** of the change. It can be submitted to regorgs@roc.gov.au.]*

ANNEXURE A

- Changes to Offices and Office Holders in the Organisation and its Branches [*insert as many pages as required*]:

Please note the 35 days begins at the earliest event (for instance when the officer retires) and an organisation may need to notify the events separately if the appointment or election process will take longer than 35 days.

Branch	Date of Change	Name of Office that has changed	Name of <u>Outgoing</u> Office Holder	Name of <u>New</u> Office Holder	Postal Address of <u>New</u> Office Holder	Occupation of <u>New</u> Office Holder
<i>National</i>	<i>1.1.2014</i>	<i>Secretary</i>	<i>Full Name</i>	<i>Full Name</i>	<i>c/- the Registered Organisation, postal address of Registered Organisation</i>	<i>Paid official</i>
	<i>25.12.2013</i>	<i>President</i>	<i>vacant</i>	<i>Full Name</i>	<i>As above</i>	<i>mechanic</i>
<i>...</i>						
<i>NSW</i>	<i>1.1.2014 (resigned) 7.1.2014 (appointed)</i>	<i>President</i>	<i>Full Name</i>	<i>Full Name</i>	<i>c/- the Branch, postal address of the Branch</i>	<i>mechanic</i>
		<i>Committee of Management Member</i>	<i>Full Name</i>	<i>Full Name</i>	<i>As above</i>	<i>mechanic</i>
		<i>Treasurer</i>	<i>Full Name</i>	<i>vacant</i>	<i>vacant</i>	<i>vacant</i>
<i>...</i>						

Post-Election Report

Australian Manufacturing Workers' Union

E2017/76



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Election(s) Covered in this Report

Election Decision No/s: E2017/76

Rules

Rules used for the election: [188V: Incorporates alternations of 24/4/2017 in matter R2017/53]

Rules difficult to apply/interpret: None
Module Rule reference (if any) N/A

Roll of Voters

No contested offices

Total number of voters on the Roll:
Number of apparent workplace addresses:

Number of non-current addresses:

Other matters pertaining to the roll of voters:

Irregularities

Details of written allegations of irregularities, and action taken by AEC:

Other irregularities identified, and action taken:

Other Matters

Attachments

- 1) Declaration of results for Uncontested Offices (7)



Rhys Richards
Returning Officer

31 August 2017

Automotive, Food, Metals, Engineering, Printing and Kindred Industries Union Vacancy Election

Declaration of Results for Uncontested Offices

E2017/76

Below are 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.

NSW Vehicle Division

Delegates to State Conference

Candidates

LONSDALE, David

NSW Food and Confectionery Division

Regional President

Candidates


No nomination was received

Delegate to State Conference

Candidates

O'DRISCOLL, Kelly

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



Rhys Richards
Returning Officer

17 August 2017

Automotive, Food, Metals, Engineering, Printing and Kindred Industries Union Food and Confectionery Division

E2017/76

Declaration of Results for Uncontested Offices

Below are 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.

Food and Confectionery Division

Regional Vice-President

Candidates

No nomination was received

Delegate to Regional Council/ Regional Councillor

Candidates

No nomination was received

As there were no nominations accepted, no candidates are elected.

Jenny Southall
Returning Officer

15 August 2017

Automotive, Food, Metals, Engineering, Printing and Kindred Industries Union

Printing Division

E2017/76

Declaration of Results for Uncontested Offices

Below are 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.

Printing Division

Regional President

Candidates

MORTIMER, Ian

Regional Vice-Presidents (4)

Candidates

SCANLAN, Darrell
TODD, Colin Ross
WILSON, Gordon
WORMALD, Richard

Regional Councillors (14)

Candidates

BADCOCK, Clifford
BECKER, Luke
BRADBURY, David
COLLINS, James
RICHARDSON, Wade
ROHRLACH, David
SCANLAN, Darrell
TODD, Colin Ross
WILSON, Gordon
WORMALD, Richard
No further nominations were accepted

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

Jenny Southall
Returning Officer

15 August 2017

Automotive, Food, Metals, Engineering, Printing and Kindred Industries Union Vehicle Division

E2017/76

Declaration of Results for Uncontested Offices

Below are 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.

Vehicle Division

Regional Councillor/ Committee State Members

Candidates

GONZALEZ, Eduardo

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

Jenny Southall
Returning Officer

15 August 2017

Automotive, Food, Metals, Engineering, Printing and Kindred Industries Union Vacancy Election

Declaration of Results for Uncontested Offices

E2017/76

Below are 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.

Victoria Printing Division

Delegate to State Conference

Candidates

KATIP, Serkan

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



Rhys Richards
Returning Officer

17 August 2017

Automotive, Food, Metals, Engineering, Printing and Kindred Industries Union Western Australia Branch

Declaration of Results for Uncontested Offices

E2017/76

Below are 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.

Printing Division

Regional President

Candidates

SMALL, Gary

Regional Vice President

Candidates

CHRIMES, Jason

Regional Councillor (3)

Candidates

CALTON, Steven
DAWSON, Simon
GANGLI, Tony

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

Margret Mitchell
Returning Officer

16 August 2017

**- Automotive, Food, Metals, Engineering, Printing and Kindred
Industries Union
Vacancy Election AMWU QLD E2017/76**

Declaration of Results for Uncontested Offices

Below are 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.

Vehicle Division

Regional Council Committee Member / Committee State Member

Candidates

WEST, Michael

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



Steve Gillespie
Returning Officer

21 August 2017

16 August 2017

Post-election Report

**“Automotive, Food, Metals, Engineering, Printing and Kindred Industries Union” known as the Australian Manufacturing Workers’ Union (AMWU) Western Australia - Printing Division
E2017/76**

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Election(s) Covered in this Report

Election Decision No/s: E2017/76

Rules

Rules used for the election: [188V: Incorporates alterations certified on 23/03/2017 in matter R2016/262.

Rules difficult to apply/interpret: Nil

Module Rule reference (if any) Nil

Roll of Voters

As there were no contested offices, no Roll of Voters was required.

Irregularities

Details of written allegations of irregularities, and action taken by AEC: Nil

Other irregularities identified, and action taken: Nil

Other Matters

Nil

Attachments

- 1) Declaration of Results for Uncontested Offices – WA

Margret Mitchell
Returning Officer

16 August 2017

Automotive, Food, Metals, Engineering, Printing and Kindred Industries Union Western Australia Branch

Declaration of Results for Uncontested Offices

E2017/76

Below are 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.

Printing Division

Regional President

Candidates

SMALL, Gary

Regional Vice President

Candidates

CHRIMES, Jason

Regional Councillor (3)

Candidates

CALTON, Steven
DAWSON, Simon
GANGLI, Tony

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

Margret Mitchell
Returning Officer

16 August 2017



DECISION

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

“Automotive, Food, Metals, Engineering, Printing and Kindred Industries Union” known as the Australian Manufacturing Workers’ Union (AMWU)
(E2017/76)

MR ENRIGHT

MELBOURNE, 23 MARCH 2017

Arrangement for conduct of election.

[1] On 22 March 2017 the “Automotive, Food, Metals, Engineering, Printing and Kindred Industries Union” known as the Australian Manufacturing Workers’ Union (AMWU) lodged with the Fair Work Commission the prescribed information in relation to an election for the following offices:

New South Wales

Vehicle Division

Delegate to State Conference (1)

Food and Confectionery Division

Regional President (1)
Delegate to State Conference (1)

Victoria

Printing Division

Delegate to State Conference (1)

Queensland

Vehicle Division

Regional Council Committee Member/Committee
State Member¹ (1)

¹ This office is variously described in the rules of the organisation: e.g. in rules 50.23(e)(i) and 50.24(g) and (h) as “committee members” (on the Regional Council); in rule 50.25(f) as “persons holding ...positions on the Regional Council”; in rule 53, Part C as “Committee State Members” (in respect of the Vehicle Division), “Delegates to Regional

South Australia

Vehicle Division

Regional Councillor/Committee State Member¹ (1)

Food and Confectionery Division

Regional Vice-President (1)

Regional Councillor/Delegate to Regional Council¹ (1)

Printing Division

Regional President (1)

Regional Vice-President (4)

Regional Councillors (14)

Western Australia

Printing Division

Regional President (1)

Regional Vice-President (1)

Regional Councillors (3)

[2] The above-named offices include both (a) offices whose current term will expire on 30 June 2017 and for which new terms will commence on 1 July 2017 and (b) casual vacancies that originally arose following resignations at various times in late 2015 and during 2016. In the case of the former, comprising the offices for the Printing Division in South Australia and Western Australia, the offices were not filled in the previous scheduled election E2016/233 due to no nominations having been received. In the case of the latter, comprising all the other offices listed, the offices were not filled in the previous casual vacancy election E2016/211 due likewise to no nominations having been received.²

[3] In both cases this election will represent a further attempt to fill the respective offices, following insufficient nominations having been received at a relevant previous election.

[4] I am satisfied that an election for the above-named offices is required to be held under the rules of the organisation and, under subsection 189(3) of the *Fair Work (Registered*

Council" (in respect of the Food and Confectionery Division) and "*Regional Councillors*" (in respect of the Printing Division). The predominant historical colloquial usage within the organisation, including in the lodgement of prescribed information appears to have been "Regional Councillor" or some variant of it and past Decisions of the Delegate appear for the most part to reflect the nomenclature used in the prescribed information. This Decision continues this practice in respect of this office but includes, for the avoidance of doubt, the /respective descriptor appearing in rule 53, Part C.

² i.e. no effective nominations - a result was declared for the vacant office of Victorian Printing Division Delegate to State Conference but this was ineffective to the extent that it was in respect of a person, or nominee, who had already been elected to one of the other Printing Division Delegate offices for that Branch.

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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From: KELLETT, Stephen
Sent: Thursday, 23 March 2017 11:00 AM
To: 'Industrial Elections'
Subject: Election - AMWU - (various) - recall - E2017/76 - granted

Dear Electoral Officer,

Please see attached a copy of the Delegate's decision in relation to the above.

Yours faithfully

STEPHEN KELLETT
Regulatory Compliance Branch
FAIR WORK COMMISSION

80 William Street
EAST SYDNEY NSW 2011

(ph) (02) 6746 3283
(mob.) 0429 462 979
(email) stephen.kellett@fwc.gov



E2017 76 AMWU
Decision.pdf

From: KELLETT, Stephen
Sent: Thursday, 23 March 2017 10:43 AM
To: 'fiona.googh@amwu.asn.au'
Cc: peter.cozens@amwu.asn.au
Subject: Election - AMWU - E2017/76 - recall - granted

Dear Fiona,

Please see attached a copy of the Delegate's Decision in relation to the above.

Yours faithfully

STEPHEN KELLETT
Regulatory Compliance Branch
FAIR WORK COMMISSION

80 William Street
EAST SYDNEY NSW 2011

(ph) (02) 6746 3283
(mob.) 0429 462 979
(email) stephen.kellett@fwc.gov



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Decision.pdf

From: Fiona Googh [mailto:fiona.googh@amwu.asn.au]
Sent: Wednesday, 22 March 2017 1:39 PM
To: Orgs
Subject: SK - Prescribed Information for AMWU Elections

Good afternoon,

Attached, please find correspondence from AMWU National Secretary, Paul Bastian.

Regards

Fiona Googh

Executive Assistant to Paul Bastian

Australian Manufacturing Workers' Union

Level 4, 133 Parramatta Road (PO Box 160), Granville, 2142

T: 02 8868 1524 | F: 02 9897 9274 | W: www.amwu.org.au



pb2017056_001.pdf



22 March, 2017

The General Manager
Fair Work Commission
Level 10
80 William Street
East Sydney NSW 2011

Dear Madam,

Re: Prescribed Information for AMWU Elections.

Please find attached the Prescribed Information and Statement of Facts pursuant to section 189 of the *Fair Work (Registered Organisations) Act 2009* concerning elections to be conducted due to casual vacancies.

If you have any questions or comments in relation to the attached documentation please contact Peter Cozens on (02) 8868 1524.

Yours faithfully,

PAUL BASTIAN
NATIONAL SECRETARY

Australian Manufacturing
Workers' Union
Registered as AFMEPKIU
National Office
Level 4
133 Parramatta Road
Granville NSW 2142
Telephone: 02 8868 1500
Facsimile: 02 9897 9274
amwu@amwu.asn.au

Fair Work (Registered Organisations) Act 2009
s189
Regulation 138 of the Fair Work (Registered Organisations) Regulations 2009
Prescribed Information for Elections

“Automotive, Food, Metals, Engineering, Printing and Kindred Industries Union” known as the Australian Manufacturing Workers’ Union (AMWU)

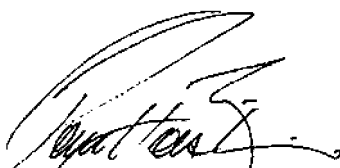
PRESCRIBED INFORMATION FOR ELECTIONS

SUPPORTING STATEMENT

I, Paul Bastian, of 133 Parramatta Road, Granville, in the State of New South Wales, union official, state as follows:

1. I am the National Secretary of the “Automotive, Food, Metals, Engineering, Printing and Kindred Industries Union” known as the Australian Manufacturing Workers’ Union (AMWU), an organisation of employees registered under the *Fair Work (Registered Organisations) Act 2009* (the Act).
2. I am authorised to lodge the information prescribed by regulation 138 of the *Fair Work (Registered Organisations) Regulations 2009*.
3. Elections are required for the offices specified in the attached document due to there being casual vacancies that were not filled in recent elections E2016/211 and E2016/233.
4. This information is lodged under subsection 189(1) of the Act.

DATED: 22 March, 2017



PAUL BASTIAN
NATIONAL SECRETARY

“Automotive, Food, Metals, Engineering, Printing and Kindred Industries Union” known as the Australian Manufacturing Workers’ Union (AMWU)

PRESCRIBED INFORMATION FOR ELECTIONS

1. The following offices and / or positions require elections to be conducted by the Australian Electoral Commission for the reasons given in italics. Pursuant to paragraph 138(1)(d) of the *Fair Work (Registered Organisations) Regulations 2009* (“the Regulations”) the electorate for each office / position is given under the title of the office or position.

2. Pursuant to subregulation 138(1) of the Regulations, Fair Work Australia is advised that for all of the listed offices and / or positions in the Rules of the “Automotive, Food, Metals, Engineering, Printing and Kindred Industries Union” known as the Australian Manufacturing Workers’ Union (AMWU) provide that:
 - (a) Consistent with Rule 4 – Part A – 10, the dates for the opening and closing of nominations is at the discretion of the Returning Officer provided that the closing date shall be 21 days after nominations open.

 - (b) The roll of voters is to be closed no earlier than 30 days and no later than 7 days before the day on which nominations for the election open. Wherever the last day of a Quarter falls within this period, the roll of voters is to be closed on that day. Otherwise the roll of voters is to be closed 7 days prior to the date for the opening of nominations

 - (c) A direct voting system is to be used in the conduct of the elections.

NEW SOUTH WALES

Vehicle Division

State Conference Delegate
(Electorate: All financial members of the
Vehicle Division in NSW)

Casual vacancy
Rule 53 – Part F subrule 25(j)

Food & Confectionery Division

Regional President
(Electorate: All financial members of the
Food & Confectionery Division in NSW)

Casual vacancy
Rule 53 – Part C subrule 14(h)

State Conference Delegate
(Electorate: All financial members of the
Food & Confectionery Division in NSW)

Casual vacancy
Rule 53 – Part F subrule 25(j)

VICTORIA

Printing Division

State Conference Delegate
(Electorate: All financial members of the
Printing Division in Victoria)

Casual vacancy
Rule 53 – Part C subrule 15(k)

WESTERN AUSTRALIA

Printing Division

Regional President
(Electorate: All financial members of the
Printing Division in WA)

Term of office expires 30 June, 2017;
new term; Rule 53 Part C

Regional Vice President
(Electorate: All financial members of the
Printing Division in WA)

Term of office expires 30 June, 2017;
new term; Rule 53 Part C

Regional Councillors (3)
(Electorate: All financial members of the
Printing Division in WA)

Term of office expires 30 June, 2017;
new term; Rule 53 Part C

SOUTH AUSTRALIA

Vehicle Division

Regional Councillor / Committee State Member
(Electorate: All financial members of the Vehicle Division in South Australia)

Casual vacancy
Rule 53 – Part C subrule 15(k)

Food & Confectionery Division

Regional Vice President
(Electorate: All financial members of the Food & Confectionery Division in SA)

Casual vacancy
Rule 53 – Part C subrule 14(h)

Regional Councillor / Delegate to Regional Council
(Electorate: All financial members of the Food & Confectionery Division in SA)

Casual vacancy
Rule 53 – Part C subrule 15(k)

Printing Division

Regional President
(Electorate: All financial members of the Printing Division in SA)

Term of office expires 30 June, 2017; new term; Rule 53 Part C

Regional Vice Presidents (4)
(Electorate: All financial members of the Printing Division in SA)

Term of office expires 30 June, 2017; new term; Rule 53 Part C

Regional Councillors (14)
(Electorate: All financial members of the Printing Division in SA)

Term of office expires 30 June, 2017; new term; Rule 53 Part C

QUEENSLAND

Vehicle Division

Regional Council Committee Member
(Electorate: All financial members of the Vehicle Division in Queensland)

Casual vacancy
Rule 53 – Part C subrule 15(k)