



FAIR WORK
AUSTRALIA

DECISION

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

The Association of Professional Engineers, Scientists and Managers, Australia
(E2012/249)

T. NASSIOS

MELBOURNE, 22 MARCH 2012

Arrangement for conduct of election.

[1] On 21 March 2012 The Association of Professional Engineers, Scientists and Managers, Australia, lodged with Fair Work Australia the prescribed information in relation to an election for the following office arising from insufficient nominations in E2011/2627:

National Assembly Member - New South Wales Branch

[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
FAIR WORK AUSTRALIA

Printed by authority of the Commonwealth Government Printer

<Price code A, PR521508 >

Notice and Statement of Prescribed Information for an Election

I, Robyn Porter, being the National Secretary of the Association of Professional Engineers, Scientists and Managers, Australia (APESMA), make the following statement:

I am the National Secretary of APESMA and a member of the Committee of Management of that organisation.

I am authorised to lodge the following prescribed information concerning forthcoming elections in the National Assembly of APESMA, and

I confirm that the following information is being lodged under subsection 189(1) of the Fair Work (Registered Organisations) Act 2009

Signed:



Robyn Porter

National Secretary - APESMA

Dated: 21 March 2012

Offices/Positions

A	National Assembly Member – New South Wales Branch(1) (Direct Voting System (DVS))
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Reasons for election:

- Election for office marked A is required as the office or position was not filled at the previous election.

Elected by:

The electorate for the National Assembly position consist of all financial members of the following Division or Branch

- New South Wales Branch for the Position marked 'A';

Nominations open:

- On a date as soon as possible following a decision being made by the General Manger of Fair Work Australia to arrange for the Australian Electoral Commission to conduct the election.

Nominations close:

- On a date 15 days after the date on which nominations open (the time period is the same time period allowed in Rule 14. of Part 2 - Branch Rules of the registered rules of APESMA (the Rules) between the last day for the Returning Officer to call for nominations and the last day for nominations to be received by the Returning Officer, in elections for National Assembly Members for all Branches and Divisions. .

Cut off date for roll:

- The cut off date for the roll is not apparent from the Rules and we expect the Australian Electoral Commission will determine the logical date for the cut off of the roll in accordance with the general licence given to take all steps necessary to ensure the smooth running of elections.

Notes:

The above sample Notice and Statement would satisfy each of the particulars required under s189(1) and the relevant regulations.

The Notice and Statement are required to be lodged at least 2 months before the first day of nominations as set out in the rules of the organisation – the General Manager of FWA may allow for a later day - see subsection 189(2) and regulations.

The requirement to lodge election information under s189(2) is a civil penalty provision – see s305.