

4 March 2021

# Post-election report

Australasian Convenience and  
Petroleum Marketers Association  
Scheduled Election  
E2020/78

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# Election(s) Covered in this Report

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Organisation: Australasian Convenience and Petroleum Marketers Association  
Election: Scheduled  
Election Decision No/s: E2020/78

## Rules

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Rules used for the election: [276V: Incorporates alterations of 4 February 2014 (R2013/32)] (replaces version of 1/04/2008 (D2006/72 and 73))  
Rules difficult to apply/interpret: None  
Model Rule reference (if any): N/A  
For more details see the Model Rules on the AEC website:  
([https://www.aec.gov.au/About\\_AEC/AEC\\_Services/Industrial\\_Elections](https://www.aec.gov.au/About_AEC/AEC_Services/Industrial_Elections))

## Roll of Voters

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

## Irregularities

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

Other irregularities identified, and action taken: NIL

## Other Matters

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Returning Officer actions required (Section 193): No

## Signed

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Sally Angus  
Returning Officer  
Australian Electoral Commission  
E: IEEvents@aec.gov.au  
P: 03 9285 7111  
4 March 2021

## Attachments

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### A. Declaration of results for Uncontested Offices

# Australasian Convenience and Petroleum Marketers Association

## DECLARATION OF RESULTS - E2020/78 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:

#### **New South Wales Region**

##### **Board of Management Member (1)**

Candidates

DEATH Wade

#### **National Region**

##### **Board of Management Member (1)**

Candidates

WILLIAMS Cara

#### **South Australia/Tasmania Region**

##### **Board of Management Member (1)**

Candidates

BAYLISS Trevor

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

Sally Angus  
Returning Officer  
Telephone: 03 9285 7111  
Email: IEEvents@aec.gov.au  
09/02/2021

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**Australasian Convenience and Petroleum Marketers  
Association**

**DECLARATION OF RESULTS - E2020/78  
Uncontested Offices**

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**Scheduled Election**

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**New South Wales Region**

**Board of Management Member (1)**

Candidates

DEATH Wade

**National Region**

**Board of Management Member (1)**

Candidates

WILLIAMS Cara

**South Australia/Tasmania Region**

**Board of Management Member (1)**

Candidates

BAYLISS Trevor

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

Sally Angus  
Returning Officer  
Telephone: 03 9285 7111  
Email: IEEvents@aec.gov.au  
09/02/2021

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## DECISION

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

### **Australasian Convenience and Petroleum Marketers Association** (E2020/78)

MR ENRIGHT

MELBOURNE, 26 AUGUST 2020

*Arrangement for conduct of election.*

[1] On 10 July 2020 the Australasian Convenience and Petroleum Marketers Association lodged with the Registered Organisations Commission prescribed information for an election to fill the following offices:

Board of Management Representatives from the following regions:

New South Wales	(1)
South Australia/Tasmania	(1)
National	(1)

[2] The prescribed information lodged on 10 July 2020 also requested an election for the offices of National President and Treasurer.

[3] By virtue of rule 67B of the organisation's rules, if any of the organisation's senior office bearers (which are the National President, National Vice President and Treasurer) is a Board of Management Representative from one of the electorates listed above and is not re-elected to the Board of Management, then that more senior office would also be vacated.

[4] In relation to the current election and the Board of Management offices to which it applies, it is apparent that rule 67B could be triggered in relation to the following offices, for which an election will then be required:

National President	(1)
Treasurer	(1)

[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 *Fair Work (Registered Organisations) Act 2009*, I am making arrangements for the conduct of the election by the Australian Electoral Commission.



DELEGATE OF THE COMMISSIONER

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PR351721



Registered Organisations Commission  
GPO Box 2983  
MELBOURNE VIC 3000

Sent via Email: [orgs@fwc.gov.au](mailto:orgs@fwc.gov.au)

9/07/2020

To Whom It May Concern,

**RE: Prescribed information relating to elections to be held during the year 2020 in accordance with the Rules of the organisation.**

We wish to supply Prescribed information in regards to the elections for regional representation in this organisation and scheduled collegiate elections for office bearers.

Please Note;

- The following positions are due for election for a two-year term. The reason for the elections is that the term of each incumbent is due to expire at the time of the Annual General Meeting (AGM) for the organisation:

**Board of Management Representative (1) for New South Wales Region**  
**Board of Management Representative (1) for National Region**  
**Board of Management Representative (1) for South Australia / Tasmania Region**

- These elections are conducted under the direct voting system.
- Under the rules, nominations for regional representatives, as defined above, must be called not less than 50 days in advance of the date fixed for the AGM (21/9/2020), and close no later than 30 days from the date of the AGM (11/10/2020), (Rule 62.A).
- Under the Rules, the roll of voters for the ballot shall close 7 days prior to the day on which nominations open (14/09/2020) (Rule 62.C.i).
- Under the Rules, the Returning Officer Is the Australian Electoral Commission.
- The date scheduled for the AGM is 10 November 2020 in Canberra or via Video Conference (COVID-19 depending).

Should you have any queries, please contact our Association on 1300 160 270 or email [communications@acapma.com.au](mailto:communications@acapma.com.au).

Yours Sincerely  
Wade Death



National Board President  
Australasian Convenience and Petroleum Marketers Association  
1300 160 270  
eml: c/o [communications@acapma.com.au](mailto:communications@acapma.com.au)

**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, Wade Death, being the National Board president of the Australasian Convenience and Petroleum Marketers Association, make the following statement:

1. I am authorised to sign this statement containing prescribed information for the Australasian Convenience and Petroleum Marketers 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 at least 2 months before nominations open for the election below.



Signed: Wade Death, National Board President

Dated: 09/07/2020

*[PLEASE NOTE: This statement should be lodged with the Fair Work Commission at least 2 months prior to nominations opening. It can be submitted to [orgs@fwc.gov.au](mailto:orgs@fwc.gov.au) ]*

**ANNEXURE A**

- 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	
National	Board of Management Representative New South Wales Region	1	Direct Voting	Scheduled	Region of New South Wales (Rule 46)
National	Board of Management Representative South Australia / Tasmania Region	1	Direct Voting	Scheduled	Region of South Australia/Tasmania (Rule 46)
National	Board of Management Representative National Region	1	Direct Voting	Scheduled	Region of National (Rule 46)
National	National President	1	Collegiate	May be required based on outcome of NSW Representative Election due to the NSW Member currently holding the President Position	
National	National Treasurer	1	Collegiate	May be required based on outcome of SA/TAS Representative Election due to SA/TAS Member currently holding the Treasurer Position	

- Important dates:

	Direct Voting System	Collegiate Electoral System
<b>Nominations OPEN</b>	50 days before the date of AGM (Rule 62.A) that date being 21/9/2020	Within 7 days of the declaration of Board of Management Representative Elections (Rule 64)
<b>Nominations CLOSE</b>	30 days before the date of AGM (Rule 62.A b) that date being 11/10/2020	Not less than 14 days later (Rule 64)
<b>Roll of Voters cut off date</b>	7 days prior to nominations opening (Rule 62.C.!) that date being 14/9/2020	7 days prior to nominations opening (Rule 64)

Please note: that 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'. Casual vacancies must be accompanied by proof of resignation and attached to this statement.