

**AEC****Australian Electoral Commission**

Fair Work (Registered Organisations) Act 2009 – Schedule 1  
**RETURNING OFFICER - POST ELECTION REPORT**

**Client:** Australasian Meat Industry Employees Union (AMIEU)

**Contact details:** Mr Troy Baker  
Secretary – Tasmanian Branch  
Australasian Meat Industry  
Employees Union  
PO Box 649  
Kings Meadows TAS 7249

**Email:** amieutroy@bigpond.com  
**Tel:** (03) 6331 7233

**AIR contact officer:** Michael Moutevelis

**Email:** industrial.elections@fwc.gov.au  
**Tel:** (02) 8374 6614

**ELECTIONS COVERED IN THIS REPORT**

*Election Decision No/s:* E2013/256

*Election:* Tasmania Branch Elections 2013

*Returning Officer:* Michael Horwood/Dale Emery

**RULES**

*Rules used for elections Rule ID:* 007V: Incorporates alterations of 18/12/2012 [R2012/166]

*Rules difficult to apply/interpret:*

*Action taken under section 193 of  
RAO Schedule:*

**ROLL OF VOTERS**

**OTHER MATTERS PERTAINING TO ROLL OF VOTERS**

None, Tasmanian positions were uncontested, so no ballot material was posted.

**ALLEGATIONS OF IRREGULARITIES RECEIVED**

There were no written complaints or allegations of irregularities.

**ATTACHMENTS**

A) Declaration of Results for Uncontested Offices

Michael Horwood  
Returning Officer

27 November 2013

# **- The Australasian Meat Industry Employees Union Tasmanian Branch Elections 2013**

## **Declaration of Results for Uncontested Offices**

**E2013/256**

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.

### **Tasmanian Branch**

#### **President**

##### Candidates

DONOVAN, Howard

#### **Vice President**

##### Candidates

MCKENNA, Stephen

#### **Secretary/Treasurer**

##### Candidates

BAKER, Troy

#### **Assistant Secretary**

##### Candidates

GOODIER, Darren

#### **Delegate to Federal Council (2)**

##### Candidates

DONOVAN, Howard  
NICHOLS, Peter



**Southern Sub-Branch**

**Representative from the Southern Sub-Branch (2)**

Candidates

NICHOLS, Peter  
TARRANT, Cindy

**Northern Sub-Branch**

**Representative from the Northern Sub-Branch (2)**

Candidates

GOODIER, Cynthia  
No further nomination was accepted

**North West Sub-Branch**

**Representative from the North West Sub-Branch (2)**

Candidates

COOK, Lisa  
REASONS, Harry

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



Dale Emery  
Returning Officer  
18 November 2013



FAIR WORK  
COMMISSION

12 September 2013

Mr Troy Baker  
Secretary  
Tasmanian Branch  
The Australasian Meat Industry Employees Union  
PO Box 649  
KINGS MEADOWS TAS 7249

Dear Mr Baker

**Arrangements for the conduct of an Election (E2013/256)**

A copy of the decision in relation to the above matter is enclosed.

The Fair Work Commission is making arrangements, under subsection 189(3) of the *Fair Work (Registered Organisations) Act 2009*, with the Electoral Commissioner for the conduct of the subject election by a member of staff of the Australian Electoral Commission, who will contact you in the near future about the election.

Yours sincerely

Michael Moutevelis  
Assistant Adviser  
Regulatory Compliance Branch, NSW  
Fair Work Commission



## DECISION

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

### **The Australasian Meat Industry Employees' Union** (E2013/256)

MR ENRIGHT

MELBOURNE, 12 SEPTEMBER 2013

*Arrangement for conduct of election.*

[1] On 26 August 2013 the Tasmanian Branch of The Australasian Meat Industry Employees' Union lodged with the Fair Work Commission (FWC) the prescribed information in relation to an election for the following offices:

Delegate to Federal Council (2)

Committee of Management

President (1)  
Vice-President (1)  
Secretary-Treasurer (1)  
Assistant Secretary (1)

Committee of Management Representatives from the following sub-branches:

Northern Sub-branch (2)  
Southern Sub-branch (2)  
North West Sub-branch (2)

[2] On 3 September 2013, FWC wrote to the Tasmanian Branch Secretary of the Australasian Meat Industry Employees' Union to inform him that under section 189(2) of the *Fair Work (Registered Organisations) Act 2009* (the Act) the prescribed information must be lodged before the prescribed day, and that if the prescribed information was not lodged before the prescribed day, a request for an extension of time would be required.

[3] On 11 September 2013, the Tasmanian Branch of the Australasian Meat Industry Employees' Union lodged a written request for an extension of time for lodgement in accordance with s.189(2) of the Act. I allow a later day up to the date of actual lodgement, namely, 26 August 2013, and grant the extension requested.

[4] 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.



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DELEGATE OF THE GENERAL MANAGER

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## **MOUTEVELIS, Michael**

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**From:** MOUTEVELIS, Michael  
**Sent:** Thursday, 12 September 2013 3:53 PM  
**To:** 'industrial.elections@aec.gov.au'  
**Subject:** E2013/256  
**Attachments:** E2013\_256 AMIEU TAS letter to AEC.doc; E2013\_256 AMIEU TAS\_Signed Decision 12092013.pdf

Dear AEC

Please find attached a copy of the decision for the upcoming election of The Australasian Meat Industry Employees' Union - Tasmanian Branch.

Regards

**MICHAEL MOUTEVELIS**  
Assistant Adviser  
Regulatory Compliance Branch

**Fair Work Commission**

Tel: (02) 8374 6614  
Fax: (02) 9380 6990  
Email: [michael.moutevelis@fwc.gov.au](mailto:michael.moutevelis@fwc.gov.au)

Level 8, Terrace Tower, 80 William Street, East Sydney NSW 2011

[www.fwc.gov.au](http://www.fwc.gov.au)

***Please be aware that my email address has changed to [michael.moutevelis@fwc.gov.au](mailto:michael.moutevelis@fwc.gov.au), effective 1 January 2013. Please update your records accordingly.***

12 September 2013



FAIR WORK  
COMMISSION

Electoral Commissioner Through

Australian Electoral Officer (industrial.elections@aec.gov.au)

Under subsection 189 of the Fair Work (Registered Organisations) Act 2009, please arrange for the conduct of the following election by the Australian Electoral Commission:

**E No 2013/256**

**RE:** The Australasian Meat Industry Employees Union, Tasmanian Branch

Offices:

See Decision

Relevant Information: Scheduled Election

Contact: Mr Troy Baker - Secretary

Phone: (03) 6331 7233

A copy of the decision is enclosed.

I further request that you arrange for this office to be notified that arrangements for the conduct of this election have been made, by email transmission at [industrial.elections@fwc.gov.au](mailto:industrial.elections@fwc.gov.au)

Yours sincerely

Michael Moutevelis  
Assistant Adviser  
Regulatory Compliance Branch, NSW  
Fair Work Commission





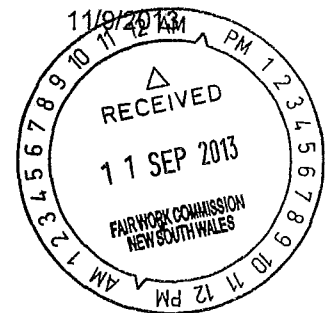
Australasian Meat Industry Employees Union  
Tasmanian Branch

Registered under Workplace Relations Act 1996.  
ABN: 40 641 210 126

Ph: (03) 6331 7233  
Fax: (03) 6331 8633  
email: [amieutas@bigpond.com](mailto:amieutas@bigpond.com)

237 Wellington St, Launceston 7250  
PO Box 649, Kings Meadows Tas 7249  
Website: <http://tas.amieu.asn.au>

State Secretary: Troy Baker  
Ph: 0488 233 561



Dear David

**Re: Arrangements for the conduct of an election (E2013/256)**

I refer to the above matter and to your letter dated 3 September 2013.

I can confirm that the AMIEU Tasmanian Branch would prefer, if at all possible, for nominations to be opened for positions prior to 26 October 2013.

Accordingly, I request that the General Manager to exercise his discretion under Section 189(2) of the Fair Work (Registered Organisations) Act 2009 and allow an extension of time for the lodgment of the prescribed information in relation to this election process.

Yours faithfully,

Troy Baker  
Secretary  
AMIEU Tasmanian Branch

## **MOUTEVELIS, Michael**

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**From:** Orgs  
**Sent:** Friday, 6 September 2013 3:59 PM  
**To:** 'amieutas@bigpond.com'  
**Subject:** Arrangements for the conduct of an election (E2013/256)  
**Attachments:** AMIEU TAS E2013\_256 Request for extension letter sent\_03092013.pdf

Dear Mr Baker

Please refer to attached correspondence.

Regards

**MICHAEL MOUTEVELIS**  
Assistant Adviser  
Regulatory Compliance Branch

**Fair Work Commission**

Tel: (02) 8374 6614  
Fax: (02) 9380 6990  
Email: [michael.moutevelis@fwc.gov.au](mailto:michael.moutevelis@fwc.gov.au)

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*Please be aware that my email address has changed to [michael.moutevelis@fwc.gov.au](mailto:michael.moutevelis@fwc.gov.au), effective 1 January 2013. Please update your records accordingly.*



FAIR WORK  
COMMISSION

FAXED

3 September 2013

Mr Troy Baker  
Tasmanian Branch Secretary  
The Australasian Meat Industry Employees Union  
PO BOX 649  
KINGS MEADOWS TAS 7249

Also by fax: (03) 6331 8633

Dear Mr Baker

**Re: Arrangements for the conduct of an election (E2013/256)**

I refer to the prescribed information dated 23 August 2013 which was lodged with the Fair Work Commission on 26 August 2013 for the conduct of a scheduled election for offices of the Tasmanian Branch of The Australasian Meat Industry Employees Union.

Section 189(2) of the *Fair Work (Registered Organisations) Act 2009* states that prescribed information must be lodged before the prescribed day, which under regulation 138(3) of the *Fair Work (Registered Organisations) Regulations 2009* is two months before the first day when a person may become a candidate.

The prescribed information you have lodged does not provide a date when nominations open. Unless nominations are to open after 26 October 2013, it appears that the prescribed information has been lodged after the prescribed day. If that is the case, the Delegate of the General Manager will require a written request for an extension of time as s.189(2) is a civil penalty provision.

If you have any questions relating to this matter please do not hesitate to contact me on (02) 8374 6509.

Yours sincerely

David Vale  
Principal Adviser,  
Regulatory Compliance Branch, NSW  
Fair Work Commission

## VALE, David

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**From:** VALE, David  
**Sent:** Monday, 26 August 2013 4:47 PM  
**To:** 'Industrial Elections'  
**Subject:** E2013/256  
**Attachments:** AMIEU Tasmania E2013\_256 lodged 26082013.pdf; AMIEU 007V R2012\_166\_18122012.doc

Dear AEC

Please find the prescribed information and a copy of the current rulebook of the AMIEU for election number E2013/256.

Yours sincerely

**DAVID VALE**  
Principal Adviser,  
Regulatory Compliance Branch, NSW

**Fair Work Commission**  
Tel: 02 8374 6509  
Fax: 02 9380 6990  
[david.vale@fwc.gov.au](mailto:david.vale@fwc.gov.au)

Please be aware that my email address has changed to [david.vale@fwc.gov.au](mailto:david.vale@fwc.gov.au) effective 1 January 2013. Please update your records accordingly.

Level 8, Terrace Tower  
80 William Street  
East Sydney NSW 2011

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Australasian Meat Industry Employees Union  
" Tasmanian Branch

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State Secretary: Troy Baker  
Ph: 0488 233 561

237 Wellington St, Launceston 7250  
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Website: <http://tas.amieut.esn.au>

The General Manager  
Fair Work Australia  
80 William Street  
Sydney NSW 2001

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



23<sup>rd</sup> August 2013

Dear Sir,

The elections for the Australasian Meat Industry Employees' Union (Tasmanian Branch) are due. In accordance with subsection 189 (1) of the Fair Work (Registered Organizations) Act 2009 ["the RO Act"] and prescribed information in respect of Section 138 of the RO Act, I provide the following:

- (1) (a) The name of each office or position for which an election is required:

One (1) President  
One (1) Vice President  
One (1) Secretary/Treasurer  
One (1) Assistant Secretary  
Six (6) Committee Of Management Members  
Two (2) Federal Councilors

Reasons for the election is that;

The term of office or position referred to above has expired or is due to expire in the normal course of events under the rules of the organization.

There are no offices or positions for which an election is to be held before the prescribed day.

The electorate for the direct voting system is the whole of the Tasmanian Branch.



Australasian Meat Industry Employees Union

Tasmanian Branch

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Ph: 0488 233 561

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Rule 50.1 Branch Elections provides that the Branch Elections are to be held no later than the thirty first day of December, 1969 and shall be conducted on every fourth year. The previous election was held in 2009. It is my understanding the election can be held in 2013 so long as it is prior to the thirty first day of December 2013.

Rule 50.1 provides that the Returning Officer shall compile a roll of the members eligible to vote pursuant to Rule 10. Rule 10.1.1 contains the provision no later than 30 days before the fixed date for the opening of nominations.

The kind of voting system to be used in the conduct of the election is:

A direct voting system

I have attached a statement signed by myself, as Secretary of the Australasian Meat Industry Employees' Union (Tasmanian Branch), duly authorized to sign the statement.

The prescribed information is lodged pursuant to subsection 189 of the RO Act. The prescribed day being at least 2 months before a person may under the rules become a candidate in the election.

I request that you make arrangements for the election to be held as soon as possible.

Thank you for your consideration in this matter.

Yours sincerely

Troy Baker  
Secretary AMIEU