



**Australian Government**  
**Registered Organisations Commission**

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20 October 2017

Mr Robert Kirkham  
Secretary/Treasurer  
Australian Business Industrial  
[industrial@australianbusiness.com.au](mailto:industrial@australianbusiness.com.au)

Dear Mr Kirkham,

The Australian Electoral Commission (AEC) has provided the Registered Organisations Commission (the ROC) a declaration of results for the election of uncontested offices for [E2017/162]. This letter is a reminder of certain obligations imposed on organisations on receipt of a post-election report from the AEC, notwithstanding no-one was elected to office.

**A notice must be published on the organisation's website**

The organisation must publish on its website a notice that a copy of the AEC post-election 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).

If you have any further queries, please contact the ROC on 1300 341 665 or email [regorgs@roc.gov.au](mailto:regorgs@roc.gov.au)

Regards

**Christine Hibberd**  
**Registered Organisations Commission**

13 October 2017

# Post-election Report

Australian Business Industrial E2017/162

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## Election(s) Covered in this Report

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Election Decision No/s: E2017/162

### Rules

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Rules used for the election: [143N this rule book incorporates the alterations certified on 5 April 2016 in matter R2015/277]

Rules difficult to apply/interpret: NIL

Model Rule reference (if any): NIL

### Roll of Voters

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

Other matters pertaining to the roll of voters: NIL

### 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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NIL

## Attachments

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- 1) Declaration of results for Uncontested Offices

A handwritten signature in black ink, appearing to be 'Chris Cox', with a stylized, looped initial 'C' and a horizontal line extending to the right.

Chris Cox  
Returning Officer  
13 October 2017

# Australian Business Industrial Vacancy Election Councillor E2017/162

## 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.

### Councillor

#### Candidates

No nominations accepted.



Chris Cox  
Returning Officer  
28 September 2017



## DECISION

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

**Australian Business Industrial**  
(E2017/162)

MR ENRIGHT

MELBOURNE, 3 JULY 2017

*Arrangement for conduct of election.*

[1] On 29 June 2017 the Australian Business Industrial lodged with the Registered Organisations Commission prescribed information for an election to fill a casual vacancy in the following office for the remainder of the term:

Councillor (1)

[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 COMMISSIONER

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<Price code A, PR350759>

**From:** Nadee DeSilva <nadee.desilva@australianbusiness.com.au>  
**Sent:** Thursday, 29 June 2017 9:21 AM  
**To:** ROC - Registered Org Commission  
**Cc:** Dick Grozier  
**Subject:** ABI (143N) Lodgement of Prescribed Information for Election -Australian Business Industrial  
**Attachments:** Lodgement of Prescribe Information for Election.pdf

Dear Commissioner,

Please find attached letter from Robert Kirkham, Secretary/Treasurer, Australian Business Industrial. If you have any questions please contact Dick Grozier, Director Australian Business Industrial on (02) 9458 7574 or via [Dick.Grozier@nswbc.com.au](mailto:Dick.Grozier@nswbc.com.au)

Thank you & Kind regards

**Nadee DeSilva**  
Administration Assistant, NSW Business Chamber

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28 June 2017

**Our reference**

The Registered Organisations Commissioner  
Registered Organisation Commission  
Level 4, 414 LaTrobe Street  
Melbourne Victoria 3001

405342-30

Email: [regorgs@roc.gov.au](mailto:regorgs@roc.gov.au)

Dear Commissioner

**RE: LODGEMENT OF PRESCRIBED INFORMATION FOR ELECTION**

Australian Business Industrial (**ABI**) is a registered organisation, organisation code 143N.

ABI conducted elections and on 20 July 2016 a total of 15 eligible members were declared elected as councillors. On 26 June 2017 one of ABI's councillors, Anni Brownjohn, advised her resignation from council.

Under rule 26 ABI is required to elect fifteen (15) offices of Councillor and a casual vacancy has accordingly arisen. As more than three quarters of Ms Brownjohn's term remains, ABI rules require that the casual vacancy is filled by secret postal ballot of the eligible members.

ABI is therefore seeking to conduct a further election in accordance with its rules and the FW (RO) Act so as to fill the one (1) office occasioned by the casual vacancy.

ABI respectfully requests that you arrange for the conduct of the election of a councillor to fill this one vacant office.

This election will be conducted under ABI's rules as most recently certified on 5 April 2016.

Please accept the following as the information required under s 189(1) of the FW(RO) Act and r 138 of the FW(RO) Regs. Vacant positions are to be filled by direct election from the membership and determined under a "first past the post" system.

Pursuant to rule 29 Council has set 19 October 2017 as the date for the further election (this is the date the ballot will close). Under ABI's rules this date has the following consequences.

Rule 36 provides that an eligible member of ABI may nominate for election to the Council by lodging his/her nomination with the Returning Officer in writing within three weeks of the publication of the election notice. To meet the relevant date requirements imposed by the Rules, ABI will be required to follow the following election timetable:

<b>Rules Requirement</b>	<b>ABI proposed date</b>
<b>Notice of election</b>	31 August 2017
<b>Closure of nominations</b> (at least 3 weeks after notice of election - Rule 36)	21 September 2017
<b>Opening ballot</b> (at least 1 week after closure of nominations - Rule 40)	29 September 2017
<b>Closure of ballot</b> (at least 3 weeks after opening of ballots - Rule 40)	19 October 2017

ABI does not comprise branches and as such regulation 138(1)(d) does not apply.

If you have any further questions please contact Dick Grozier on (02) 9458 7574 or via [dick.grozier@nswbc.com.au](mailto:dick.grozier@nswbc.com.au).

Yours faithfully



Robert Kirkham  
Secretary/Treasurer