

**From:** Ishtiaq Ahmed [<mailto:Ishtiaq.Ahmed@aec.gov.au>]  
**Sent:** Friday, 9 September 2016 9:54 AM  
**To:** Martin Byrne; Orgs; Industrial Elections  
**Subject:** E2016/87- Post Election Report [DLM=For-Official-Use-Only]

## For-Official-Use-Only

Attention: Michael Moutevelis, Fair Work Commission

Dear Mr Byrne,

E2016/87 - The Australian Institute of Marine and Power Engineers

I refer to the above election for your organisation.

Section 197(1) of the Fair Work (Registered Organisations) Act 2009 ("the Act") requires the AEC to provide a written report on the conduct of the election to Fair Work Commission and to the organisation or branch for whom the election was conducted. A copy of the report in relation to this election is attached.

Section 198 of the Act requires that if an organisation or branch is given a post election report under Section 197 that identifies a rule that was difficult to interpret or apply, the organisation or branch must, within 30 days, give a written response to the AEC on that aspect of the report. The response must specify whether the organisation or branch intends to take any action in relation to the rule, and if so, what action it intends to take.

If the attached Report identifies a rule that was difficult to interpret or apply, you should forward your response to the AEC by email to 'industrial.elections@aec.gov.au' within thirty days of the date of the report.

Section 198 and the regulations also require an organisation to make the post election report and the organisation's response to the report (if applicable) available to members.

Further, Regulation 141(4) of the Fair Work (Registered Organisations) Regulations requires an organisation or branch to publish a notice on its web site advising members that a copy of the post election report is available upon request. If a website is not available, publishing a notice in a journal or newsletter would be considered appropriate.

Please contact me if you wish to clarify any aspect of this report.

Thanks

Regards

**Mr. Ishtiaq Ahmed | Returning Officer**  
Industrial & Commercial Elections | NSW State Office  
Australian Electoral Commission  
T: (02) 9375 6331 | M: tba | F: (02) 6215 9910



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## For-Official-Use-Only



Declaration of  
Result.pdf



post election  
report.pdf



Fair Work (Registered Organisations) Act 2009

## POST ELECTION REPORT

**Client:** The Australian Institute of Marine and Power Engineers

**Contact details:** Mr Martin Byrne  
Federal Secretary and  
Federal Treasurer  
The Australian Institute of  
Marine and Power Engineers  
52 Buckingham Street  
SURRY HILLS NSW 2010

**Email:** [mbyrne@aimpe.asn.au](mailto:mbyrne@aimpe.asn.au)

**FWC contact officer:** Michael Moutevelis  
**Email:** [orgs@fwc.gov.au](mailto:orgs@fwc.gov.au)

### ELECTIONS COVERED IN THIS REPORT

**Election Decision No/s:** E2016/87

### RULES

**Rules used for elections Rule ID:** [009V: Incorporates alterations of 03/12/2014 in matter R2013/22]

**Rules difficult to apply/interpret:** None.

**Model Rule reference (if any):** N/A

**ROLL OF VOTERS** N/A

### ALLEGATIONS OF IRREGULARITIES RECEIVED

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

Other irregularities identified, and action taken: N/A

### ATTACHMENTS

Declaration of results for uncontested offices - Federal Executives

Ishtiaq Ahmed  
Returning Officer  
9 September 2016

# The Australian Institute of Marine and Power Engineers Federal Executive Election 2016

## Declaration of Results for Uncontested Offices

E2016/87

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.

### Federal Council

#### Federal President

Candidates

SNEE, Terry

#### Vice-President (3)

Candidates

MACLUCAS, Derek  
TOOHEY, Peter John  
WOOLLEY, Montgomery William

#### Senior Vice - President (pursuant to rule 10)

Candidates

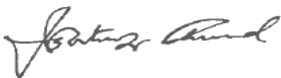
TOOHEY, Peter John

#### Federal Treasurer

Candidates

BYRNE, Martin

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



Ishtiaq Ahmed  
Returning Officer

27 June 2016



## DECISION

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

### **The Australian Institute of Marine and Power Engineers** (E2016/87)

MR ENRIGHT

MELBOURNE, 15 MARCH 2016

*Arrangement for conduct of election.*

[1] On 25 February 2016, The Australian Institute of Marine and Power Engineers lodged with the Fair Work Commission the prescribed information in relation to an election for the following offices:

#### **FEDERAL EXECUTIVE**

Federal President	(1)
Vice President	(3)
Senior Vice-President (pursuant to rule 10)	(1)
Federal Treasurer	(1)

[2] 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 GENERAL MANAGER**

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## **svc-adlib5**

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**From:** Martin Byrne <mbyrne@aimpe.asn.au>  
**Sent:** Thursday, 25 February 2016 2:42 PM  
**To:** VALE, David  
**Cc:** Orgs  
**Subject:** Request for conduct of elections  
**Attachments:** Request for conduct of elections AIMPE 25 02 16.pdf; Prescribed information for an election AIMPE Federal Executive 25 02 16.pdf

**Categories:** RIA

David,  
Please find enclosed a letter of request together with the prescribed information for elections for the AIMPE Federal Executive.  
I trust that this is all in order - please let me know if there are any issues.

Regards,

**Martin Byrne**  
Federal Secretary  
AIMPE  
0419 243 263



*Rebuild Australian Shipping*



# AIMPE

Australian Institute of  
Marine and Power Engineers  
HEAD OFFICE

Mr David Vale  
Principal Advisor,  
Regulatory Compliance Branch, NSW  
Fair Work Commission  
By email: [David.VALE@fwc.gov.au](mailto:David.VALE@fwc.gov.au)  
By email: [orgs@fwc.gov.au](mailto:orgs@fwc.gov.au)

25<sup>th</sup> February 2015

Dear Mr Vale,

**Request for conduct of elections**

Please find enclosed the prescribed information for the conduct of the annual elections for the Federal Executive positions of the AIMPE. These elections are collegiate elections conducted at our annual meeting of Federal Council. The 2016 Federal Council will commence on 27<sup>th</sup> June and so that is the date on which the elections must be conducted [rule 33A (iii)].

As you will see from the detail of the attachment the timing for opening and closing of the nominations is, under our rules, in the hands of the Returning Officer. The usual practise which has been adopted over many years has been that the Federal Executive election is one of the first items on the agenda of the annual meeting of Federal Council and this is generally around 11.00 am.

I request that you approve the conduct of these collegiate elections and organising a Returning Officer from the Australian Electoral Commission to attend our premises at 52 Buckingham St, Surry Hills, Sydney on 27<sup>th</sup> June 2016 at about 11:00am to conduct these elections.

It has also been usual practice for the election of Federal President be conducted first, so that a candidate failing to achieve that office may then nominate for another position.

This statement is intended to be lodged in accordance with the requirements of the Fair Work (Registered Organisations) Act, 2009.

Yours faithfully,

Martin Byrne  
**Federal Secretary & Federal Treasurer**

**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, Martin Byrne, being the Federal Secretary & Federal Treasurer of the Australian Institute of Marine and Power Engineers, make the following statement:

1. I am authorised to sign this statement containing prescribed information for the Australian Institute of Marine and Power Engineers.
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. This statement **IS** lodged at least 2 months before nominations open for the election below.



Martin Byrne

**FEDERAL SECRETARY & FEDERAL TREASURER**

Dated: 25<sup>th</sup> February 2016

*[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 :

	<b>Name of Office</b>	<b>Number required</b>	<b>Voting System</b>	<b>Reason for Election</b>	<b>Electorate</b>
			<i>Direct voting system; Collegiate electoral system</i>	<i>Scheduled; Casual vacancy; New office created; Insufficient nominations</i>	
<i>Federal</i>	<i>Federal President</i>	<i>1</i>	<i>Collegiate</i>	<i>Scheduled</i>	<i>Federal Council (rule 5(ii) and rule 33A)</i>
	<i>Vice Presidents</i>	<i>3</i>	<i>Collegiate</i>	<i>Scheduled</i>	<i>Federal Council (rule 5(ii) and rule 33A)</i>
	<i>Senior Vice President</i>	<i>1</i>	<i>Collegiate</i>	<i>Scheduled</i>	<i>Federal Council (rule 10)</i>
	<i>Federal Treasurer</i>	<i>1</i>	<i>Collegiate</i>	<i>Scheduled</i>	<i>Federal Council (rule 5(ii) and rule 33A)</i>

- Important dates:

	<b>Collegiate Electoral System</b>
<b>Nominations OPEN</b>	<i>27<sup>th</sup> June 2016 at a time fixed by the Returning Officer (rule 33A (iii))</i>
<b>Nominations CLOSE</b>	<i>27<sup>th</sup> June 2016 at a time fixed by the Returning Officer (rule 33A (iii))</i>
<b>Roll of Voters cut off date</b>	<i>27<sup>th</sup> June 2016 immediately prior to nominations opening (rule 33A (viii))</i>