



PO Box 496  
HAYMARKET NSW 1239



**AEC**

**Australian Electoral Commission**

Roden Cutler House  
4th Floor, 24 Campbell Street  
SYDNEY NSW 2000

Reference: NSW N12/42

Contact: Kathryn Montgomery  
Phone: 02 9375 6375  
Facsimile: 02 9375 6336  
E-mail: Kathryn.montgomery@aec.gov.au

Robert Ashton  
Branch Secretary  
The Australian Institute of Marine and  
Power Engineers - Newcastle Branch  
148 Hannell St  
WICKHAM NSW 2293

Dear Mr Ashton



**Post-Election Report – Branch Executive E2012/215**

I refer to the above election for your organisation.

Section 197(1) of the Fair Work (Registered Organisations) Act 2009 requires the AEC to provide a written report on the conduct of the election to FWA 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 2009 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.

Yours sincerely

Kathryn Montgomery  
Returning Officer  
17 July 2012



## POST ELECTION REPORT

**Client:** The Australian Institute of Marine and Power Engineers – Newcastle Branch (AIMPE)

**Contact details:** Robert Ashton  
Branch Secretary  
148 Hannell St  
WICKHAM NSW 2293

**Email:** rashton@aimpe.asn.au  
**Tel:** 02 4961 6064

**AIR contact officer:** Carolyn Moloney  
Carolyn.moloney@fwa.gov.au

**Email:** Industrial.elections@fwa.gov.au  
**Tel:** 02 8374 6641

### ELECTIONS COVERED IN THIS REPORT

**Election Decision No/s:** E2012/215

### RULES

Rules used for elections Rule ID: [009V: Incorporates alterations of 05/11/2009]in matters [R2009/10043 and R2009/10044]

Rules difficult to apply/interpret: None

Model Rule reference (if any): None

### ROLL OF VOTERS

Total Number of roll: 231

Number of apparent Workplace addresses: NIL

Number of non-current address: NIL

### ALLEGATIONS OF IRREGULARITIES RECEIVED:

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

Other irregularities identified, and action taken NIL

### ATTACHMENTS

1. Declaration of Results for Uncontested Offices
2. Declaration or Results for Contested Offices

*K. Montgomery*

Kathryn Montgomery  
Returning Officer  
17 July 2012

**The Australian Institute of Marine and Power Engineers  
Newcastle Branch  
Branch Executive**

**DECLARATION OF RESULTS FOR UNCONTESTED OFFICES**

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.

**E2012/E215**

**Australian Institute of Marine and Power Engineers Newcastle Branch**

**Branch Secretary**

Candidate

ASHTON, Robert

**Branch Treasurer**

Candidate

MALLOWS, James



**Ordinary Member of Federal Council (2)**

No nominations were received

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

*K. Montgomery*

Kathryn Montgomery  
Returning Officer

1 May 2012



**The Australian Institute of Marine and Power Engineers  
Newcastle Branch  
Branch Executive**

**DECLARATION OF RESULTS FOR CONTESTED OFFICES**

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.

**E2012/E215**

**Australian Institute of Marine and Power Engineers Newcastle Branch**

Total number of persons on the roll of voters	231
Ballot papers issued	231
Duplicate ballot papers issued	0
<b>TOTAL BALLOT PAPERS ISSUED</b>	<b>231</b>
Ballot papers / envelopes returned for scrutiny	86
Less ballot papers / envelopes rejected at preliminary scrutiny	1
Adjusting Balance	0
<b>TOTAL BALLOT PAPERS ADMITTED TO SCRUTINY</b>	<b>85</b>
Percentage of ballot papers returned to number issued	37%
Ballot papers returned as unclaimed mail	0
Ballot papers not returned	145



**Branch President**

<u>Candidates</u>	<u>Votes</u>
MOORE, Donald Ross	49
SNEE, Terry	36
Total votes	85
Formal ballot papers	85
Informal ballot papers	0

I declare Donald Ross Moore elected.

*K. Montgomery*

Kathryn Montgomery  
Returning Officer  
Australian Electoral Commission  
3 July 2012



## MOLONEY, Carolyn

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**From:** Kathryn Montgomery [Kathryn.Montgomery@aec.gov.au]  
**Sent:** Tuesday, 1 May 2012 2:38 PM  
**To:** rashton@aimpe.asn.au  
**Cc:** MOLONEY, Carolyn; industrial.elections@fwa.gov.au  
**Subject:** E2012/215 AIMPE Newcastle Branch - [SEC=UNCLASSIFIED]  
**Attachments:** E2012 215 Delcaration for Uncontested Offices AIMPE Newcastle.doc

UNCLASSIFIED

Robert Ashton  
Secretary  
The Australian Institute of Marine and Power Engineers – Newcastle Branch  
Schedule Election E2012/215



Further to our phone discussion please find attached a copy of the Declaration of Results for Uncontested Offices for E2012/215,

The ballot for the contested position of Branch President will open 22 May 2012 and close at 10:00am on 3 July 2012.

A copy of this email together with the Declaration has been sent to Carolyn Moloney at FWA.

A copy of the Declaration has also been sent to all candidates.

Regards,  
**Kathryn Montgomery | Returning Officer**  
Industrial & Commercial Elections | NSW State Office  
Australian Electoral Commission  
T: (02) 9375 6375 | F: (02) 9375 6336



UNCLASSIFIED

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If you have received this transmission in error please notify us immediately by return email and delete all copies. If this email or any attachments have been sent to you in error, that error does not constitute waiver of any confidentiality, privilege or copyright in respect of information in the email or attachments.

**The Australian Institute of Marine and Power Engineers  
Newcastle Branch  
Branch Executive**

**DECLARATION OF RESULTS FOR UNCONTESTED OFFICES**

Results of the election for the following offices conducted in accordance with the provisions of the Workplace Relations Act 1996 and the rules of the organisation.

E2012/E215

**Australian Institute of Marine and Power Engineers Newcastle Branch**

**Branch Secretary**

Candidate

ASHTON, Robert

**Branch Treasurer**

Candidate

MALLOWS, James

**Ordinary Member of Federal Council (2)**

No nominations were received

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



Kathryn Montgomery  
Returning Officer

1 May 2012





FAIR WORK  
AUSTRALIA

31 January 2012

Mr Robert Arthur Ashton  
Newcastle Branch Secretary  
The Australian Institute of Marine and Power Engineers  
PO Box 81  
Wickham NSW 2293

Dear Mr Ashton

**Re: Arrangements for the conduct of an Election  
(E2012/215)**

I acknowledge receipt of prescribed information dated 20 January 2012 which was lodged with Fair Work Australia on 27 January 2012 for the conduct of an election for the Newcastle Branch of The Australian Institute of Marine and Power Engineers (AIMPE).

A copy of the decision in relation to the above matter is enclosed, however I draw your attention to the requirement under sub rule 33B(iii) which provides that notice of nominations, specifying the opening and closing dates of nominations, shall be given by the Returning Officer by publication in the Institute magazine at least one (1) month before the date fixed for the election.

In addition, could you please ensure that future prescribed information for elections state that the information is being lodged under s.189(1) of the *Fair Work (Registered Organisations) Act 2009*, rather than s.189(1) of the *RAO Schedule*.

Fair Work Australia 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

David Vale  
Fair Work Australia



FAIR WORK  
AUSTRALIA

## DECISION

*Fair Work (Registered Organisations) Act 2009*

s.189 – Arrangement for conduct of an election

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

(E2012/215)

T. NASSIOS

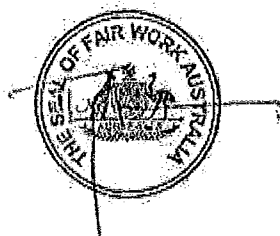
MELBOURNE, 31 JANUARY 2012

*Arrangement for conduct of election.*

[1] On 27 January 2012 the Newcastle Branch of The Australian Institute of Marine and Power Engineers lodged with Fair Work Australia the prescribed information in relation to an election for the following offices:

Branch Secretary	(1)
Branch President	(1)
Branch Treasurer	(1)
Ordinary Member of Federal Council	(2)

[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  
FAIR WORK AUSTRALIA

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<Price code A, PR519624 >



## **MOLONEY, Carolyn**

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**From:** MOLONEY, Carolyn  
**Sent:** Tuesday, 31 January 2012 11:49 AM  
**To:** 'Industrial Elections'  
**Subject:** E2012/215  
**Attachments:** AIMPE E2012\_215 Newcastle Signed decision 31012012.pdf; E2012\_215 AIMPE NEWC letter to AEC\_31012012.doc

Dear AEC

Please find attached a copy of the Decision for the upcoming election of The Australian Institute of Marine and Power Engineers - Newcastle Branch (E2012/215).

Kind regards,

**CAROLYN MOLONEY**  
Administrative Officer  
Organisations, Research and Advice

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**Fair Work Australia**  
Tel: 02 8374 6637  
Fax: 02 9380 6990  
[carolyn.moloney@fwa.gov.au](mailto:carolyn.moloney@fwa.gov.au)

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

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



FAIR WORK  
AUSTRALIA

31 January 2012

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 2012/215**

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**RE: THE AUSTRALIAN INSTITUTE OF MARINE AND POWER ENGINEERS -  
NEWCASTLE BRANCH**

Position:

See Decision

Relevant Information: Scheduled election; secret postal ballot.

Contact: Mr Robert Arthur Ashton  
Newcastle Branch Secretary

Phone: (02) 4961 6064

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@fwa.gov.au](mailto:industrial.elections@fwa.gov.au).

Carolyn Moloney  
Fair Work Australia

**MOLONEY, Carolyn**

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**From:** MOLONEY, Carolyn  
**Sent:** Friday, 27 January 2012 2:57 PM  
**To:** 'Industrial Elections'  
**Subject:** E2012/215  
**Attachments:** AIMPE E2012\_215\_PI lodged 27012012.pdf; 009V\_AIMPE\_R2009\_10043 & 10044\_05112009.pdf

Dear AEC

Please find attached prescribed information and a copy of the current rulebook for the Australian Institute of Marine & Power Engineers - Newcastle Branch - for its upcoming election (E2012/215).

Kind regards,

**CAROLYN MOLONEY**

Administrative Officer  
Organisations, Research and Advice

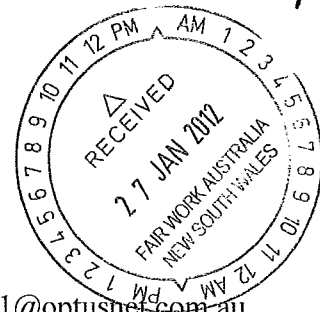
**Fair Work Australia**

Tel: 02 8374 6637  
Fax: 02 9380 6990  
[carolyn.moloney@fwa.gov.au](mailto:carolyn.moloney@fwa.gov.au)

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

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

E 2012/215



FAX (02) 49621682 Email [newaimpel@optusnet.com.au](mailto:newaimpel@optusnet.com.au)  
Phone (02) 49 616064

20 January 2012

AUSTRALIAN INDUSTRIAL REGISTRY  
PRINCIPAL REGISTRAR  
Level 8, Terrance Towers  
80 William Street  
East Sydney NSW 2011

I Robert Arthur Ashton Newcastle Branch Secretary of the Australian Institute of Marine and Power Engineers, make the following statement:

I am the Newcastle Branch Secretary of the Australian Institute of Marine and Power Engineers.

I am authorized to lodge the following prescribed information concerning forthcoming elections in the Newcastle Branch of the Australian Institute of Marine and Power Engineers, and

I confirm that the following information is being lodged under subsection 189(1) of the RAO Schedule.

Signed: .....  .....  
Newcastle Branch Secretary of the Australian Institute of Marine and Power Engineers

Dated: Tuesday 29<sup>th</sup> January 2008

**BRANCH POSITIONS DUE FOR ELECTION**

A	Branch Secretary for the ensuing forty-eight months (48)
B	Branch President for the ensuing twenty-four months (24)
C	Branch Treasurer for the ensuing twenty-four months (24)
D	Ordinary member of Federal Council for the ensuing twenty-four months (24)
E	Ordinary member of Federal Council for the ensuing twenty-four months (24)

**Reasons for election:**

Election for officers and positions marked A to E respectively is required as the terms of office are due to expire in the normal course of events under the rules of the organization.

**Elected by:**

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

**Nominations open:**

No earlier than one month before date set for election (Rule 33 B (iii) )

**Nomination close:**

Closing of nominations as arranged between Branch Secretary and Returning Officer.  
(Rule 33 B (iii) )

**Cut off date for roll:**

Rule silent on subject matter.