

MOLONEY, Carolyn

Subject: FW: Post-Election Report - AIMPE - Scheduled Qld Branch Councillor Election - E2013/215 [DLM=For-Official-Use-Only]
Attachments: Scanned Signed Post election Report - AIMPE Qld Branch Election E2013-215.pdf; Scanned Signed Declaration.pdf

From: Mark Townsend [<mailto:Mark.Townsend@aec.gov.au>]
Sent: Wednesday, 25 September 2013 1:14 PM
To: Orgs
Cc: Industrial Elections; gyates@aimpe.asn.au
Subject: Post-Election Report - AIMPE - Scheduled Qld Branch Councillor Election - E2013/215 [DLM=For-Official-Use-Only]

For-Official-Use-Only

Att: Mr. Peter Toohey
Branch Secretary
Queensland Branch
Australian Institute of Marine and Power Engineers

Dear Peter

Post-Election Report

Australian Institute of Marine and Power Engineers – Scheduled Queensland Branch Election - E2013/215

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 the Industrial Registrar 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 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

Regards

Mark Townsend

Mark Townsend
Senior Returning Officer - Industrial & Commercial Elections
Queensland State Office Support Team
Australian Electoral Commission
GPO Box 2590 BRISBANE Qld 4001
T: 07 3834 3412 | M: 0401 140 672 | F: 07 3834 3469



AEC

Australian Electoral Commission

Your vote is a **valuable thing.**

www.aec.gov.au

ELECTION
2013

For-Official-Use-Only

DISCLAIMER:

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.



◦ Fair Work (Registered Organisations) Act 2009 ◦

POST ELECTION REPORT

The Australian Institute of Marine and Power Engineers Queensland Branch Vacancy Election

ELECTION/S COVERED IN THIS REPORT

Election Decision No/s: E2013/215

RULES

Rules used for the election: 009V: Incorporates alterations of 5/11/2009 in matters R2009/10043 and R2009/10044

Rules difficult to apply/interpret: None - but refers to the Workplace Relations Act 1996 in numerous areas.

Model Rule reference (if any): N/A

ROLL OF VOTERS

As the offices were not contested, the Roll of Voters was not required for this election.

IRREGULARITIES

Details of written allegations of irregularities and action taken by AEC: Nil

Other irregularities identified, and action taken: Nil

ATTACHMENTS

Declaration of Results for Uncontested Offices dated 25 September 2013

Mark Townsend
Returning Officer

25 September 2013

The Australian Institute of Marine and Power Engineers Scheduled 2013 Qld Branch Election E2013/215

Declaration of Results for Uncontested Offices

E2013/215

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.

Queensland Branch

Branch Treasurer

Candidates

RICHARDSON, Tony

Ordinary Member of Federal Council (2)

Candidates

READY, Brad
RICHARDSON, Tony

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



Mark Townsend
Returning Officer

25 September 2013

MOLONEY, Carolyn

From: MOLONEY, Carolyn
Sent: Tuesday, 16 July 2013 11:18 AM
To: 'gyates@aimpe.asn.au'
Subject: Election - AIMPE Queensland Branch - E2013/215
Attachments: AIMPE QLD E2013_215 signed letter and decision_sent 16072013.pdf

Good morning Mr Yates,

Please find attached a signed decision from the Delegate to grant the Queensland Branch election for a Treasurer and two Ordinary Members of Federal Council.

In relation to the office of Branch President, which is due to expire in March 2014, we recommend that you lodge the prescribed information for the election of that office towards the ends of this year.

Kind regards,

CAROLYN MOLONEY
Assistant Adviser
Regulatory Compliance Branch

Fair Work Commission
Tel: 02 8374 6510
Fax: 02 9380 6990
carolyn.moloney@fwc.gov.au

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

www.fwc.gov.au

Please be aware that my email address has changed to carolyn.moloney@fwc.gov.au effective 1 January 2013. Please update your records accordingly.



FAIR WORK
COMMISSION

16 July 2013

Tony Richardson
Branch Treasurer
Queensland Branch
The Australian Institute of Marine and Power Engineers
Suite 14 "Rockton" 40 Brookes Street
BOWEN HILLS QLD 4006

Also by facsimile: (07) 3252 9790 and email: gyates@aimpe.asn.au

Dear Mr Richardson

Arrangements for the conduct of an Election (E2013/215)

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

Fair Work Australia is making arrangements, under subsections 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

Carolyn Moloney
Assistant Adviser
Regulatory Compliance Branch

Terrace Towers
80 William Street
East Sydney NSW 2011

Telephone: (02) 8374 6666
International: (612) 8374 6666
Facsimile: (02) 9380 6990
Email: sydney@fwc.gov.au



DECISION

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

The Australian Institute of Marine and Power Engineers (E2013/215)

CHRIS ENRIGHT

MELBOURNE, 16 JULY 2013

Arrangement for conduct of election.

[1] On 1 July 2013 the Queensland Branch of The Australian Institute of Marine and Power Engineers (AIMPE) lodged with the Fair Work Commission prescribed information in relation to an election.

[2] On 5 July 2013 the Fair Work Commission wrote to the Queensland Branch of AIMPE, requesting amended prescribed information for the offices of Branch President and Ordinary Members of the Federal Council from the Queensland Branch. The correspondence also requested a correction to the statement about nominations opening, so that the meaning was consistent with AIMPE's rulebook.

[3] On 8 July 2013 the Queensland Branch of AIMPE lodged with the Fair Work Commission amended and further prescribed information in relation to an election for the following offices:

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

[4] Further correspondence from the Queensland Branch of AIMPE was received on 12 July 2013 confirming that the office of Branch President was not yet due to expire and accordingly an election for the office of Branch President would be conducted on a later date.

[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 GENERAL MANAGER
FAIR WORK COMMISSION

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MOLONEY, Carolyn

From: MOLONEY, Carolyn
Sent: Tuesday, 16 July 2013 11:06 AM
To: 'Industrial Elections'
Subject: E2013/215
Attachments: AIMPE E2013_215 Queensland_Signed decision_16072013.pdf; E2013_215 AIMPE Queensland letter to AEC_15072013.pdf

Dear AEC

Please find attached a copy of the Decision for the Queensland Branch of The Australian Institute of Marine and Power Engineers (AIMPE) for its upcoming scheduled election (E2013/215).

Kind regards,

CAROLYN MOLONEY
Assistant Adviser
Regulatory Compliance Branch

Fair Work Commission
Tel: 02 8374 6510
Fax: 02 9380 6990
carolyn.moloney@fwc.gov.au

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

www.fwc.gov.au

Please be aware that my email address has changed to carolyn.moloney@fwc.gov.au effective 1 January 2013. Please update your records accordingly.

16 July 2013



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 2013/215

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

Positions:

See Decision

Relevant Information: Scheduled Branch election.

Contact: Tony Richardson, Branch Treasurer, Queensland Branch,
The Australian Institute of Marine and Power Engineers

Phone: (02) 3252 2900

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

Carolyn Moloney

Assistant Adviser

Fair Work Commission

Terrace Towers
80 William Street
East Sydney NSW 2011
Telephone: (02) 8374 6666
International: (612) 8374 6666
Facsimile: (02) 9380 6990
Email: sydney@fwc.gov.au

MOLONEY, Carolyn

From: Greg Yates [gyates@aimpe.asn.au]
Sent: Friday, 12 July 2013 11:18 AM
To: MOLONEY, Carolyn
Cc: Brad Ready; 'Peter Toohey'; Tony Richardson, Queensland Branch Treasurer
Subject: Election for AIMPE Qld Branch President
Attachments: AEC Branch Pres and Sec 280312 Declaration.pdf

Carolyn:

Further to our discussion earlier this week, I now have had time to review the material for the election from 2011 and can indicate that the elections for Branch President and Secretary were declared on 28 March 2012 as opposed to November 2011. As the term of office for the Branch President would not expire until 28 March 2014 there would not be a necessity for the election until that time.

Can you please confirm that you wish to bring the election forward by that period of time.

Regards
Greg Yates
Senior National Organiser



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Australian Institute of Marine and Power Engineers
Queensland Branch and District
Unit 14 "ROCKTON" 40 Brookes Street, Bowen Hills, Qld 4006
Mobile: 0417 773 262 Facsimile: 07 3252 2900
gyates@aimpe.asn.au web: www.aimpe.asn.au

Attachment 1

**Australian Institute of Marine and Power Engineers
Qld Branch President and Secretary Election**

E2011/2690

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.

Queensland Branch

Branch President

Candidate

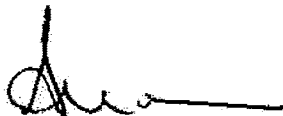
READY, Bradley John

Branch Secretary

Candidate

TOOHEY, Peter John

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



Tony Anderson
Returning Officer

28 March 2012

MOLONEY, Carolyn

From: MOLONEY, Carolyn
Sent: Monday, 8 July 2013 4:29 PM
To: 'Industrial Elections'
Subject: E2013/215
Attachments: AIMPE Qld_Amended PI_E2013_215 lodged 08072013.pdf; 009V_AIMPE_R2009_10043 & 10044_05112009.pdf

Dear AEC

Please find attached the Amended prescribed information and a copy of the current rulebook for an upcoming election of The Australian Institute of Marine and Power Engineers - Queensland Branch - (E2013/215).

Kind regards,

CAROLYN MOLONEY
Assistant Adviser
Regulatory Compliance Branch

Fair Work Commission
Tel: 02 8374 6510
Fax: 02 9380 6990
carolyn.moloney@fwc.gov.au

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

www.fwc.gov.au

Please be aware that my email address has changed to carolyn.moloney@fwc.gov.au effective 1 January 2013. Please update your records accordingly.



AIMPE

Australian Institute of
Marine and Power Engineers
Queensland Branch and District

7 July 2013

The General Manager
Fair Work Australia
Level 8, Terrace Tower,
80 William Street,
East Sydney, NSW 2011

Dear Sir/Madam:

RE: Need for Election of Officers – Queensland Branch

Thank you for your correspondence dated 5 July 2013 regarding the requirement for elections for the offices two Ordinary Members of Federal Council in addition to the office of Branch Treasurer in the Queensland Branch. We acknowledge the oversight and provide an amended notice as follows.

The terms of the following Queensland Branch Office/s expired as follows:

- | | |
|---------------------------------------|-------------|
| 1. Branch Treasurer | 18 May 2013 |
| 2. Ordinary Member of Federal Council | 18 May 2013 |
| 3. Ordinary Member of Federal Council | 18 May 2013 |

Attached to this correspondence is the request to conduct elections. Please take such steps as are necessary to initiate conduct of these elections by the Australian Electoral Commission.

Should you require any further information please contact Greg Yates of the Queensland Office via gyates@aimpe.asn.au or via 0417 773 262.

Yours Sincerely

Tony Richardson
Queensland Branch Treasurer &
Ordinary Member of Council

**Branch and District Offices: Secretary: Peter Toohey, President: Brad Ready, Treasurer: Tony Richardson
Senior National Organiser: Greg Yates – 0417 773 262; National Organiser: Brendan Matthey – 0402 007 792**

Suite 14, "ROCKTON", 40 Brookes Street Bowen Hills, QLD 4006

www.aimpe.asn.au Telephone: +61 7 3252 2900 Fax: +61 7 3252 9790 Email: gyates@aimpe.asn.au

Prescribed Information RE: AIMPE Queensland Branch Elections

I, Anthony Michael Richardson, being the Queensland Branch Treasurer and Ordinary Member of Council of the Australian Institute of Marine and Power Engineers, make the following statement:

1. I am an elected officer of the Queensland Branch of the Australian Institute of Marine and Power Engineers;
2. Currently the Queensland Branch Secretary is absent from Australia;
3. I am authorised to lodge the following prescribed information concerning forthcoming elections in the Queensland Branch of the Australian Institute of Marine and Power Engineers, and
4. I confirm that the following information is being lodged under subsection 189(1) of the Fair Work (Registered Organisations) Act 2009

Signed



A M Richardson

Queensland Branch Treasurer and Ordinary Member of Council

Dated: 7 July 2013

Offices/Positions

A	Branch Treasurer (DVS)
A	Ordinary Member of Federal Council (DVS)
A	Ordinary Member of Federal Council (DVS)

Reasons for election:

- Election for offices and positions marked "A" respectively is required as the term of office or casual appointment have expired in the normal course of events under the rules of the organisation.
- The term of the above offices expired on 18 May 2013.

Elected by:

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

Nominations open:

- In accordance with 33B(iii) nominations are to open one month before the date fixed for the election. Arrangements to be made by the Branch Secretary and Returning Officer (Rules 33B(iii))

Nominations close:

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

Cut off date for roll

- Rule is silent on subject matter.

MOLONEY, Carolyn

From: Greg Yates [gyates@aimpe.asn.au]
Sent: Monday, 8 July 2013 3:46 PM
To: MOLONEY, Carolyn
Cc: Brendan Matthey; Tony Richardson, Queensland Branch Treasurer; 'Peter Toohey'; Brad Ready
Subject: AIMPE Qld Branch Elections - Treasurer and Two Ordinary Members of Federal Council.
Attachments: 070713 Elections Treas 2 Coun p1.pdf; 070713 Elections Treas 2 Coun p2.pdf

Carolyn:

Apologies for the omission. Attached please find what we hope to be the appropriate information required by the Commission.

Regards
Greg Yates
Senior National Organiser



*"Rebuild
Australian
Shipping"*

Australian Institute of Marine and Power Engineers
Queensland Branch and District
Unit 14 "ROCKTON" 40 Brookes Street, Bowen Hills, Qld 4006
Mobile: 0417 773 262 Facsimile: 07 3252 2900
gyates@aimpe.asn.au web: www.aimpe.asn.au



FAIR WORK
COMMISSION

5 July 2013

Anthony Richardson
Treasurer
Queensland Branch
The Australian Institute of Marine and Power Engineers
Suite 14 "Rockton"
40 Brookes Street
BOWEN HILLS QLD 4006

Also by facsimile: (07) 3252 9790

Dear Mr Richardson

Arrangements for the conduct of an Election (E2013/215)

I refer to the prescribed information dated 29 June 2013, which was lodged with the Fair Work Commission (**FWC**) on 1 July 2013 for the conduct of a scheduled election for the office of Branch Treasurer of the Queensland Branch of The Australian Institute of Marine and Power Engineers (**AIMPE**).

I note that the Branch Treasurer was declared elected on 18 May 2011 for a two year term in election matter E2011/2531, and that the office is now due to expire. However, I also note that two Ordinary Members of Federal Council from the Queensland Branch were also declared elected on 18 May 2011 for a two year term, in accordance with sub-rule 7(ii)(1) of the rules of AIMPE. The prescribed information did not include the two Ordinary Members of Federal Council, which are also due for election.

In addition, an election is also required for the two year term of office of Branch President in accordance with rule 32 of AIMPE's rulebook, as the previous election for the Branch President occurred in election E2011/2690 in November 2011.

For this reason, could you please provide amended prescribed information which includes the above offices.

I also note that the prescribed information stated that nominations are to open "No earlier than one month before the date set for election". However, sub-rule 33B(iii) of the AIMPE rules provide that nominations for a Branch election are to open "at least one month before" the date set for the election. Could you please amend the wording of the statement in relation to nominations opening, in order to ensure that the meaning is consistent with sub-rule 33B(iii).

On receipt of the amended information, the Fair Work Commission will prepare a decision to request the conduct of the election by the Australian Electoral Commission.

Yours sincerely

Carolyn Moloney
Assistant Adviser
Regulatory Compliance Branch

MOLONEY, Carolyn

From: HALL, James
Sent: Thursday, 4 July 2013 10:21 AM
To: 'Industrial Elections'
Subject: E2013/215 - Application/Notification by Australian Institute of Marine and Power Engineers, The-Queensland Branch (009V-QLD)
Attachments: 009V_AIMPE_R2009_10043 & 10044_05112009.pdf; AIMPE Qld E2013_xxx lodged 01072013.pdf

Dear AEC

Please find the prescribed information and a copy of the current rulebook for an upcoming election of the Australian Institute of Marine and Power Engineers, The-Queensland Branch (E2013/215).

Regards

JAMES HALL

Senior Advisor
Regulatory Compliance Branch - NSW
Fair Work Commission

Level 8
Terrace Tower
80 William Street
East Sydney NSW 2011

Tel: 02 8374 6690
Fax: 02 9380 6990
Email: james.hall@fwc.gov.au

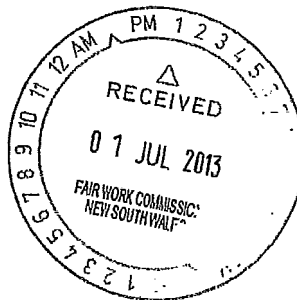


AIMPE

Australian Institute of
Marine and Power Engineers
Queensland Branch and District

29 June 2013

The General Manager
Fair Work Australia
Level 8, Terrace Tower,
80 William Street,
East Sydney, NSW 2011



Dear Sir/Madam:

RE: Need for Election of Officers – Queensland Branch

The terms of the following Queensland Branch Office/s will expire as follows:

- I. Branch Treasurer 18 May 2013

Attached to this correspondence is the request to conduct elections. Please take such steps as are necessary to initiate conduct of these elections by the Australian Electoral Commission.

Should you require any further information please contact Greg Yates of the Queensland Office via gyates@aimpe.asn.au or via 0417 773 262

Yours Sincerely

Tony Richardson
Queensland Branch Treasurer &
Ordinary Member of Council

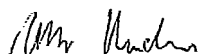
Branch and District Offices: Secretary: Peter Toohey, President: Brad Ready, Treasurer: Tony Richardson
Senior National Organiser: Greg Yates – 0417 773 262; National Organiser: Brendan Matthey – 0402 007 792
Suite 14, "ROCKTON", 40 Brookes Street Bowen Hills, QLD 4006
www.aimpe.asn.au Telephone: +61 7 3252 2900 Fax: +61 7 3252 9790 Email: gyates@aimpe.asn.au

Prescribed Information RE: AIMPE Queensland Branch Elections

I, Anthony Michael Richardson, being the Queensland Branch Treasurer and Ordinary Member of Council of the Australian Institute of Marine and Power Engineers, make the following statement:

1. I am an elected officer of the Queensland Branch of the Australian Institute of Marine and Power Engineers;
2. Currently the Queensland Branch Secretary is absent from Australia;
3. I am authorised to lodge the following prescribed information concerning forthcoming elections in the Queensland Branch of the Australian Institute of Marine and Power Engineers, and
4. I confirm that the following information is being lodged under subsection 189(1) of the Fair Work (Registered Organisations) Act 2009

Signed



A M Richardson

Queensland Branch Treasurer and Ordinary Member of Council

Dated: 29 June 2013

Offices/Positions

A	Branch Treasurer (DVS)
---	------------------------

Reasons for election:

- Election for offices and positions marked "A" respectively is required as the term of office or casual appointment have expired in the normal course of events under the rules of the organisation.
- The Branch Treasurer's term of office will expired on 18 May 2013.

Elected by:

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

Nominations open:

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

Nominations close:

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

Cut off date for roll:

- Rule is silent on subject matter.