



FAIR WORK
AUSTRALIA

13 November 2012

Mr Allan Gibbons
Branch Secretary
South Australian Branch
The Australian Institute of Marine and Power Engineers
Institute Chambers
22 Divett Street
PORT ADELAIDE SA 5015

Also by facsimile: 08 8341 0779

Dear Mr Gibbons

Re: Arrangements for the conduct of an Election (E2012/377)

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

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

James Hall
Adviser
Regulatory Compliance Branch, NSW
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
(E2012/377)

LINTON DUFFIN

MELBOURNE, 13 NOVEMBER 2012

Arrangement for conduct of election.

[1] On 30 September 2012, the South Australia Branch of The Australian Institute of Marine and Power Engineers lodged with Fair Work Australia prescribed information in relation to an election.

[2] On 11 October 2012, Fair Work Australia wrote to the abovenamed organisation to inform them that no opening and closing dates for nominations had been provided as required in accordance with regulation 138(1)(e) & (f) of the *Fair Work (Registered Organisations) Regulations 2009*, and that if the prescribed information had not been lodged before the prescribed day, a request for an extension of time would be required.

[3] On 7 November 2012 the South Australia Branch of the abovenamed organisation lodged a request for an extension of time as the Branch was unaware of the prescribed day.

[4] On 7 November 2012, the South Australia Branch of the abovenamed organisation lodged with Fair Work Australia further and amended 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	(1)

[5] Elections are one of the key mechanisms for ensuring that organisations registered under the Act are representative and accountable to members. Accordingly, extensions of time should not be routinely sought. On the contrary, every effort must be made to lodge the prescribed information before the prescribed day.

[6] After considering all the circumstances, I am satisfied that the organisation attempted to provide the prescribed information before the prescribed day. I am satisfied that the organisation is now aware of the legislative requirements and will take steps to ensure compliance in the future. I allow a later day for lodgment of the prescribed information and grant the extension requested.

[7] 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.

6

6



DELEGATE OF THE GENERAL MANAGER
FAIR WORK AUSTRALIA

Printed by authority of the Commonwealth Government Printer

<Price code A, PR529971 >

VALE, David

From: VALE, David
Sent: Wednesday, 7 November 2012 10:41 AM
To: 'Industrial Elections'
Subject: E2012/377
Attachments: AIMPE E2012_377 SA Branch Further PI recd_07112012.pdf

Dear AEC

Please find further prescribed information for the upcoming election of The Australian Institute of Marine and Power Engineers- South Australia Branch (E2012/377).

Regards

DAVID VALE
Principal Adviser,
Regulatory Compliance Branch, NSW

Fair Work Australia
Tel: 02 8374 6509
Fax: 02 9380 6990

david.vale@fwa.gov.au

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

www.fwa.gov.au



Australian Institute of Marine and Power Engineers (AIMPE) Statement of Prescribed Information for an Election

I, Allan Gibbons, being the Branch Secretary of the Australian Institute of Marine and Power Engineers South Australian Branch, make the following statement:

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

I am authorised to lodge the following prescribed information concerning forthcoming elections in the South Australian 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 Fair Work (Registered Organisations) Act 2009

Signed: *A. K. Gibbons*

Dated: *6 November 2012*

Offices/Positions

A	Branch President (Direct Voting System)
	<i>Branch Secretary (DVS)</i>
	Branch Treasurer (DVS)
B	Branch Councillors (1) (DVS)

Reasons for election:

- Election for offices and positions marked A and B respectively is required as the terms of office are due to expire in the normal course of events under Rule 33 of the organisation.

Elected by:

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

Nominations open:

- For offices to be elected by direct voting system - the first Monday in *December 2012*

Nominations close:

- For offices to be elected by direct voting system - 12 noon, first Friday in *February 2013*

Cut off date for roll:

- In all cases - 7 days prior to the opening date for nominations - rule 22(g).

Request extension of time as was unaware of the prescribed day.



Fair Work Australia

11 October 2012

Mr Allan Gibbons
Branch Secretary
South Australian Branch
The Australian Institute of Marine and Power Engineers
22 Divett St
PORT ADELAIDE SA 5015

Also by fax: (08) 8341 0779

Dear Mr Gibbons

Re: Arrangements for the conduct of an Election (E2012/377)

I refer to the prescribed information dated 28 September 2012 which was lodged with Fair Work Australia (FWA) on 30 September 2012 for the conduct of a scheduled election for offices of the South Australian Branch of The Australian Institute of Marine and Power Engineers.

I note that no dates for nominations opening and closing have been included in the current prescribed information although dates for nominations opening and closing were included in your previous prescribed information in matter E2010/2660 which was lodged with FWA on 23 August 2010 (see attached for your record). These dates are required under regulation 138(1) (e) & (f) of the *Fair Work (Registered Organisations) Regulations 2009*. Would you please lodge amended prescribed information which includes the above matters.

In addition 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. As such, once the date for candidature is established, if the prescribed information is lodged after the prescribed day please request an extension of time and provide reasons why the prescribed information was not lodged before the prescribed day.

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 Australia

COPY

Australian Institute of Marine and Power Engineers (AIMPE) Statement of Prescribed Information for an Election

I, Allan Gibbons, being the Branch Secretary of the Australian Institute of Marine and Power Engineers South Australian Branch, make the following statement:

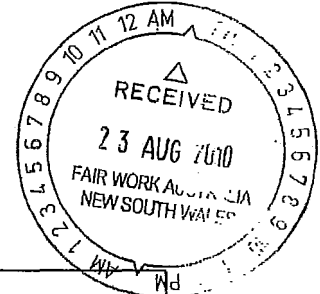
I am the Branch Secretary of the Australian Institute of Marine and Power Engineers South Australian Branch.

I am authorised to lodge the following prescribed information concerning forthcoming elections in the South Australian 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 Fair Work (Registered Organisations) Act 2009

Signed: *A. K. Gibbons*

Dated: *20/8/2010*



Offices/Positions

A	Branch President (Direct Voting System)
	Branch Treasurer (DVS)
B	Branch Councillors (1) (DVS)

Reasons for election:

- Election for offices and positions marked A and B respectively is required as the terms of office are due to expire in the normal course of events under Rule 35 of the organisation.

Elected by:

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

Nominations open:

- For offices to be elected by direct voting system - the first Monday in November 2010

Nominations close:

- For offices to be elected by direct voting system - 12 noon, first Friday in December 2010

Cut off date for roll:

- In all cases - 7 days prior to the opening date for nominations - rule 22(g).

HALL, James

From: HALL, James
Sent: Tuesday, 2 October 2012 2:50 PM
To: 'Industrial Elections'
Subject: E2012/377 - Application/Notification by The Australian Institute of Marine and Power Engineers-South Australia Branch
Attachments: AIMPE E2012_377 SA Branch PI lodged 30092012.pdf; 009V_AIMPE_R2009_10043 & 10044_05112009.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- South Australia Branch (E2012/377).

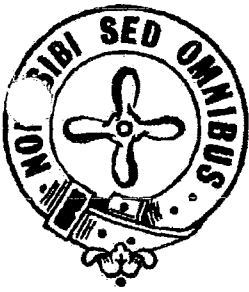
Regards

JAMES HALL

Advisor
Regulatory Compliance Branch - NSW
Fair Work Australia

Level 8
Terrace Tower
80 William Street
East Sydney NSW 2011

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

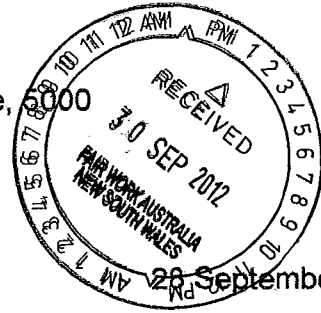


Australian Institute of Marine & Power Engineers
SOUTH AUSTRALIA BRANCH Incorporating AIMPE (Employees) ADELAIDE DISTRICT
& **NORTHERN TERRITORY SUB-BRANCH**

Delegate of the General Manager
Fair Work Australia

Level 6, Riverside Centre, North Terrace, Adelaide, 5000
PO Box 8072, Station Arcade, Adelaide, 5000

By email: adelaide@fwa.gov.au
Telephone: (08) 8308 9863
Facsimile: (08) 8308 9864



Institute Chambers,
22 Divett Street,
Port Adelaide,
South Australia
5015
Fax/Telephone:
08 8341 0779

Secretary:
Allan Gibbons
0407 713 391
President:
Peter Mere
Treasurer:
Robert Noble
Councillor:
Lance Hodgson

P.O. Box 507,
Sanderson
Northern Territory
0812
Fax/Telephone:
08 8927 1160

**Sub-Branch
Secretary:**
Lance Hodgson
0417 824 803

Dear Sir/Ms

Fair Work (Registered Organisations) Act
ELECTION
of SA Branch offices

I, Allan Gibbons, am the elected Branch Secretary of the South Australia Branch of the Australian Institute of Marine and Power Engineers.

I am authorised to lodge the following prescribed information concerning the forthcoming election of the following offices of the **South Australian Branch** Australian Institute of Marine and Power Engineers, and I confirm that the following information is being lodged under subsection 189(1) of the *Fair Work (Registered Organisations) Act 2009*.

OFFICES

- A. BRANCH PRESIDENT (1) (direct election by members of the Branch)
- B. BRANCH SECRETARY & COUNCILLOR (1) (direct election by members of the Branch)
- A. BRANCH TREASURER (1) (direct election by members of the Branch)
- C. COUNCILLOR (1) (direct election by members of the Branch)

REASON FOR ELECTION:

- Election for offices and positions marked A is required as the term of office will expire on 13.12.2012
- Election for offices and positions marked B is required as the term of office has expired on 25.08.2012
- Election for the office marked C is required as the term of office will expire on 13.04.2013

ELECTED BY:

The electorate for all positions is direct voting by the whole of the Branch.

NOMINATIONS OPEN:

Given the spread of dates we would like to conduct all these elections simultaneously, and if possible synchronise the terms. Therefore the date for

nominations is at the discretion of the Registrar.

As a significant proportion of our membership works away at sea for long periods [6 to 12 weeks is common] it is normal to advertise the opening of nominations [via our journal ON WATCH] at least 6 weeks in advance.

NOMINATIONS CLOSE:

As a significant proportion of our membership works away at sea for long periods [5 to 12 weeks is common] it is normal to hold nominations open for at least 6 weeks.

CUT OFF DATE FOR ROLL:

7 days prior to the opening date for nominations - rule 22(g).

Sincerely

A. K. Gibbons

Allan Gibbons
BRANCH & DISTRICT SECRETARY



*"Rebuild
Australian
Shipping"*