



Fair Work Australia

31 August 2009

Mr Phillip Kessey
Acting National Secretary
Australian Rail, Tram and Bus Industry Union
83-89 Renwick St
REDFERN NSW 2016

Dear Mr Kessey

**Re: Arrangements for the conduct of an Election
(E2009/10035)**

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* (the RO Act), 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

Australian Rail, Tram and Bus Industry Union
(E2009/10035)

B.R. JENKINS

SYDNEY, 31 AUGUST 2009

Arrangement for conduct of election.

[1] On 18 August 2009 the Australian Rail, Tram and Bus Industry Union lodged prescribed information with Fair Work Australia and made a request for the Australian Electoral Commission to conduct an election for the following non-office position:

NEW SOUTH WALES BRANCH

Locomotive Division

Sub-Divisional Representative (Depot Organiser)

RailCorp Group (ETR) Sub-Division – Hornsby (1)

[2] I am satisfied that an election for the non-office position is required to be held under the rules of the organisation and the organisation has made a request under section 187 of the *Fair Work (Registered Organisations) Act 2009*. Accordingly, 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, PR988775 >

VALE, David

From: VALE, David
Sent: Monday, 31 August 2009 4:40 PM
To: 'industrial.elections@aec.gov.au'
Subject: E2009/10035
Attachments: ARTBIU E2009_10035 copy of decision sent to AEC_31082009.pdf

Dear AEC,

Please find attached a copy of the Decision for the upcoming election of the Australian Rail, Tram and Bus Industry Union – NSW Branch – Locomotive Division – (E2009/10035).

Yours sincerely

David Vale
Manager, Registered Organisations
New South Wales

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

Telephone: (02) 8374 6509
Facsimile: (02) 9380 6990
Email: david.vale@fwa.gov.au

Electoral Commissioner Through
Australian Electoral Officer (industrial.elections@aec.gov.au)

Under subsection 189 of Fair Work (Registered Organisations) Act 2009, please arrange for the conduct of the following election by the Australian Electoral Commission:

E No 2009/10035

**RE: AUSTRALIAN RAIL, TRAM AND BUS INDUSTRY UNION – NSW
BRANCH - LOCOMOTIVE DIVISION**

Position:

See decision

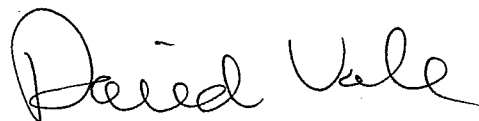
Relevant Information: Casual vacancy position.

Contact: Mr Phillip Kessey
Acting National Secretary

Phone: (02) 9310 3966

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.



David Vale
for Delegate of the General Manager
Fair Work Australia

31 August 2009



Fair Work
Australia

DECISION

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

Australian Rail, Tram and Bus Industry Union
(E2009/10035)

B.R. JENKINS

SYDNEY, 31 AUGUST 2009

Arrangement for conduct of election.

[1] On 18 August 2009 the Australian Rail, Tram and Bus Industry Union lodged prescribed information with Fair Work Australia and made a request for the Australian Electoral Commission to conduct an election for the following non-office position:

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Locomotive Division

Sub-Divisional Representative (Depot Organiser)

RailCorp Group (ETR) Sub-Division – Hornsby (1)

[2] I am satisfied that an election for the non-office position is required to be held under the rules of the organisation and the organisation has made a request under section 187 of the *Fair Work (Registered Organisations) Act 2009*. Accordingly, 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, PR988775 >

VALE, David

From: Marilyn Black [mblack@rtbu-nat.asn.au]
Sent: Thursday, 27 August 2009 3:54 PM
To: industrial.elections@aec.gov.au
Cc: VALE, David; Phil Kessey
Subject: Section 187 Election for RTBU
Attachments: 2009 Sectn 187 Request Wayne Clark.pdf



Please find attached documents requesting an election be held under Section 187 of the Fair Work Registrations Act 2009.

Kind Regards
Marilyn

Marilyn Black

PA to RTBU National Secretary
Office Manager, RTBU National Office

Tel: +61 2 9310 3966
Fax: +61 2 9319 2096



RAIL, TRAM & BUS UNION

AUSTRALIAN RAIL, TRAM & BUS INDUSTRY UNION

ABN 28 921 128 419

NATIONAL OFFICE: 83-89 Renwick Street, REDFERN NSW 2016

Phone: (02) 9310 3966

Fax: (02) 9319 2096

Email: rtbu@rtbu-nat.asn.au

web: www.rtbu-nat.asn.au

The Responsible Officer
The Australian Electoral Commission
Rodden Cutler House
24 Campbell Street
SYDNEY NSW 2000

27 August 2009

Dear Madam/Sir,

I request you conduct an election for the position of RTBU Organiser for the Hornsby Depot in accordance with section 187 of the Fair Work Registrations Act 2009.

Please don't hesitate to contact me if further information is required.

Yours Faithfully

Phillip Kessey
NATIONAL SECRETARY (Actg)

cc Fair Work Australia



- 5 AUG 2009

Reference: 09/15676/Election/AC:DT

31st July 2009

Mr P Kessey
A/National Secretary
Rail, Tram and Bus Union
83-89 Renwick Street
REDFERN NSW 2016

Dear Phil,

Re: Conduct of an Election

Please see attached resignation from Wayne Clark.

It would be appreciated if you could organise the conduct of an election for his position through the Australian Electoral Commission.

Wayne Clark held the following position:

Locomotive Division
Sub-Divisional Representative (Depot Organiser)
RailCorp Group (ETR) Sub-Division – Hornsby

Yours faithfully

ALEX CLAASSENS
DIVISIONAL SECRETARY

Level 4, 321 Pitt Street
Sydney NSW 2000

Tel (02) 9264 3400
Dept 91347 and 91523

Fax (02) 9264 7679
Dept 34433

E-mail
nswloco@rtbu-nsw.asn.au

Toll Free 1800 672 022

Newcastle Office

33 Gordon Avenue
Hamilton NSW 2303

Tel (02) 4969 4665
Fax (02) 4961 4779

Email
swright@rtbu-nsw.asn.au

Alex Claassens
Divisional Secretary

Brian Glover
Divisional President

Robert Newham
Asst Divisional Secretary

Steve Wright
Freight Organiser

Allan Barden
Passenger Organiser

VALE, David**From:** Alex Claassens [aclaassens@rtbu-nsw.asn.au]**Sent:** Wednesday, 26 August 2009 3:54 PM**To:** VALE, David**Subject:** Branch Council Resolution**Attachments:** 2009 April Supplementary report to Branch Council as endorsed by Des 08, DC.doc

David,

As discussed, please find attached the resolution that went to Branch Council which authorised the positions.

Page 3 - The table – RailCorp Group (ETR Region 1) is where you will find the position of Hornsby Depot Organiser

*Alex Claassens***Divisional Secretary | N.S.W Locomotive Division
Rail, Tram & Bus Union (NSW BRANCH)**

☎ 02 9264 3400 ☎ 02 9264 7679 ☎ 0419-219309

✉ aclaassens@rtbu-nsw.asn.au🌐 www.rtbu-locomotive.asn.au

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SUPPLEMENTARY REPORT TO MARCH 2009 BRANCH COUNCIL

By Alex Claassens Secretary, Locomotive Division

As endorsed by the Locomotive Divisional Council Meeting 10 & 11 December 08

LOCOMOTIVE DIVISION POSITIONS 2008

Conducted by the AEC every two years

LOCOMOTIVE DIVISION

Branch Divisional President	Honorary*	1
Branch Divisional Senior Vice President	Honorary*	1
Branch Divisional Junior Vice President	Honorary*	1
Branch Divisional Secretary	Full-time paid position	1
Assistant Branch Divisional Secretary	Honorary*	1

Electorate:

All Locomotive Division Members

- * In accordance with Rule 101.3 - Honorary Branch Divisional President, Locomotive Division, Senior Branch Divisional Vice President, Locomotive Division, Junior Branch Divisional Vice President, Locomotive Division. Assistant Branch Divisional Secretary, Locomotive Division and Branch Divisional Vice President, Bus and Tram Division, will be elected for **four (4)** years.

Branch Locomotive Division Council

RailCorp ETR Group Region 1	1	Honorary
Electorate		
<i>The whole membership in the Division section of ETR 1 which includes the depots of Blacktown, Penrith, Richmond, Hornsby and North Sydney.</i>		
RailCorp ETR Group Region 2	1	Honorary
Electorate		
<i>The whole membership in the Division section of ETR 2 which includes the depots of Flemington, Liverpool and Campbelltown.</i>		
RailCorp ETR Group Region 3	2	Honorary
Electorate		
<i>The whole membership in the Division section of ETR 3 which includes the depots of Central, Cronulla, Mortdale and Waterfall.</i>		
RailCorp Intercity Group	1	Honorary
Electorate		
<i>The whole membership in the Division section of RailCorp Intercity Group which includes the depots of Lithgow, Mt Victoria, Newcastle, Gosford, Moss Vale, Wollongong and Eveleigh.</i>		
RailCorp Countrylink Group	1	Honorary
Electorate		
<i>The whole membership in the Division section of RailCorp Countrylink Group which includes the depots of Dubbo, Goulburn, Grafton, Junee, Taree, Werris Creek and Sydney.</i>		
Pacific National Group North West Region	2	Honorary
Electorate		
<i>The whole membership in the Division section of Pacific National Group North West Region which includes the depots at Brisbane, Grafton, Taree, Hunter Valley, Morandoo, Antienne, Narrabri, Mudgee and Werris Creek.</i>		

Pacific National Group South West Region Electorate <i>The whole membership in the Division section of Pacific National Group South West Region which includes the depots at Broken Hill, Cootamundra, Dubbo, Junee, Southern Highlands (Moss Vale), Parkes and Temora.</i>	1	Honorary
Pacific National Group Metropolitan Region Electorate <i>The whole membership in the Division section of Pacific National Group Metropolitan Region which includes the depots at Sydney, Port Kembla and Lithgow.</i>	1	Honorary
Pacific National Patricks Rail Group Electorate <i>The whole membership in the Division section of Patrick Rail Group.</i>	1	Honorary
Pacific National Freight Australia Group Electorate <i>The whole membership in the Division section of Freight Australia Group.</i>	1	Honorary
Pacific National Bluescope Group Electorate <i>The whole membership in the Division section of Bluescope Group.</i>	1	Honorary
Interail Australia Group Electorate <i>The whole membership in the Division section of Interail Group.</i>	1	Honorary
Southern & Silvertown Group Electorate <i>The whole membership in the Division section of Southern Silvertown Group.</i>	1	Honorary
Manildra Group Electorate <i>The whole membership in the Division section of Manildra Group.</i>	1	Honorary
Perisher Blue Group Electorate <i>The whole membership in the Division section of Perisher Blue Group.</i>	1	Honorary
Southern Shorthaul Group Electorate <i>The whole membership in the Division section of Southern Shorthaul Group.</i>	1	Honorary
Momentum Rail Group Electorate <i>The whole membership in the Division section of Momentum Rail Group.</i>	1	Honorary
Independent Railways of Australia (LVRF) Group Electorate <i>The whole membership in the Division section of Independent Railways of Australia Group.</i>	1	Honorary
EL Zorro Rail Group Electorate <i>The whole membership in the Division section of EL Zorro Group.</i>	1	Honorary
SKILLED Group Electorate <i>The whole membership in the Division section of SKILLED Group.</i>	1	Honorary

Locomotive Division Sub Division Committee

In accordance with Rule 100 (4) For each Sub Division the honorary position of Depot Organiser shall be created from workplaces with greater than 20 financial members.

The Electorate shall be the membership from each workplace within the Sub Division with greater than 20 financial members. Eligibility shall be based on the membership from each Sub Division.

For workplaces with less than 20 members the election of Workplace Organiser will be conducted by that sub division within two months of the declaration of the ballot for the positions of Depot Organiser. *(List of Locations at rear of this document)*

NOTE: Depots with exactly 20 members will be included as per Interpretation from Electoral Registrar Stephen Kellett in 2008.

AEC Elected positions for Sub Divisions exist as follows:

Each location has **1** elected Depot Organiser position which is an Honorary position.

Divisional Group	Branch District	Sub Division Location
RailCorp Group (ETR Region 1)	Metro	Blacktown Penrith Hornsby
RailCorp Group (ETR Region 2)	Metro	Flemington Liverpool Campbelltown
RailCorp Group (ETR Region 3)	Metro	Central Cronulla Mortdale Waterfall

Divisional Group	Branch District	Sub Division Location
RailCorp Group (Intercity)	North North Metro Metro South Metro	Newcastle Gosford Wollongong Eveleigh Moss Vale Mt Victoria

Divisional Group	Branch District	Sub Division Location
RailCorp Group (Countrylink)	Metro	Sydney

Divisional Group	Branch District	Sub Division Location
Pacific National Group (Intermodal)	North North North Metro West Metro West South	Brisbane Grafton Taree Chullora (Sydney Freight Terminal) Parkes Port Kembla Broken Hill Junee

Divisional Group	Branch District	Sub Division Location
Pacific National Group (Grain)	North West	Werris Creek Parkes

Divisional Group	Branch District	Sub Division Location
Pacific National Group (Southern Coal)	Metro Metro	Lithgow Port Kembla

Divisional Group	Branch District	Sub Division Location
Pacific National Group (Northern Coal)	North	Hunter Valley

Divisional Group	Branch District	Sub Division Location
Pacific National Group (Industrial)	North Metro South	Morandoo Enfield Southern Highlands (Moss Vale)

Divisional Group	Branch District	Sub Division Location
Pacific National Patrick Group	Metro	Botany

Divisional Group	Branch District	Sub Division Location
Interail Australia Group	North	Kooragang (Broadmeadow)

Divisional Group	Branch District	Sub Division Location
Independent Railways of Australia (LVRF) Group	Metro	Sydney

Locations for election of Workplace Organisers
Conducted by the Sub Division

In accordance with Rule 100 (4) For each Sub Division the honorary position of Workplace Organiser shall be created from workplaces with less than 20 financial members.

The election of Workplace Organiser will be conducted by that sub division within two months of the declaration of the ballot for the positions of Depot Organiser

Workplace Elected positions for Sub Divisions exist as follows;

Each location has **1** elected Workplace Organiser position which is an Honorary position.

Divisional Group	Branch District	Sub Division Location
RailCorp Group (ETR Region 1)	Metro	Nth Sydney Richmond

Divisional Group	Branch District	Sub Division Location
RailCorp Group (Intercity)	Metro	Lithgow

Divisional Group	Branch District	Sub Division Location
RailCorp Group (Countrylink)	South	Goulburn
	North	Taree
	North	Grafton
	North	Werris Creek
	West	Dubbo
	South	Junee

Divisional Group	Branch District	Sub Division Location
Pacific National Group (Grain)	South	Temora
	West	Dubbo
	North	Narrabri
	South	Junee
	South	Cootamundra

Divisional Group	Branch District	Sub Division Location
Pacific National Group (Northern Coal)	West	Mudgee
	North	Antienne (Newdell)

Divisional Group	Branch District	Sub Division Location
Pacific National Group (Bluescope)	Metro	Port Kembla (BHP)

Divisional Group	Branch District	Sub Division Location
Pacific National Group (Freight Australia)	South	Leeton
	Metro	Clyde
	West	Dubbo
	Metro	Enfield
	South	Junee
	South	Temora
	South	Cootamundra

Divisional Group	Branch District	Sub Division Location
Pacific National Group (Patrick)	West	Dubbo
	North	Broadmeadow (Newcastle)

Divisional Group	Branch District	Sub Division Location
Interail Australia Group	North North South North North North Metro	Casino Grafton Junee Taree Newstane Mine Duralie Mine Yennora

Divisional Group	Branch District	Sub Division Location
Southern & Silvertown Group	Metro West West North West North West South	Sydney Narromine (Dubbo) Broken Hill Narrabri Parkes Newcastle Cobar Junee

Divisional Group	Branch District	Sub Division Location
Manildra Group	West North South	Manildra Gunnedah Narrandera

Divisional Group	Branch District	Sub Division Location
Independent Railways of Australia (LVRP) Group	South	Cootamundra

Divisional Group	Branch District	Sub Division Location
Perisher Blue Group	South	Jindabyne

Divisional Group	Branch District	Sub Division Location
Southern Shorthaul Group	Metro	Sydney

Divisional Group	Branch District	Sub Division Location
Momentum Group	South	Cootamundra

Divisional Group	Branch District	Sub Division Location
EL Zorro Group	South Metro North West	Cootamundra Sydney Werris Creek Parkes

VALE, David

From: VALE, David
Sent: Tuesday, 18 August 2009 12:04 PM
To: 'industrial.elections@aec.gov.au'
Subject: E2009/10035
Attachments: ARTBIU 139V R2009_246 & 247_08042009.doc; ARTBIU E2009_10035 lodged 18082009.pdf

Dear AEC,

Please find attached a copy of the prescribed information and a copy of the current rule book of the Australian Rail, Tram and Bus Industry Union for an upcoming election due to a casual vacancy in its NSW Branch.

I have today requested further prescribed information from the Union.

Yours sincerely,

David Vale
Manager, Registered Organisations
New South Wales

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

Telephone: (02) 8374 6509
Facsimile: (02) 9380 6990
Email: david.vale@fwa.gov.au

18/08/2009



RAIL, TRAM & BUS UNION

AUSTRALIAN RAIL, TRAM & BUS INDUSTRY UNION

ABN 28 921 128 419

NATIONAL OFFICE: 83-89 Renwick Street, REDFERN NSW 2016

Phone: (02) 9310 3966

Fax: (02) 9319 2096

Email: rtbu@rtbu-nat.asn.au

web: www.rtbu-nat.asn.au

To Deputy Industrial Registrar
Australian Industrial Registry
Lvl 8, 80 William Street
EAST SYDNEY NSW 2000



14 August 2009

Dear Sir / Madam,

I write to advise of the resignation of Wayne Clark from the position of RTBU Depot Organiser for the Hornsby Depot and the need to conduct an election to fill the resulting casual vacancy in accordance with the organisation's registered rules.

Could the AEC make the necessary arrangements for the conduct of an election to fill this casual vacancy.

Please don't hesitate to contact myself if further information is required.

Yours Faithfully

Phillip Kessey
NATIONAL SECRETARY (ACTG)



5 AUG 2009

Reference: 09/15676/Election/AC:DT

31st July 2009

Mr P Kessey
A/National Secretary
Rail, Tram and Bus Union
83-89 Renwick Street
REDFERN NSW 2016

Dear Phil,

Re: Conduct of an Election

Please see attached resignation from Wayne Clark.

It would be appreciated if you could organise the conduct of an election for his position through the Australian Electoral Commission.

Wayne Clark held the following position:

Locomotive Division
Sub-Divisional Representative (Depot Organiser)
RailCorp Group (ETR) Sub-Division – Hornsby

Yours faithfully

ALEX CLAASSENS
DIVISIONAL SECRETARY

Level 4, 321 Pitt Street
Sydney NSW 2000

Tel (02) 9264 3400
Dept 91347 and 91523

Fax (02) 9264 7679
Dept 34433

E-mail
nswloco@rtbu-nsw.asn.au

Toll Free 1800 672 022

Newcastle Office
33 Gordon Avenue
Hamilton NSW 2303

Tel (02) 4969 4665
Fax (02) 4961 4779

Email
swright@rtbu-nsw.asn.au

Alex Claassens
Divisional Secretary

Brian Glover
Divisional President

Robert Newham
Asst Divisional Secretary

Steve Wright
Freight Organiser

Allan Barden
Passenger Organiser