



23 January 2019

Ms Michelle Harwood
Secretary/Treasurer
Australian Road Transport Industrial Organization-Tasmanian Branch
ed@tta.org.au

Dear Ms Harwood,

cc: Peter Anderson, reception@vta.com.au

Reminder of actions required when persons elected to office

The Australian Electoral Commission has provided the Registered Organisations Commission (the ROC) a declaration of results for the election of uncontested offices for TAS Branch [E2018/235]. This letter is a reminder of certain obligations imposed on organisations and on persons elected to office.

A notice must be published on the organisation's website

The organisation or branch must, as soon as practicable after receiving the post-election report, publish on its website a notice that a copy of the report is available from the organisation, branch or the AEC on request. The notice must be kept on the website for a period of at least 3 months (see regulation 141 of the Fair Work (Registered Organisations) Regulations 2009).

Holders of office required to undertake approved training

Section 293K of the *Fair Work (Registered Organisations) Act 2009* (the RO Act) requires each officer with financial management duties to undertake approved training that covers those duties within 6 months after the person begins to hold office. Please ensure that relevant officers undertake approved training within the required timeframe. Please also ensure that all new holders of office are advised of their obligations to make disclosures regarding remuneration, non-cash benefits and material personal interests, the details of which are provided for in the RO Act.

Organisation must notify the Commission of changes

Also, section 233(2) of the RO Act requires that an organisation must notify the Commission **within 35 days of any changes** to the holders of office in the organisation. **If there are no changes a notification is not required.** If the election has resulted in **any changes** to the holders of office, the Australian Road Transport Industrial Organization must notify the Commission of these changes. In particular, please advise:

1. Person(s) who have ceased to hold office:
 - the name of the office vacated;
 - the date of the change of office holder; and
 - the name of the person vacating the office.

2. Person(s) who have commenced to hold office:
 - the name of the office now held;
 - the date of the change of office holder;
 - the name of the person now holding the office;
 - the postal address of the person (generally the postal address of the organisation); and

- the occupation of the person now holding the office.

The notification must include a declaration by the Secretary (or other prescribed officer) that the information is a correct statement of the changes made. A template notification of changes, which may assist you, is attached. If any change does not apply until a date in the future, you do not need to notify until then (e.g. AGM, 1 January, 2nd Monday in March). If you have already lodged this information, please disregard this reminder.

Regards

Matthew Indrigo
Registered Organisations Commission

14 January 2019

Post-election report

Australian Road Transport Industrial
Organization (ARTIO)
Insufficient Nominations election
E2018/235

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Election(s) Covered in this Report

Organisation: Australian Road Transport Industrial Organization (ARTIO)
Election: Insufficient Nominations
Election Decision No/s: E2018/235

Rules

Rules used for the election: 278V: Incorporates alterations of 10 November 2017 [R2017/221] (replaces rulebook dated 15 October 2014 [R2014/24])

Rules difficult to apply/interpret: None

Model Rule reference (if any): N/A

For more details see the Model Rules on the AEC website:

https://www.aec.gov.au/About_AEC/AEC_Services/Industrial_Elections

Roll of Voters

As there were no contested offices, no Roll of Voters was required.

Irregularities

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

Other irregularities identified, and action taken: Nil

Other Matters

Nil

Signed



Ann Dougan
Returning Officer
Australian Electoral Commission
14 January 2019

Attachments

- A. Declaration of Results for Uncontested Offices – Tasmanian Branch Committee Members

**Australian Road Transport Industrial Organization
(ARTIO)**

**DECLARATION OF RESULTS - E2018/235
Uncontested Offices**

Insufficient Nominations Election

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 are:

Tasmanian Branch

Branch Committee Members (6)

Candidates

DE BRUYN John

HARWOOD Michelle

MILLER Jim

MOLINEUX Philip

MURRAY Ann Maree

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



Ann Dougan
Returning Officer
10 December 2018



DECISION

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

Australian Road Transport Industrial Organization (E2018/235)

MR ENRIGHT

MELBOURNE, 13 NOVEMBER 2018

Arrangement for conduct of election.

[1] On 30 October 2018 the Australian Road Transport Industrial Organization lodged with the Registered Organisations Commission prescribed information for an election to fill the following offices, due to insufficient nominations received in a previous election (**E2018/194**):

Tasmanian Branch

Branch Committee Members (6)

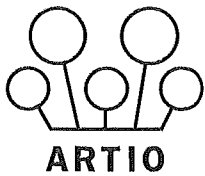
[2] I am satisfied that an election for the abovenamed offices is required to be held under the rules of the organisation and, under subsection 189(3) of the *Fair Work (Registered Organisations) Act 2009*, I am making arrangements for the conduct of the election by the Australian Electoral Commission.



DELEGATE OF THE COMMISSIONER

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ARTIO
Australian Road Transport
Industrial Organisation

ABN: 63 734 697 902

AUSTRALIAN ROAD TRANSPORT INDUSTRIAL ORGANISATION

Respect, Respond and Represent

30 October 2018

Mr C Enright
Delegate of the Registered Organisations Commission
GPO Box 2983,
Melbourne VIC 3001

cc. Tasmania Branch Secretary, ARTIO

By email: chris.enright@roc.gov.au; regorgs@roc.gov.au

Dear Mr Enright

Notice of Prescribed Information for Election for the Tasmania Branch of ARTIO

The enclosed prescribed information is to be read in conjunction with your decision of 14 September 2018 (*E2018/194 [2018] ROCD 180*) in which you made necessary arrangements for the scheduled quadrennial elections covering each of the National and Branch offices of the Australian Road Transport Industrial Organization (ARTIO).

Save and except of the Tasmanian Branch, the elections proceeding under the arrangements made pursuant to your decision of 14 September 2018 has proceeded conformably such that nominations for the first stage (for Branch Committee Members) closed on 24 October 2018 with requisite or sufficient nominations in order to proceed to the second stage of the election round.

Unfortunately, due to an administrative oversight, no nominations were received by the Returning Officer by the deadline for the closing of nominations for the Branch Committee Members of the Tasmanian Branch (see Returning Officer's Declaration of Results dated 29 October 2018, which is attached at Attachment A). I am advised that the Tasmanian Branch had sufficient nominations prepared and ready to lodge, but missed the deadline. In other words, the first stage of the Tasmanian Branch elections did not fail due to "lack of interest".

ARTIO National

PO Box 5, South Melbourne, Victoria 3205

T 03 9646 8590 | W Artio.org.au | E ARTIO@vta.com.au

State Branches

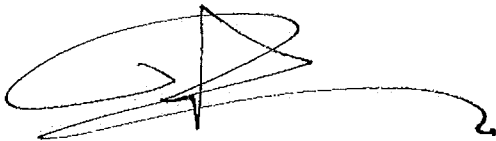
ARTIO VIC	PO Box 5, South Melbourne, Victoria 3205	T 03 9646 8590	E reception@vta.com.au	
ARTIO QLD	PO Box 325, Stones Corner, Queensland 4120	T 07 3394 4388	F 07 3397 9324	E admin@qta.com.au
ARTIO NSW	PO Box 277, Hurstville, New South Wales 2220	T 0412 880861	F 02 9579 2333	E hughmc@artionsw.com.au
ARTIO TAS	PO Box 2069, Spreyton, Tasmania 7310	T 0427 366 742	E ed@tta.org.au	

In these circumstances, I request that the enclosed Prescribed Information be given urgent consideration by the Commission, in order that the AEC can proceed quickly to "recall" nominations for the Tasmanian Branch Committee Members. This would enable (to the extent possible) lost ground to be made up in the election round for ARTIO as a whole, which is being conducted pursuant to your election decision of 14 September 2018.

As this prescribed information is doubtlessly lodged less than two months before the opening of nominations, I would also request that you allow a later date for lodgement of the subject prescribed information.

The contact officer for enquiries by the ROC and also by the AEC in the first instance should be directed to Mr Paul Ryan, National Industrial Relations Adviser, on 0415 331 031.

Yours sincerely

A handwritten signature in black ink, appearing to be 'Peter Anderson', with a long horizontal flourish extending to the right.

Peter Anderson
National Secretary/Treasurer

Encl: Prescribed Information and Returning Officer's Declaration of Results in E2018/194, Stage 1

Prescribed Information for elections by the Australian Road Transport Industrial Organization (ARTIO)

I, Peter Anderson, National Secretary/Treasurer of ARTIO state that the information is lodged under section 189 of the Fair Work (Registered Organisations) Act 2009 and that I am the person authorised to make the statement.

ARTIO hereby lodges prescribed information in respect of elections to be conducted by the Australian Electoral Commission.

Offices and voting system

Tasmanian Branch

- Branch Committee Members (6) – direct voting system election

Reason for election – insufficient nominations at scheduled branch election

The reason for the election is that no nominations were received by the deadline for the close of nominations for the scheduled branch election (which was by 12.00 midday on 24 October 2018). Attached hereto is the declaration from the AEC Returning Officer stating that no nominations were received for the subject branch offices.

Electorate

The voting electorate of the branch committee members (6) is by direct voting system of all financial members of the Tasmanian Branch.

Nominations open and close

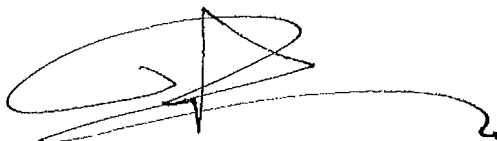
The dates for the opening and closing of nominations is to be determined by the Returning Officer having regard to the rules of the organisation. As the rules are silent as to the minimum period in which to close nominations, the date for nominations to open and close is to be as soon as practicable from the date of this notice.

Roll of voters to be closed

The rules provide that *“The roll of voters for any ballot shall close seven days before the day on which nominations for the election open”* – per rule 30(8) and branch rule 12(7).

Pending Rule Alterations

The organisation and branch have no outstanding rule alterations pending with the Fair Work Commission at the present time.



Peter Anderson
Secretary/Treasurer
30 October 2018

Australian Road Transport Industrial Organization (ARTIO)

DECLARATION OF RESULTS - E2018/194 Uncontested Offices

Scheduled Election

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 are:

Victorian Branch

Branch Committee Members (6)

Candidates

DUNN, Cameron James

JONES, Darren

HOPLEY, Brendan

EASTICK, Andrew

ANDERSON, Peter

FORSYTH, Bruce

New South Wales Branch

Branch Committee Members (6)

Candidates

LEWIS, Linda

WEST, John

MCMASTER, Hugh

MURPHY, Cameron

D'APICE, Laurie

MCCORMACK, Norm

Queensland Branch

Branch Committee Members (6)

Candidates

MAHON, Gary Leonard

SIMON, David

RUSSELL, Julie

ALMOND, Benjamin Price

MAHON, Michael James

Tasmanian Branch

Branch Committee Members (6)

Candidates

No Nominations Received

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



Ann Dougan
Returning Officer
Australian Electoral Commission
29 October 2018