

11 April 2022

Post-election report

Australian Trainers' Association
Scheduled election
E2021/57

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Election(s) Covered in this Report

Organisation: Australian Trainers' Association
Election: Scheduled
Election Decision No/s: E2021/57

Rules

Rules used for the election: Yes

Rules difficult to apply/interpret: No

Model Rule reference (if any): N/A

For more details see the Model Rules on the AEC website: www.aec.gov.au/ieb/

Roll of Voters

Based on an analysis of the register of members the Returning Officer has formed the opinion that the:

- There were no concerns in the construction of the Roll of Voters
- There are no concerns in the data provided by the organisation

Irregularities

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

Other irregularities identified, and action taken:

Other Matters

Returning Officer actions required (Section 193): Yes

Details:

- Rules regarding the timetable of the election were set aside as the AEC held concerns that the coronavirus pandemic may impact on the ability for stakeholders to fully participate in the election. A timetable for the conduct of the ballot which varied from the rules was set when the AEC was satisfied that stakeholders would be able to fully participate.
- Rules requiring an in-person ballot were set aside as the AEC held concerns that the coronavirus pandemic would impact on the ability for all stakeholders to attend. Instead the ballot was conducted via post.
- Rules specifying the method of lodgement of nominations were set aside as the AEC held concerns that the coronavirus pandemic would impact on the ability for potential candidates to nominate. Instead nominations were received electronically, via email/the AEC's portal.
- **Application of s.193 of the Act is required to allow for the withdrawal of Nominations prior to the close of nominations.**

Signed

Emma Di
Returning Officer
Australian Electoral Commission
11 April 2022

Attachments

- A. Declaration of results for Uncontested Offices – Stage 1
- B. Declaration of Results for Contested Offices – Stage 1
- C. Declaration of Results for Uncontested Offices – Stage 2 & 3

Australian Trainers' Association
DECLARATION OF RESULTS - E2021/57
Stage 2 & Stage 3
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:

Federal

President (1)

Candidates

GRIFFITHS Robbie

Vice-President (2)

Candidates

DUFF Pat

JOLLY Richard

South Australia Branch Committee

President (1)

Candidates

SEARLE Gary

Vice-President (1)

Candidates

BIEG Chris

Secretary (1)

Candidates

JOLLY Richard

Victoria Branch Committee

President (1)

Candidates

GRIFFITHS Robbie

Vice-President (1)

Candidates

CORSTENS Troy

Secretary (1)

Candidates

CAREY Pat

Western Australia Branch Committee

President (1)

Candidates

WEBSTER Colin

Vice-President (1)

Candidates

No Nominations Received

Secretary (1)

Candidates

No Nominations Received

Tasmania Branch Committee

President (1)

Candidates

No Nominations Received

Vice-President (1)

Candidates

No Nominations Received

Secretary (1)

Candidates

No Nominations Received

Queensland Branch Committee

President (1)

Candidates

DUFF Patrick

Vice-President (1)

Candidates

MURDOCH James

Secretary (1)

Candidates

ROSS Leslie

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

Emma Di
Returning Officer
Email: IEEvents@aec.gov.au
24/03/2022

Australian Trainers' Association
DECLARATION OF RESULTS - E2021/57 - Stage 1
Contested 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:

Victoria Branch

VOTING MATERIAL ISSUED	
Total number of people on the roll of voters (a)	341
Number of voters issued with voting material	341
Total number of voters issued with replacement voting material	0
Total number of voting material packs issued	341
VOTING MATERIAL RETURNED	
Total number of envelopes returned for scrutiny by closing date of ballot (b)	92
Number of declaration envelopes rejected at preliminary scrutiny (minus)	2
Number of ballot papers returned outside declaration envelopes (minus)	0
COUNT	
Total ballot papers admitted to the count	90
LATE OR UNRETURNED VOTING MATERIAL	
Voting material returned as unclaimed mail by closing date of ballot	1
Voting material packs not returned by voters by closing date of the ballot	248
Percentage of voting material packs returned by voters to number of people on the roll of voters (b/a)	27 %

Committee Members (5)

Candidates	Final Votes
KENT, Michael	60
FLIEDNER, Shane	51
BOWMAN, Daniel	55
NOONAN, Tony	70
CORSTENS, Troy	63
O'SULLIVAN, Dan	71

Total ballot papers admitted for this office	90
Formal Ballot papers	74
Informal Ballot papers	16

I declare the following elected:

	Order Elected
• O'SULLIVAN, Dan	1
• NOONAN, Tony	2
• CORSTENS, Troy	3
• KENT, Michael	4
• BOWMAN, Daniel	5

Ann Dougan
Returning Officer
Telephone: 03 9285 7177
Email: IEBevents@aec.gov.au
31/01/2022



Australian Trainers' Association
DECLARATION OF RESULTS - E2021/57 - Stage 1
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:

South Australia Branch

Executive Officer (1)

Candidates

SEARLE Gary

Committee Members (5)

Candidates

BALFOUR Ryan

BIEG Chris

CLARKEN Daniel

RICHARDS Gordon

THEODORE Stephen

Victoria Branch

Executive Officer (1)

Candidates

CAREY Pat

Western Australia Branch

Executive Officer (1)

Candidates

No Nominations Received

Committee Members (5)

Candidates

WEBSTER Colin Harvey

Tasmania Branch

Executive Officer (1)

Candidates

No Nominations Received

Committee Members (5)

Candidates

DALCO Marion

FULTON Alana

SHAW Stephen

THOMPSON Cameron

Queensland Branch

Executive Officer (1)

Candidates

No Nominations Received

Committee Members (5)

Candidates

KEMP Kevin

MURDOCH Jim

ROSS Les

SCHWEIDA Kelly

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
Telephone: 03 9285 7177
Email: IEBevents@aec.gov.au
13/12/2021





DECISION

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

Australian Trainers' Association (E2021/57)

MR STEENSON

SYDNEY, 13 APRIL 2021

Arrangement for conduct of election.

[1] On 25 March 2021 the Australian Trainers' Association (the organisation) lodged with the Registered Organisations Commission (the Commission) prescribed information for an election to fill the following offices:

Federal

President	(1)
Vice President	(2)
Executive Officers	(5)
- One from each State (except NSW)	

State Branches

South Australia

Committee Members	(5)
-------------------	-----

President	(1)
Vice President	(1)
Secretary	(1)

Victoria

Committee Members	(5)
-------------------	-----

President	(1)
Vice President	(1)
Secretary	(1)

Western Australia

Committee Members	(5)
-------------------	-----

President	(1)
Vice President	(1)

Secretary	(1)
<i>Tasmania</i>	
Committee Members	(5)
President	(1)
Vice President	(1)
Secretary	(1)
<i>Queensland</i>	
Committee Members	(5)
President	(1)
Vice President	(1)
Secretary	(1)

[2] Rule 9(a) of the organisation's rules, which concerns the Federal Executive Officers of the organisation, provides that:

The Executive shall consist of two members from each of the States of New South Wales, Queensland, South Australia, Victoria and Western Australia. The Annual General Meeting shall at any time have power to increase the size of the executive by the addition of two members from the State of Tasmania and/or two members from the Northern Territory

[3] That rule also provides that the term of office of Executive Officers is two years and that the Executive members from each State are elected in alternate years, one in even-numbered years and the other in odd-numbered years. The last odd-numbered year Executive Officers were the subject of election decision **E2019/52**.

[4] Rule 12 of the organisation's rules also requires that "candidates for the Executive must be members of Branch Committees". The organisation's Annual Return of Information, lodged with the Commission on 25 March 2021 indicates that there is currently no NSW Branch and that the current Branches of the organisation are: Queensland, South Australia, Tasmania, Victoria and Western Australia.

[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 COMMISSIONER

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FEDERAL BRANCH

ABN: 86 182 142 206

400 Epsom Road
FLEMINGTON VIC 3031

Phone: (03) 9372 1688

Facsimile: (03) 9372 1699

Email: ata@austrainers.com.au

Website: www.austrainers.com.au

Subsidiary Entity:



25 March 2021

Registered Organisations Commission
GPO Box 2983
MELBOURNE VIC 3001

Via Email : regorgs@roc.gov.au

RE: Australian Trainers' Association

Notification of Elections

I, Robbie Griffiths, President of the Australian Trainers' Association (ATA), make the following statement.

I am authorised to lodge the following prescribed information concerning forthcoming elections in the branches of the ATA.

I confirm the following information is being lodged as required under the *Fair Work (Registered Organisations) Act 2009 (s.189)*.

Yours faithfully,

A handwritten signature in blue ink, appearing to read 'Robbie Griffiths', with a long horizontal line extending to the right.

ROBBIE GRIFFITHS
President

Elections required under the rules of the organisation

Elections are required in respect of the following office(s).

<u>Federal</u>	Date Commence	Date Close
i) President	29/10/2021	29/10/2021
ii) Vice Presidents (2)	29/10/2021	29/10/2021
iii) 5 Executive Officers *	26/07/2021	06/08/2021

* One (1) from each State except NSW

State Branches

South Australia

i) President	21/09/2021	21/09/2021
ii) Vice President	21/09/2021	21/09/2021
iii) Secretary	21/09/2021	21/09/2021
iv) 5 members of Committee	26/07/2021	06/08/2021

Victoria

i) President	27/09/2021	27/09/2021
ii) Vice President	27/09/2021	27/09/2021
iii) Secretary	27/09/2021	27/09/2021
v) 5 Members of Committee	26/07/2021	06/08/2021

Western Australia

i) President	17/09/2021	17/09/2021
ii) Vice President	17/09/2021	17/09/2021
iii) Secretary	17/09/2021	17/09/2021
vi) 5 Members of Committee	26/07/2021	06/08/2021

Tasmania

i) President	06/10/2021	06/10/2021
ii) Vice President	06/10/2021	06/10/2021
iii) Secretary	06/10/2021	06/10/2021
vii) 5 Members of Committee	26/07/2021	06/08/2021

New South Wales

No elections required

Queensland

i)	President	06/10/2021	06/10/2021
ii)	Vice President	06/10/2021	06/10/2021
iii)	Secretary	06/10/2021	06/10/2021
viii)	5 Members of Committee	26/07/2021	06/08/2021

- a) The reason for all the elections being held are due to the expiration of the term of office.
- b) The electorate for these elections consists of the financial members of this Association (ATA) in the relevant state in which they reside.
- c) The voting system to be used in these elections is

Federal

President and Vice Presidents (2): collegiate
Executive – Direct Voting System

State Branches

Branch Committee members – Direct Voting System
President, Vice President and Secretary – Collegiate

- d) The day provided for in the rules of the organisation as the day on which the roll of voters is to be closed, is as follows :

Federal

President and Vice Presidents (2): 7 days before the day on which nominations open per rule 12(d)
Executive - to be determined by the Returning officer

State Branches

Branch Committee members – 7 days before the day on which nominations open per rule 34(d)
President, Vice President and Secretary – to be determined by the Returning officer