

PR967253

*Workplace Relations Act 1996*  
s.189 of Schedule 1B - arrangement for conduct of an election

**Civil Contractors Federation**

(E2005/224)

N. WILSON  
INDUSTRIAL REGISTRAR

MELBOURNE, 5 JANUARY 2006

*Arrangement for conduct of election.*

**DECISION**

[1] On 23 December 2005 and 4 January 2006, the Northern Territory Branch of the abovementioned organisation lodged in the Industrial Registry the prescribed information in relation to an election to fill a vacancy, for the remainder of the term of office, in the following office:

Branch Executive Director

[2] I am satisfied that an election for the abovementioned office is required to be held under the rules of the organisation and, under subsection 189(3) of Schedule 1B of the Workplace Relations Act 1996, I am making arrangements for the conduct of the election by the Australian Electoral Commission.





## **CIVIL CONTRACTORS FEDERATION**

### **Northern Territory Branch**

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Facsimile: (08) 8941 0069  
Website: [www.civilcontractors.com](http://www.civilcontractors.com)

29 December, 2005

The Industrial Registrar  
Australian Industrial Registry  
Principal Registry  
Nauru House  
80 Collins Street  
MELBOURNE VIC 3000

Dear Industrial Registrar,

**RE: LODGEMENT OF PRESCRIBED INFORMATION IN RELATION  
TO AN ELECTION FOR OFFICE IN AN ORGANISATION.**

The Civil Contractors Federation – Northern Territory Branch (“CCFNT”) is a duly accredited Branch of the Civil Contractors Federation, an organisation registered pursuant to Schedule 1B [the Registration and Accountability of Organisations provisions] of the *Workplace Relations Act 1996* (“the Act”).

As a Branch of an organisation, CCFNT is obliged by Schedule 1B of the Act and/or the rules, made or in force pursuant to Chapter 5 of Schedule 1B of the Act and known as the *Constitution and Rules of the Civil Contractors Federation* (“the CCF Rules”), to hold elections for the appointment of the position of Executive Director [Rule 46].

In accordance with Section 182 of Schedule 1B of the Act, each election for an office in an organisation, or a branch of an organisation, must be conducted by the Australian Electoral Commission (“AEC”).

Pursuant to Section 189 of Schedule 1B of the Act, an organisation or branch of an organisation must lodge in the Industrial Registry the prescribed information in relation to an election that is to be conducted by the AEC.

Proud Sponsors of CCF :



**Miller & Associates**

Accordingly, we hereby lodge in the Industrial Registry, the “*prescribed information*” specified in Regulation 138 of the *Workplace Relations (Registration and Accountability of Organisations) Regulations* in relation to the pending election:

**Prescribed information:**

(a) *the name of each office or position for which an election is required;*

(i) Executive Director (1) [Rule 46A(a)]

(b) *the reason for the election is that:*

The resignation of Mr Martin Blandy from the position of Executive Director of the Northern Territory Branch of the CCF, effective 20 October 2005.

(c) *if more than one of the offices or positions for which an election is required has the same name, and the number of offices or positions can, under the rules of the relevant organisation or branch, be determined before the prescribed day - the number of those offices or positions;*

Only one position is the subject of this election.

(d) *if the electorate comprises only members of a branch, section or other division of an organisation - the name of the branch, section or division;*

The electorate comprises only members of the Civil Contractors Federation – Northern Territory Branch.

(e) *the date and time of the beginning and end of the period in which nominations of candidates will be called for or may be made under the rules of the organisation or branch in relation to the election;*

(i) The earliest time for calling for nominations following a casual vacancy is in the notice calling the next

meeting on the Branch Committee following the creation of such vacancy [Rule 29(a)].

NB. In this instance a special meeting of the Branch Committee of Management will be called for the 11 January, 2006 in order provide nominations for the Executive Director vacancy. Nominations will be called in the notice issued on or before the 6 January, 2006.

- (ii) In the event that only one nomination is received for the casual vacancy, the Chairman of this special Committee meeting will declare the person nominated elected unopposed.
- (iii) If more than one nomination is received, an election will be taken by secret ballot of Branch Committee Members in accordance with Rule 28. [Rule 29(a) and (b) and Rule 46(A)].
- (iv) In the event of circumstances under e(iii) above, the closing date for the receipt of returned ballot papers shall be not later than 4.00pm on the seventh day prior to the next regular Branch Committee meeting [Rule 29(c)].

NB. The date fixed for the next regular Branch Committee meeting is the 25 January, 2006. However, given the processes for nomination and election against casual vacancies as provided for under Rule 29, and the requirement for 21 days advance distribution of ballot papers under Rule 28(c)(iv), the following regular Branch Committee meeting of 23 February 2006 is the relevant basis for determining returned ballot closing dates. Therefore, the closing date for ballot papers is 4.00pm on the 16 February, 2006.

- (f) *the day provided for in the rules of the organisation as the day on which the roll of voters is to be closed;*

The roll of voters for any ballot shall close 7 days before the day on which nominations for the election open [Rule 27A].

NB. The roll of voters for the nomination of candidates for the vacancy will be NT Branch Committee of Management as in force on the 30 December, 2005. Committee members will be advised that the rolls are to be effectively closed on that date.

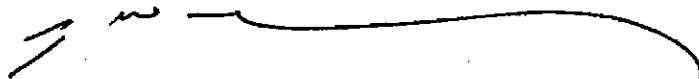
- (g) *the kind of voting system to be used in the conduct of the election is:*

A preferential voting system [see Rule 46(e)(iii) read in conjunction with Rule 28(c)(iv)]

Would you kindly make the necessary arrangements for the conduct of the potential election by the AEC, should the circumstances of e(iii) above arise. This would require distribution of ballot papers to Branch Committee of Management members on or before 2 February, 2006.

It should be noted that under Rule 29(a) initial nominations for the casual vacancy will be called by the Branch A/Executive Director and processed in accordance with the provisions outlined in e(i) and (ii) above.

Yours faithfully,



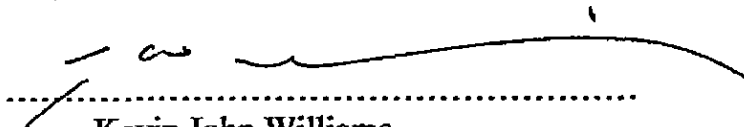
Kevin Williams  
A/EXECUTIVE DIRECTOR

**Statement pursuant to subsection 189(2) of Schedule 1B of the *Workplace Relations Act 1996*.**

I, Kevin John Williams being an officer of the Civil Contractors Federation – Northern Territory Branch and currently occupying the position of Secretary and Executive Director pursuant to Rule 46A(e) of the *Constitution and Rules of the Civil Contractors Federation*, hereby certify that the above information is lodged under subsection 189(1) of Schedule 1B of the *Workplace Relations Act 1996*.

I further certify that I am authorised to sign this statement as the acting Secretary of the Branch.

Signed:



Kevin John Williams

A/Secretary

Civil Contractors Federation – Northern Territory Branch

29 December, 2005

# **Australian Electoral Commission/AEC**

Workplace Relations Act 1996 – Schedule 1B

## **RETURNING OFFICER - POST ELECTION REPORT**

**Client:** Civil Contractors Federation – Northern Territory Branch

**Contact details:** Kevin Williams  
Branch Executive Director  
Civil Contractors Federation  
PO Box 36519  
Winnellie NT 0821

**Email:** ccfnt@civilcontractors.com  
**Tel:** (08) 8941 0690

**AIR contact officer:** Larry Powell

**Email:** industrial.elections@air.gov.au  
**Tel:** (03) 8661 7993

### **ELECTIONS COVERED IN THIS REPORT**

**Election Decision No/s:** E2005/224

**Election:** Casual Vacancy: Branch Executive Director

**Returning Officer:** Greg Hibble

### **RULES**

**Rules used for elections Rule ID:** [267V: Incorporates alterations of 05/07/2004]  
[R2004/345]

**Rules re eligibility to vote:** 6; 28; 46(e)(ii); 46A(a)

**Rules difficult to apply/interpret:** Nil

**Model Rule reference (if any):** Nil

**Legal precedents considered:** Nil

**Action taken under section 193 of RAO** Nil

**Schedule:**

### **ROLL OF VOTERS**

As a Ballot was not required, therefore the Roll of Voters was not requested.

### **ALLEGATIONS OF IRREGULARITIES RECEIVED**

There were no written complaints or allegations of irregularities.

### **ATTACHMENT**

**A)** Declaration of Results

Greg Hibble  
Returning Officer

28 February 2006

**Civil Contractors Federation  
Northern Territory Branch**

**DECLARATION OF RESULTS**

Results of the election for the following office conducted in accordance with the provisions of the Workplace Relations Act 1996 and the rules of the organisation.

E2005/224

**Branch Executive Director (1)**

**Candidate**

WILLIAMS, Kevin John

I declare Kevin John Williams elected.

Greg Hibble  
Returning Officer  
Australian Electoral Commission

13 February 2006



**Australian Electoral Commission**  
GPO Box 21  
DARWIN NT 0801

**Australian Electoral Commission**  
Level 7, TCG Centre  
80 Mitchell Street  
DARWIN NT 0800

**Reference:** D2006/1

**Contact:** Greg Hibble  
**Phone:** 08 8982 8013  
**Facsimile:** 08 8981 7964  
**E-mail:** greg.hibble@aec.gov.au

Kevin Williams  
Executive Director  
Civil Contractors Federation  
PO Box 36519  
WINNELLIE NT 0821

Dear Kevin

**Civil Contractors Federation - NT Branch**  
**E2005/224**

My declaration of the above election is attached. The election is now complete.

Yours sincerely

Greg Hibble  
Returning Officer

13 February 2006

cc All Candidates