

## Workplace Relations Act 1996 – Schedule 1B

### RETURNING OFFICER - POST ELECTION REPORT

<u>Client:</u>	Civil Contractors Federation		
<u>Contact details:</u>	Adrian Granger Executive Director Civil Contractors Federation PO Box 268 Rosny Park TAS 7018	<u>Email:</u>	ccftas@civilcontractors.com
		<u>Tel:</u>	(03) 6244 6744
<u>AIR contact officer:</u>	Larry Powell	<u>Email:</u>	industrial.elections@air.gov.au

#### ELECTIONS COVERED IN THIS REPORT

<u>Election Decision No/s:</u>	(E2005/144)
<u>Election:</u>	Tasmanian Branch positions
<u>Returning Officer:</u>	Ron Mann

#### RULES

<u>Rules used for elections Rule ID:</u>	[267V: Incorporates alterations of 05/07/2004] [R2004/345]
<u>Rule/s re eligibility to vote:</u>	6, 46
<u>Rules difficult to apply/interpret:</u>	<b>28(c)(iv)(i) &amp; 28(c)(viii)(b)</b> There is an inconsistency with these rules in that 28(c)(iv)(i) says to place the figures 1,2,3,4 etc against the name of each and every candidate otherwise the ballot paper will be informal while 28(c)(viii)(b) says a vote shall be informal if a voter votes for a greater or lesser number of candidates than the number of offices to be filled. <b>46(e)(iii) &amp; 46(e)(x)</b> There is an inconsistency with these rules in that 46(e)(iii) indicates that a preferential system will be used based on rule 28(c)(iv) however 46(e)(x) says the candidate/s with the highest number of votes shall be deemed to be the successful candidate/s which could refer to a first past the post system. <b>28(c)(iv)(iii)(a)</b> It would be extremely difficult to apply this rule, and meet the election timetable, to exclude a candidate where the least number of votes was received by two or more candidates, as the rule requires another postal ballot to be conducted to determine which of the candidates is eliminated. After this step the original count would resume to determine who was elected.
<u>Model Rule reference (if any):</u>	

#### ROLL OF VOTERS

As a Ballot was not required, therefore a Roll of Voters is not requested
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#### ALLEGATIONS OF IRREGULARITIES RECEIVED

There were no written complaints or allegations of irregularities
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**OTHER MATTERS**

For recall of nominations no nominations were received

**ATTACHMENTS**

- A Declaration of Results for Uncontested Offices
- B Declaration of Results for Uncontested Offices (Recall)

Ron Mann  
Returning Officer  
21 September 2005

**Civil Contractors Federation  
Tasmanian Branch Recall Elections 2005**

**DECLARATION OF RESULTS FOR UNCONTESTED OFFICES**

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

E2005/144

**Tasmanian Branch**

**Branch Committee Member (2)**

No nominations were received

Ron Mann  
Returning Officer  
21 September 2005

# Civil Contractors Federation Tasmanian Branch Elections E2005/144

## DECLARATION OF RESULTS FOR UNCONTESTED OFFICES

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

### Tasmanian Branch

#### Branch President

Candidate

DWYER, Patrick Colin

#### Branch Vice-President

Candidate

SIDNEY, Phil

#### Branch Treasurer

Candidate

GEEVES, Stewart

#### Branch Committee Member (11)

Candidates

BATCHELOR, Robert John

COOK, Tony

CUBIT, Ross

DAHLENBURG, Stuart John

GOOD, Tony

KELLY, Peter

MASLIN, Hugh

TRELOAR, John

YOUNG, Gavin

No further nominations were accepted

#### National Councillor (2)

Candidates

DWYER, Patrick Colin

MASLIN, Hugh

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

Ron Mann  
Returning Officer

15 August 2005

PR960291

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

**Civil Contractors Federation**  
(E2005/144)

T. NASSIOS  
DEPUTY INDUSTRIAL REGISTRAR

MELBOURNE, 18 JULY 2005

*Arrangement for conduct of election.*

**DECISION**

[1] On 15 July 2005, the Tasmanian Branch of the abovementioned organisation lodged in the Industrial Registry the prescribed information in relation to an election for the following offices:

Branch President  
Branch Vice-President  
Branch Treasurer  
Branch Committee Members (11)  
National Councillors (2)

[2] I am satisfied that an election for the abovementioned offices 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

TASMANIAN BRANCH:  
PO Box 268 Rosny Park, Tasmania 7018  
Telephone: (03) 6244 67 44. Facsimile: (03) 6244 67 55 Mob: 0419 120 059  
Email: [ccf@civilcontractors.com](mailto:ccf@civilcontractors.com)

Phone: 62 14 02 11

## ***FACSIMILE***

**DATE: 27 June 2005**

**TO: Deputy Industrial Registrar**

**Facsimile Number: 6214 0202**

**ATTENTION: Sacha**

**FROM: Adrian Granger**

**SUBJECT: CCF Elections**

**PAGES INCLUDING COVER SHEET: 3**

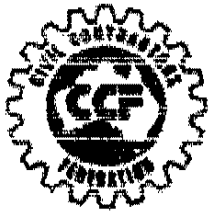
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Sacha

Please find attached letter applying for elections for CCF Tasmanian Branch as discussed. It would be desirable for the elections to be completed before our 2005 Annual General Meeting which is scheduled for 16 September 2005.

Regards

**ADRIAN GRANGER**  
**EXECUTIVE DIRECTOR**



# CIVIL CONTRACTORS FEDERATION

**TASMANIAN BRANCH:**  
PO Box 268 Rosny Park, Tasmania 7018  
Telephone: (03) 6244 67 44, Facsimile: (03) 6244 67 55 Mob: 0419 120 059  
Email: [cgftas@civilcontractors.com](mailto:cgftas@civilcontractors.com)

27 June 2005

Mr Ian McLeod  
Deputy Industrial Registrar  
Australian Industrial Registry  
GPO Box 1232m  
HOBART TAS 7001

Dear Mr McLeod

Application is hereby made pursuant to Section 189 of the Schedule 1B of the Workplace Relations Act 1996 to have an election conducted by the Australian Electoral Commission for the election of officers of the Tasmanian Branch of the Civil Contractors Federation.

- The name of each office for which an election is required is:
  - Branch President
  - Branch Vice President
  - Branch Treasurer
  - Branch Committee Members (11)
  - National Councillors (2)
- The reason for the election being that the term of office will expire on the 16 September 2005.
- The electorate comprises:

Rule 28A (d) "If only the required number of nominations to fill any office or offices is received, the Returning Officer shall by notice addressed to the Tasmanian Branch Executive Director forthwith declare the person or persons so nominated elected unopposed."

Rule 28A (e) "If more than the number of nominations required to fill any office received an election shall be taken by secret ballot of all members of the Branch as herein after provided."

- The date and time of the commencement and expiration of the period during which nominations of candidates will be called for or may be made under the rules of the Branch in respect of the election is:

Rule 45A (a) "The Annual General Meeting of the members of each Branch of the Federation shall be held during the month of August or September within 13 months of the previous Branch Annual General Meeting at such times and places as may be determined by the Branch Committee of Management."

- The last Branch Annual General Meeting was held on Friday, 27 August, 2004.
- The voting system to be employed in the conduct of the election being a direct voting system.

Statement under Regulation 61 (2):

I Hugh Maslin, hereby state that the information given above is being lodged as 'prescribed information' in accordance with subsection 214(2) of the Act.

Yours faithfully



HUGH MASLIN

**PRESIDENT**