

# Club Managers Association, Australia Federal Councillors & Executive Members

## DECLARATION OF RESULTS FOR UNCONTESTED AND CONTESTED OFFICES

Results of the election for the following offices conducted in accordance with the provisions of the Fair Work (Registered Organisations) Act 2009

E2012/376

### Club Manager's Association of Australia

Total number of persons on the roll of voters	1659
Ballot papers issued	1659
Duplicate ballot papers issued	6
<b>TOTAL BALLOT PAPERS ISSUED</b>	<b>1665</b>
Ballot papers / envelopes returned for scrutiny	514
Less ballot papers / envelopes rejected at preliminary scrutiny	18
<b>TOTAL BALLOT PAPERS ADMITTED TO SCRUTINY</b>	<b>496</b>
Percentage of ballot papers returned to number issued	30%
Ballot papers returned as unclaimed mail	27
Ballot papers not returned	1118

### Executive Member (5)

<u>Candidates</u>	<u>Votes</u>
CLEGG, William Steele	305
HISCOX, David	167
BAYSSARI, Joseph	171
PETER, Allan	278
WALKER, Luke	200
O'SULLIVAN, Michael	230
KIRKHAM, Douglas	152
SHELTON, Pamela	120
TODD, Ian Robert	157
BELEVSKI, Boris	160
CONDREN, Steve	222
TURNBULL, John	216
Formal ballot papers	488
Informal ballot papers	8

I declare William Steele Clegg, Steve Condren, Michael O'Sullivan, Allan Peter and John Turnbull elected.

### Division A - City/Eastern Suburbs Zone and Manly/Northern Suburbs Zone Federal Councillor

#### Candidate

POZZATO, Carl

I declare Carl Pozzato elected.

### Division B - St. George/Cronulla Sutherland Zone and Inner West Zone Federal Councillor

#### Candidates

No nomination was received

No candidates elected.

## **Division C - Nepean Zone**

### **Federal Councillor**

#### Candidate

WIEZEL, Michael

I declare Michael Wiezel elected.

## **Division D – Hunter Zone, Central Coast Zone and Great Lakes Zone**

### **Federal Councillor**

#### Candidate

BYFIELD, Stephen

I declare Stephen Byfield elected.

## **Division E – Far North Coast Zone, North West State Zone, Mid State Zone and Mid North Coast Zone**

### **Federal Councillor**

#### Candidate

WHEATON, Phil

I declare Phil Wheaton elected.

## **Division F – Illawarra Shoalhaven Zone and Far South Coast Zone**

### **Federal Councillor**

#### Candidate

HISCOX, David

I declare David Hiscox elected.

## **Division G – Gold Coast Zone, Brisbane Zone, Ipswich Darling Downs Zone, Sunshine Coast Zone and the Central and Northern Queensland Zone**

### **Federal Councillor**

#### Candidate

MOFFATT, Wayne

I declare Wayne Moffatt elected.

## **Division H – Victoria Zone, Riverina Murray Zone and the ACT Zone**

Total number of persons on the roll of voters	169
Ballot papers issued	169
Duplicate ballot papers issued	0
<b>TOTAL BALLOT PAPERS ISSUED</b>	<b>169</b>
Ballot papers / envelopes returned for scrutiny	50
Less ballot papers / envelopes rejected at preliminary scrutiny	0
<b>TOTAL BALLOT PAPERS ADMITTED TO SCRUTINY</b>	<b>50</b>
Percentage of ballot papers returned to number issued	30%
Ballot papers returned as unclaimed mail	0
Ballot papers not returned	119

**Federal Councillor**

<u>Candidates</u>	<u>Votes</u>
BYRNE, Christopher	18
DUFFY, Grant	32
Total votes	50
Formal ballot papers	50
Informal ballot papers	0

I declare Grant Duffy elected.

*K. Montgomery*

Kathryn Montgomery  
Returning Officer  
Australian Electoral Commission  
3 April 2013





**Fair Work (Registered Organisations) Act 2009**

**POST ELECTION REPORT**

**Client:** Club Managers Association Australia

**Contact details:** Ralph Kober  
Executive Officer  
Club Managers Association  
Australia  
Locked Bag 4317  
SYDNEY OLYMPIC PARK  
NSW 2127

**Email:** ralph@cmaa.asn.au  
**Tel:** 02 9746 4199

**AIR contact officer:** David Vale

**Email:** Industrial.elections@fwc.gov.au

**ELECTIONS COVERED IN THIS REPORT**

Election Decision No/s: E2012/376

**RULES**

Rules used for elections Rule ID: [108N: Incorporates alterations of 20/12/2006 in matter R2006/387]

Rules difficult to apply/interpret: N/A

**ROLL OF VOTERS**

Number of voters on Roll 1659

**ALLEGATIONS OF IRREGULARITIES RECEIVED**

Details of written allegations of irregularities, and action taken by AEC: None

Other irregularities identified, and action taken: None

**ATTACHMENTS**

Declaration of Result

Kathryn Montgomery  
Returning Officer  
15 April 2013



[www.aec.gov.au](http://www.aec.gov.au)

PO Box 496  
HAYMARKET NSW 1239

**Reference:**

Mr Allan Peter  
Federal Secretary  
Club Managers' Association of Australia  
Locked Bag 4317  
SYDNEY OLYMPIC PARK NSW 2127

By Email : [cmaa@cmaa.asn.au](mailto:cmaa@cmaa.asn.au)  
Also Attention : Ralph Kober – Executive Officer - [ralph@cmaa.asn.au](mailto:ralph@cmaa.asn.au)

Dear Mr Peter,

**Scheduled Election E2012/376  
Election of Federal Executive Members (5)  
and Federal Councillors (8)**

I refer to the above election for your organisation.

Section 197(1) of the Fair Work (Registered Organisations) Act 2009 requires the AEC to provide a written report on the conduct of the election to FWA and to the organisation or branch for whom the election was conducted. A copy of the report in relation to this election is attached.

Section 198 of the Act requires that if an organisation or branch is given a post-election report under section 197 that identifies a rule that was difficult to interpret or apply, the organisation or branch must, within 30 days, give a written response to the AEC on that aspect of the report. The response must specify whether the organisation or branch intends to take any action in relation to the rule, and if so, what action it intends to take.

If the attached Report identifies a rule that was difficult to interpret or apply, you should forward your response to the AEC by email to '[industrial.elections@aec.gov.au](mailto:industrial.elections@aec.gov.au)' within thirty days of the date of the report.

Section 198 and the regulations also require an organisation to make the post-election report and the organisation's response to the report (if applicable) available to members.

Further, Regulation 141(4) of the Fair Work (Registered Organisations) Regulations 2009 requires an organisation or branch to publish a notice on its web site advising members that a copy of the post-election report is available upon request. If a website is not available, publishing a notice in a journal or newsletter would be considered appropriate.

Please contact me if you wish to clarify any aspect of this report.

Yours sincerely

Kathryn Montgomery  
Returning Officer  
15 April 2013



**AEC**

**Australian Electoral Commission**

ABN 21 133 285 854

Level 10 / 59 Goulburn Street  
HAYMARKET NSW 1240

**Contact:** Kathryn Montgomery  
Phone: 02 9375 6375  
Facsimile: 02 9375 6336  
E-mail: [Kathryn.montgomery@aec.gov.au](mailto:Kathryn.montgomery@aec.gov.au)



# Fair Work Australia

25 October 2012

Mr Allan Peter  
Federal Secretary  
Club Managers' Association, Australia  
Locked Bag 4317  
Sydney Olympic Park NSW 2127

Dear Mr Peter

**Arrangements for the conduct of an Election - (E2012/376)**

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*, 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

A handwritten signature in black ink that reads 'David Vale'.

David Vale  
Fair Work Australia



FAIR WORK  
AUSTRALIA

## DECISION

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

**Club Managers' Association, Australia**  
(E2012/376)

LINTON DUFFIN

MELBOURNE, 25 OCTOBER 2012

*Arrangement for conduct of election.*

[1] On 27 September 2012 the Club Managers' Association, Australia lodged with Fair Work Australia prescribed information in relation to an election.

[2] On 23 October 2012 the abovenamed organisation lodged amended prescribed information in relation to an election for the following offices:

### Federal Council

Federal Executive Members (5)

Federal Councillors (8)

[3] 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 GENERAL MANAGER  
FAIR WORK AUSTRALIA

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## **MOLONEY, Carolyn**

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**From:** MOLONEY, Carolyn  
**Sent:** Thursday, 25 October 2012 11:03 AM  
**To:** 'Industrial Elections'  
**Subject:** E2012/376  
**Attachments:** CMAA E2012\_376\_SIGNED DECISION\_25102012.pdf; E2012\_376\_CMAA letter to AEC\_25102012.pdf

Dear AEC

Please find attached a copy of the Decision for the Club Managers' Association, Australia (CMAA) for its upcoming scheduled election (E2012/376).

Kind regards,

**CAROLYN MOLONEY**  
Assistant Adviser  
Regulatory Compliance Branch

**Fair Work Australia**  
Tel: 02 8374 6510  
Fax: 02 9380 6990  
[carolyn.moloney@fwa.gov.au](mailto:carolyn.moloney@fwa.gov.au)

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

[www.fwa.gov.au](http://www.fwa.gov.au)





FAIR WORK  
AUSTRALIA

25 October 2012

Electoral Commissioner Through  
Australian Electoral Officer ([industrial.elections@aec.gov.au](mailto:industrial.elections@aec.gov.au))

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

**E No 2012/376**

**RE: CLUB MANAGERS' ASSOCIATION, AUSTRALIA**

Positions:

See Decision

Relevant Information: Request made for election under s. 189 of the *Fair Work (Registered Organisations) Act 2009*.

Contact: Club Managers' Association, Australia  
Allan Peter, Federal Secretary

Phone: (02) 9643 2300

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](mailto:industrial.elections@fwa.gov.au)

Carolyn Moloney  
Fair Work Australia

**MOLONEY, Carolyn**

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**From:** MOLONEY, Carolyn  
**Sent:** Tuesday, 23 October 2012 3:44 PM  
**To:** 'Industrial Elections'  
**Subject:** E2012/376  
**Attachments:** CMAA E2012\_376 Amended PI lodged 23102012.pdf; 108N CMAA Club Managers Association (20-12-2006).pdf

Dear AEC

Please find attached amended prescribed information and a copy of the current rulebook of the Club Managers' Association, Australia, for its upcoming scheduled triennial election (E2012/376).

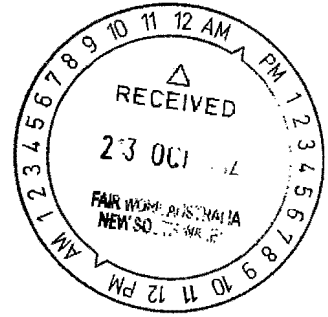
Kind regards,

**CAROLYN MOLONEY**  
Assistant Adviser  
Regulatory Compliance Branch

**Fair Work Australia**  
Tel: 02 8374 6510  
Fax: 02 9380 6990  
[carolyn.moloney@fwa.gov.au](mailto:carolyn.moloney@fwa.gov.au)

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

[www.fwa.gov.au](http://www.fwa.gov.au)



22 October 2012

Mr David Vale  
Fair Work Australia  
New South Wales Registry  
Level 8, 80 Williams Street  
EAST SYDNEY NSW 2001

Dear Mr Vale

**RE: Club Managers' Association Australia 2013 Election of Executive Members & Federal Councillors**

Thank you for your correspondence of 16 October 2012 where you requested that the earlier submitted written request for the conduct of an election (E2012/376) be amended to correctly reflect the relevant legislation.

The prescribed information has been amended and is enclosed for your decision.

Yours Sincerely

A handwritten signature in black ink, appearing to read 'Ralph Kober', written over a horizontal line.

Ralph Kober Executive Officer  
Club Managers' Association Australia



CLUB MANAGERS'  
ASSOCIATION  
AUSTRALIA

22 October 2012

Mr David Vale  
Fair Work Australia  
New South Wales Registry  
Level 8, 80 Williams Street  
EAST SYDNEY NSW 2001

Dear Mr Vale

**RE: Club Managers' Association Australia 2013 Election of Executive Members & Federal Councillors**

I enclose herewith Statement and Notice of Prescribed Information pursuant to Section 189(1) of the Fair Work (Registered Organisations) Act 2009.

The Association requests that a ballot be conducted by the Australian Electoral Commission and looks forward to your decision on the matter.

Should you have any queries, please do not hesitate to contact me.

Yours Sincerely

A handwritten signature in black ink, appearing to read 'Alan Peters', is written over a faint, larger version of the same signature.

Alan Peters  
Federal Secretary  
Club Managers' Association Australia

**Mail Correspondence:** Locked Bag 4317, Sydney Olympic Park NSW 2127  
Level 2, 1 Showground Road, Sydney Olympic Park NSW 2127  
**Phone:** (02) 9746 4199 | **Fax:** (02) 9746 5199  
**Email:** [cmaa@cmaa.asn.au](mailto:cmaa@cmaa.asn.au) | [training@cmaa.asn.au](mailto:training@cmaa.asn.au) | **Website:** [www.cmaa.asn.au](http://www.cmaa.asn.au)  
ABN: 99 607 400 758 | ACN: 062 961 782

The logo for Hostplus features a stylized 'H' composed of several black squares of varying sizes, arranged in a grid-like pattern.

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FAIR WORK (REGISTERED ORGANISATIONS) ACT 2009

**STATEMENT AND NOTICE OF PRESCRIBED INFORMATION PURSUANT TO S.189(1) OF THE FAIR WORK (REGISTERED ORGANISATIONS) ACT 2009.**

I Allan Peter of Level 2, 1 Showground Road Sydney Olympic Park, Homebush Bay in the State of New South Wales, state:

1. I am the Federal Secretary of the Club Managers' Association Australia (CMAA)
2. I am authorised to sign this Statement and to lodge the following prescribed information concerning forthcoming elections in the CMAA
3. I confirm that the following prescribed information is lodged under S.189(1) of the Fair Work Act (Registered Organisations) Act 2009.



.....  
Allan Peter  
Federal Secretary  
Club Managers' Association Australia

22.10.12  
.....  
Date

PRESCRIBED INFORMATION

(a) THE NAME AND NUMBERS OF EACH OFFICE OR POSITION

Executive Members (5)  
Federal Councillors (8)

(b) REASON FOR ELECTION

Elections for the above offices are due as the terms of office are due to expire in the normal course of events under the Rules of the CMAA

(c) ELECTORATE - IN RESPECT OF A DIVISION

A Federal Councillor is elected by members of the relevant Division for which the Federal Councillor is standing. The Divisions are (A) to (H) as set out in Rule 22(3) of the Rules of the CMAA.

(d) DATE OF THE COMMENCEMENT AND EXPIRATION OF THE NOMINATION PERIOD

Nominations open on Wednesday 16 January 2013 and close on Wednesday 6 February 2013.

(e) DAY ROLL OF VOTERS CLOSED

19 December 2012

(f) VOTING SYSTEM

Direct Voting System



FAIR WORK  
AUSTRALIA

16 October 2012

Mr Allan Peter  
Federal Secretary  
Club Managers' Association, Australia  
Locked Bag 4317  
Sydney Olympic Park NSW 2127

Dear Mr Peter

**Re: Arrangements for the conduct of an Election (E2012/376)**

I refer to the prescribed information dated 27 September 2012 which was lodged with Fair Work Australia (FWA) on 28 September 2012, for the conduct of an election for Executive Members and Federal Councillors of the Association.

The title of the prescribed information refers correctly to the *Fair Work (Registered Organisations) Act 2009*. However in the bold subtitle, it refers to "s.189(1) of the Fair Work (Registered Organisations) Regulations 2009 Schedule". Paragraph 3 of the declaration then refers to "Section 189(1) of the RAO Schedule", which was part of the former legislation, the *Workplace Relations Act 1996*.

Before an election can be conducted, FWA requires amended prescribed information to be lodged by an appropriate officer of the Association referring consistently to the relevant legislation, which is s.189(1) of the *Fair Work (Registered Organisations) Act 2009*. On receipt of the amended prescribed information, FWA will be able to issue a decision in relation to the above election.

If you have any questions or would like to discuss this matter, please do not hesitate to contact me on (02) 8374 6509.

Yours sincerely

David Vale  
Principal Adviser - Regulatory Compliance Branch, NSW  
Fair Work Australia

## HALL, James

---

**From:** HALL, James  
**Sent:** Thursday, 27 September 2012 3:14 PM  
**To:** 'Industrial Elections'  
**Subject:** E2012/376 - Application/Notification by Club Managers' Association, Australia (108N)  
**Attachments:** CMAA E2012\_376\_PI lodged 28092012.pdf; 108N CMAA Club Managers Association (20-12-2006).pdf

Dear AEC

Please find the prescribed information and a copy of the current rulebook for an upcoming election of Club Managers' Association, Australia (E2012/376).

Regards

**JAMES HALL**

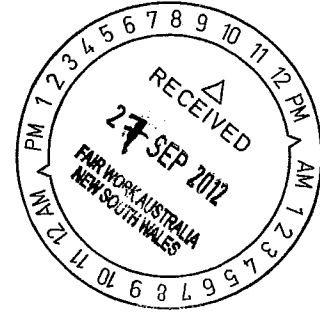
Advisor  
Regulatory Compliance Branch - NSW  
Fair Work Australia

Level 8  
Terrace Tower  
80 William Street  
East Sydney NSW 2011

Tel: 02 8374 6690  
Fax: 02 9380 6990  
Email: [james.hall@fwa.gov.au](mailto:james.hall@fwa.gov.au)



CLUB MANAGERS'  
ASSOCIATION  
AUSTRALIA



28 September 2012

Mr David Vale  
Fair Work Australia  
New South Wales Registry  
Level 8, 80 Williams Street  
EAST SYDNEY NSW 2001

Dear Mr Vale

**RE: Club Managers' Association Australia 2013 Election of Executive Members & Federal Councillors**

I enclose herewith Statement and Notice of Prescribed Information pursuant to Section 189(1) of the Fair Work (Registered Organisations) Regulations Schedule and Regulation 138 of the FWA Regulations.

The Association requests that a ballot be conducted by the Australian Electoral Commission and looks forward to your decision on the matter.

Should you have any queries, please do not hesitate to contact me.

Yours Sincerely

Allan Peter  
Federal Secretary  
Club Managers' Association Australia

**Mail Correspondence:** Locked Bag 4317, Sydney Olympic Park NSW 2127  
Level 2, 1 Showground Road, Sydney Olympic Park NSW 2127  
**Phone:** (02) 9746 4199 | **Fax:** (02) 9746 5199  
**Email:** [cmaa@cmaa.asn.au](mailto:cmaa@cmaa.asn.au) | [training@cmaa.asn.au](mailto:training@cmaa.asn.au) | **Website:** [www.cmaa.asn.au](http://www.cmaa.asn.au)  
ABN: 99 607 400 758 | ACN: 062 961 782



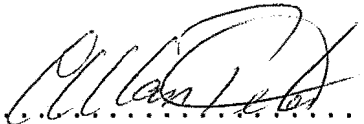


FAIR WORK (REGISTERED ORGANISATIONS) ACT 2009

STATEMENT AND NOTICE OF PRESCRIBED INFORMATION PURSUANT TO S.189(1) OF THE FAIR WORK (REGISTERED ORGANISATIONS) REGULATIONS 2009 SCHEDULE AND REGULATION 138 OF THE FAIR WORK (REGISTERED ORGANISATIONS) 2009 REGULATIONS

I Allan Peter of Level 2, 1 Showground Road Sydney Olympic Park, Homebush Bay in the State of New South Wales, state:

1. I am the Federal Secretary of the Club Managers' Association Australia (CMAA)
2. I am authorised to sign this Statement and to lodge the following prescribed information concerning forthcoming elections in the CMAA
3. I confirm that the following prescribed information is lodged under Section 189(1) of the RAO Schedule

  
.....  
Allan Peter  
Federal Secretary  
Club Managers' Association Australia

27-9-2012  
.....  
Date

PRESCRIBED INFORMATION

(a) THE NAME AND NUMBERS OF EACH OFFICE OR POSITION

Executive Members (5)  
Federal Councillors (8)

(b) REASON FOR ELECTION

Elections for the above offices are due as the terms of office are due to expire in the normal course of events under the Rules of the CMAA

(c) ELECTORATE - IN RESPECT OF A DIVISION

A Federal Councillor is elected by members of the relevant Division for which the Federal Councillor is standing. The Divisions are (A) to (H) as set out in Rule 22(3) of the Rules of the CMAA.

(d) DATE OF THE COMMENCEMENT AND EXPIRATION OF THE NOMINATION PERIOD

Nominations open on Wednesday 16 January 2013 and close on Wednesday 6 February 2013.

(e) DAY ROLL OF VOTERS CLOSED

19 December 2012

(f) VOTING SYSTEM

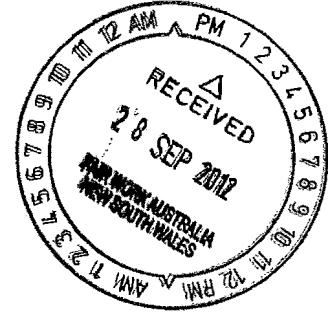
Direct Voting System



CLUB MANAGERS'  
ASSOCIATION  
AUSTRALIA

28 September 2012

Mr David Vale  
Fair Work Australia  
New South Wales Registry  
Level 8, 80 Williams Street  
EAST SYDNEY NSW 2001



Dear Mr Vale

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Should you have any queries, please do not hesitate to contact me.

Yours Sincerely

Allan Peter  
Federal Secretary  
Club Managers' Association Australia

**Mail Correspondence:** Locked Bag 4317, Sydney Olympic Park NSW 2127  
Level 2, 1 Showground Road, Sydney Olympic Park NSW 2127  
**Phone:** (02) 9746 4199 | **Fax:** (02) 9746 5199  
**Email:** cmaa@cmaa.asn.au | training@cmaa.asn.au | **Website:** www.cmaa.asn.au  
ABN: 99 607 400 758 | ACN: 062 961 782




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FAIR WORK (REGISTERED ORGANISATIONS) ACT 2009

STATEMENT AND NOTICE OF PRESCRIBED INFORMATION PURSUANT TO S.189(1) OF THE FAIR WORK (REGISTERED ORGANISATIONS) REGULATIONS 2009 SCHEDULE AND REGULATION 138 OF THE FAIR WORK (REGISTERED ORGANISATIONS) 2009 REGULATIONS

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