



21 January 2019

The National Secretary
Construction, Forestry, Maritime, Mining and Energy Union
nationalqueries@cfmeu.org

Dear National Secretary,

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 National Branch [E2018/129]. 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 Construction, Forestry, Maritime, Mining and Energy Union 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

9 January 2019

Post-election Report

**Construction, Forestry, Maritime, Mining
and Energy Union–Scheduled Election -
E2018/129**

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Election(s) Covered in this Report

Election Decision No/s: E2018/129

Rules

Rules used for the election: [105N-FED: Incorporates alterations of 27 March 2018] [D2017/5]
(replaces rulebook dated 3 August 2017 [R2016/131])

Rules difficult to apply/interpret: Nil

Roll of Voters

N/A

Irregularities

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

Other irregularities identified, and action taken:

Other Matters

Attachments

- 1) Declaration of results for uncontested offices

A handwritten signature in black ink, appearing to read "Jeff Webb". The signature is written in a cursive, slightly slanted style.

Jeff Webb
Returning Officer

9 January 2019

Construction, Forestry, Mining, Maritime and Energy Union

Declaration of Results for Uncontested Offices

Below are 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.

National -E2018/129

National Secretary (1)

Candidate

O'CONNOR Michael Joseph

National Assistant Secretary (1)

Candidate

No Nomination received

National President (1)

Candidate

MAHER, Anthony John

International President (1)

Candidate

CRUMLIN, Pdraig Joseph

National Vice-President (3)

Candidate

KELLY, Grahame Patrick

No further Nominations received

Construction and General Division

Member of the National Executive Committee - Construction and General Division (11)

Candidates

No Nominations received

Mining and Energy Division

Member of the National Executive Committee - Mining and Energy Division (4)

Candidates

BUSSON, Gregory John

HONEYSETT, Andrew William

JORDAN, Peter Michael

SMYTH, Stephen Allen John

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



Jeff Webb
Returning Officer

8 January 2018



DECISION

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

Construction, Forestry, Maritime, Mining and Energy Union (E2018/129)

MR ENRIGHT

MELBOURNE, 23 NOVEMBER 2018

Arrangement for conduct of election.

[1] On 22 October 2018 the Construction, Forestry, Maritime, Mining and Energy Union (the Union) lodged with the Registered Organisations Commission prescribed information for an election to fill the following offices:

- National Secretary
- National Assistant Secretary
- National President
- International President
- National Vice-President (3)
- Member of the National Executive Committee - Construction and General Division (11)
- Member of the National Executive Committee - Mining and Energy Division (4)

[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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CONSTRUCTION FORESTRY MARITIME MINING AND ENERGY UNION

1 October 2018

Mr Mark Bielecki
Commissioner
Registered Organisations Commission
GPO Box 2983
MELBOURNE VIC 3001

Dear Commissioner

PRESCRIBED INFORMATION FOR ELECTIONS – E2018/129

In accordance with section 189 of the *Fair Work (Registered Organisations) Act 2009* and Regulation 138 of the *Fair Work (Registered Organisations) Regulations 2009*, I provide the following information regarding elections in the Construction Forestry Maritime Mining and Energy Union [the union].

In accordance with rules 14, 15 and 16 of the national rules, elections are due for the National Officers of the union and members of the union's National Executive Committee.

Other than National Vice-Presidents, all National Officers are elected by and from all delegates to all Divisional Conferences of each of the union's four divisions. National Vice-Presidents are elected by and from each of the union's Divisions by the Divisional Conference of each of those Divisions, except in the case of the Maritime Union of Australia Division where the National Vice-President is ex-officio to the position of Divisional National Presiding Officer.

In accordance with rule 16 of the national rules, the National Executive has voted to abolish the office of National Vice-President held under rule 16 by the TCF National Secretary. An election for this position is therefore not required to be held.

Members of the National Executive Committee are, in the case of the Construction and General Division, elected by and from the Divisional Conference of that Division, and in the case of the Mining and Energy Division, from the Divisional Conference of that Division. In the case of the Manufacturing Division and the Maritime Union of Australia Division, the members of the National Executive Committee are ex-officio to officer positions in those Divisions.

Therefore, I, Michael O'Connor, being the National Secretary of the Construction Forestry Maritime Mining and Energy Union, make the following statement:

1. I am authorised to sign this statement containing prescribed information for elections for National Officers and for members of the National Executive Committee of the union;

**Construction Forestry
Maritime Mining and
Energy Union**
National Office

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National Secretary
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2. The following information is lodged under sub-section 189(1) of the *Fair Work (Registered Organisations) Act 2009*.
3. The elections that are required are set out in Annexure A, attached.
4. The date and time for the opening of nominations is in accordance with rules 15 and 42E of the national rules of the union and shall be determined by the Returning Officer.
5. The date and time for the closing of nominations is in accordance with rule 16 of the national rules of the union and shall be determined by the Returning Officer.
6. This statement is lodged at least two months before nominations open for the elections below.

Yours sincerely



Michael O'Connor
NATIONAL SECRETARY

ANNEXURE A

Elections that are required:

Branch/Organisation	Name of Office	Number required	Voting System	Reason for Election	Electorate
Construction Forestry Maritime Mining and Energy Union	National Secretary	1	Collegiate election	Scheduled election	Delegates to all of the Divisional Conferences of the union
Construction Forestry Maritime Mining and Energy Union	National Assistant Secretary	1	Collegiate election	Scheduled election	Delegates to all of the Divisional Conferences of the union
Construction Forestry Maritime Mining and Energy Union	National President	1	Collegiate election	Scheduled election	Delegates to all of the Divisional Conferences of the union
Construction Forestry Maritime Mining and Energy Union	International President	1	Collegiate election	Scheduled election	Delegates to all of the Divisional Conferences of the union
Construction Forestry Maritime Mining and Energy Union	National Vice-President	3	Collegiate election	Scheduled election	Delegates to all of the Divisional Conferences each of the: <ul style="list-style-type: none"> - Construction and General Division; - the Mining and Energy Division; - the Manufacturing Division.
Construction Forestry Maritime Mining and Energy Union - Construction and General Division	Member of the National Executive Committee	11	Collegiate election	Scheduled election	Delegates to the Divisional Conference of the Construction and General Division
Construction Forestry Maritime Mining and Energy Union - Mining and Energy Division	Member of the National Executive Committee	4	Collegiate election	Scheduled election	Delegates to the Divisional Conference of the Mining and Energy Division