



DECISION

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

Construction, Forestry, Maritime, Mining and Energy Union (E2021/34)

MR ENRIGHT

MELBOURNE, 19 MARCH 2021

Arrangement for conduct of election.

[1] On 11 February 2021 the Construction, Forestry, Maritime, Mining and Energy Union lodged prescribed information with the Registered Organisations Commission, and on 19 March 2021 lodged further prescribed information (which superseded the 11 February 2021 lodgement) seeking an election for offices due to insufficient nominations received in a previous election (R2018/129). The offices for which election is sought are:

National Executive Committee Members (11)
(additional members elected by and from the
Construction and General Division Divisional Conference)

[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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PRESCRIBED INFORMATION FOR ELECTIONS in accordance with Section 189 *Fair Work (Registered Organisations) Act 2009* and Regulation 138 *Fair Work (Registered Organisations) Regulations 2009*

I, David Noonan, being the Assistant 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 the National Office of the Construction, Forestry, Maritime, Mining and Energy Union.
2. The following information is lodged under subsection 189(1) of the *Fair Work (Registered Organisations) Act 2009* (the RO Act).
3. The elections that are required are set out in the table in Annexure A.
4. This statement **IS** lodged at least 2 months before nominations open for the election below.

Signed:

A handwritten signature in black ink, appearing to read 'D Noonan', with a long horizontal flourish extending to the right.

Dated: 19 March 2021

[PLEASE NOTE: This statement should be lodged with the Registered Organisations Commission at least 2 months prior to nominations opening. It can be submitted to regorgs@roc.gov.au]

Annexure A

- Elections that are required [insert as many pages as required]

Branch	Name of Office	Number required	Voting System <i>Direct voting system; Collegiate electoral system</i>	Reason for Election <i>Scheduled; Casual vacancy; New office created; Insufficient nominations</i>	Electorate
National	National Executive Committee Member (additional members elected by and from the Construction and General Divisional Conference)	11	Collegiate electoral system	Insufficient nominations	Divisional Conference Delegates (rules 14(i), 16(x)-(xi))

- Important dates:

	Direct Voting System	Collegiate Electoral System
Nominations OPEN	To be determined by returning officer	To be determined by the returning officer
Nominations CLOSE	To be determined by returning officer	To be determined by the returning officer
Roll of Voters cut off date	To be determined by returning officer	N/A

NOTES: For insufficient nominations and casual vacancies, the date nominations open and close, unless specified in the rules, should be listed as 'To be determined by the returning officer'. This also applies where rules are silent as to the nominated dates.

If the nomination dates are 'To be Determined by the Returning Officer', but your organisation has a *preference*, please state 'To be Determined by Returning Officer' and clearly indicate that your nominated date is a preference.

If the P.I. includes a position that is not an office, please refer to our template [Prescribed information for the election of officer and non-officer positions](#).

PRESCRIBED INFORMATION FOR ELECTIONS in accordance with Section 189 Fair Work (Registered Organisations) Act 2009 and Regulation 138 Fair Work (Registered Organisations) Regulations 2009

I, David Noonan, being the Assistant 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 the National Office of the Construction, Forestry, Maritime, Mining and Energy Union.
2. The following information is lodged under subsection 189(1) of the Fair Work (Registered Organisations) Act 2009 (the RO Act).
3. The elections that are required are set out in the table in Annexure A.
4. The resignation letter is attached for each casual vacancy.
5. This statement **IS** lodged at least 2 months before nominations open for the election below.

Signed:



Dated: 11 February 2020

[PLEASE NOTE: This statement should be lodged with the Registered Organisations Commission at least 2 months prior to nominations opening. It can be submitted to regorgs@roc.gov.au.]

ANNEXURE A

- Elections that are required [*insert as many pages as required*]:

Branch	Name of Office	Number required	Voting System	Reason for Election	Electorate
			<i>Direct voting system; Collegiate electoral system</i>	<i>Scheduled; Casual vacancy; New office created; Insufficient nominations</i>	
<i>National</i>	<i>National Executive Committee Member (additional members elected by and from the Construction and General Division Divisional Conference)</i>	<i>7</i>	<i>Collegiate</i>	<i>Insufficient nominations and casual vacancy (resignations are attached)</i>	<i>Divisional Conference Delegates (rules 14(i), 16(x) - (xi))</i>

- Important dates:

	Direct Voting System	Collegiate Electoral System
Nominations OPEN	<i>To be determined by the returning officer</i>	<i>To be determined by the returning officer</i>
Nominations CLOSE	<i>To be determined by the returning officer</i>	<i>To be determined by the returning officer</i>
Roll of Voters cut off date	<i>N/A</i>	<i>N/A</i>

Please note: that for insufficient nominations and casual vacancies, the date nominations open and close, unless specified in the rules, should be listed as ‘to be determined by the returning officer’. Casual vacancies must be accompanied by proof of resignation and attached to this statement.