

CONSTRUCTION
FORESTRY
MINING
ENERGY
UNION

FAX

ABN 72 880 539 797

Urgent For Your Information Reply Required Confidential

FORESTRY & FURNISHING
PRODUCTS DIVISION

Date: 10 / 11 / 2004

Branch Secretary
David Kirner

Attention: Peter McKerrow

SA Branch Office
Level 1

Organisation: AIR

125 Port Rd
HINDMARSH SA 5007

Fax Number: (02) 9380 6990

Ph: (08) 8424 3040
Fax: (08) 8424 3011

From: Connie

No. of Pages 5 (including Cover Sheet)

E: cfmeusa@oplusnet.com.au

Message:

Mt Gambier Branch Office
40 Percy Street

| |
|--|
| |
| |
| |
| |
| |
| |
| |
| |
| |

MT GAMBIER SA 5290

Ph: (08) 8725 9966
Fax: (08) 8724 9377

E: cfmeusea@bigpond.net.au

Outside Australia
International Code

Ph: 61 8 8424 3040

Fax: 61 8 8424 3011

16 NOV 2004 12:22 FROM IND ELECTIONS REC ADL

TO 084243011

P. 01/04



24th September 2004

Peter Kinne
Registrar
Australian Industrial Registry
North Terrace
Adelaide 5000



CONSTRUCTION
FORESTRY
MINING
ENERGY
UNION

ABN 72 888 539 787

Dear Peter,

RE: CFMEU FFPD SA BRANCH 2004 ELECTIONS.

In the 2004 union elections, most positions in the 2004 CFMEU FFPD SA Branch were elected unopposed however a number of positions were not filled.

SA Branch Office
3rd Floor, Trades Hall
11 - 16 South Terrace
ADELAIDE SA 5001
Ph: (08) 8211 8324
Fax: (08) 8231 4496
E: cfmeusa@opushnet.com.au

The positions that remain to be filled are;

| | |
|------------------------------------|---------------|
| President (1) | No nomination |
| Senior Vice President (1) | No nomination |
| Vice President (1) | No nomination |
| Trustee (1) | No nomination |
| BCOM (1) | No nomination |
| BCOM (1) | No nomination |
| BCOM (1) | No nomination |
| Divisional conference delegate (1) | No nomination |

Outlined below is a full list of the names and positions for those elected unopposed and a full list of the positions where no nominations were received. This information is confirmed by the Australian Electoral Commission in the attached letter.

MT Gambier Branch Office
40 Percy Street
MT GAMBIER SA 5290
Ph: (08) 87 259 966
Fax: (08) 87 249 377
E: cfmeusea@azemail.com.au

| | |
|-----------------------|---------------|
| President | No nomination |
| Senior Vice President | No nomination |
| Vice President AA | Maree Gale |
| Vice President | No nomination |
| Secretary | Dave Kimer |

Outside Australia
International Code
Ph: 61 8 8211 8324

Fax: 61 8 8231 4496

10 NOV 2004 12:23 FROM IND ELECTIONS REC ADL

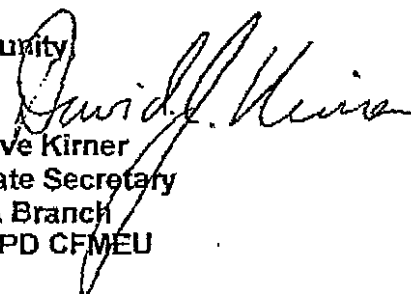
TO 084243011

P.02/04

| | |
|--------------------------------|----------------|
| Assistant Secretary | Brad Coates |
| Trustees AA | Max Adlam |
| Trustee | Tom Kenny |
| Trustee | Scott Harvey |
| Trustee | No nomination |
| BCOM | Peter Nelson |
| BCOM | Tony Howlett |
| BCOM | Rosita Barr |
| BCOM | Andrew Sampson |
| BCOM | Laurie Barbary |
| BCOM | Les Birch |
| BCOM | John Hocking |
| BCOM | No nomination |
| BCOM | No nomination |
| BCOM | No nomination |
| Divisional conference delegate | Trevor Smith |
| Divisional conference delegate | No nomination |

Could you please advise whether there needs to be a further round of elections for unfilled positions conducted by the Electoral Commission?

Please be advised our new address for correspondence is CFMEU FFPD SA Branch Level 1, 125 Port Road Hindmarsh 5007.

In unity

 Dave Kirner
 State Secretary
 SA Branch
 FFPD CFMEU

Phone: 08 8211 8324
 Fax: 08 8231 4496
 Mobile: 0403 062 251

10 NOV 2004 12:23 FROM IND ELECTIONS AEC ADL

TO 084243011

P. 03/04

**Construction, Forestry, Mining and Energy Union
South Australia Divisional Branch Election**

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

E2004/E.185

**Forestry, Furnishing, Building Products & Manufacturing Division, South Australia
Divisional Branch**

Divisional Branch President

No nomination was received

Divisional Branch Vice President (Senior)

No nomination was received

Divisional Branch Vice President (2)

Candidate

GALE, Maree Ann

Divisional Branch Secretary / Divisional Branch Delegate to Divisional Conference

Candidate

KIRNER, David

Divisional Branch Assistant Secretary

Candidate

COATES, Bradley John

10 NOV 2004 12:23 FROM IND ELECTIONS REC ADL

TO 084243011

P.04/04

Divisional Branch Trustee (4)

Candidates

ADLAM, Max
HARVEY, Scott D
KENNY, Thomas John

Divisional Branch Committee of Management Member (10)

Candidates

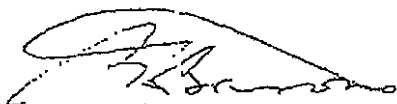
BARBAFY, Laurie
BASH, Rosita
BIRCH, Les
HOCKING, John Brian
HOWLETT, Tony
NELSON, Peter
SAMPSON, Andrew

Divisional Branch Delegate to Divisional Conference (2)

Candidate

SMITH, Trevor

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



Barry Barons
Returning Officer

8 October 2004

McKERROW, Peter

From: McKERROW, Peter
Sent: Wednesday, 10 November 2004 2:17 PM
To: KELLETT, Stephen
Subject: FW: Fax received from 61 8 8231 4496

Stephen

Could you please draft a suitable response and perhaps explain the PI requirements by reference to the Fact Sheets on Elections. I am trying to find out if the SA Registry ever received the letter and forwarded it to us but I don't think we have ever received it. I have already told Connie who sent the fax to send all correspondence to Sydney in future. We could mention this in the letter too.

Peter

-----Original Message-----

From: BALL, Rodney
Sent: Wednesday, 10 November 2004 1:45 PM
To: McKERROW, Peter
Subject: FW: Fax received from 61 8 8231 4496

-----Original Message-----

From: 61 8 8231 4496
Sent: Wednesday, 10 November 2004 1:41 PM
To: AIR-SYDFAX
Subject: Fax received from 61 8 8231 4496

INCOMING FAX REPORT

Status: received
Date/Time: 10/11/2004 1:40:55 PM
Speed: 14400 bps
Connection time: 00:40
Pages: 5
Resolution: normal
Remote ID: 61 8 8231 4496
Line number: 2
DTMF/DID: 40
Description: Fax received from 61 8 8231 4496



00ABE000.fax



Australian Government
Australian Industrial Registry

Level 8, Terrace Towers
80 William Street, East Sydney, NSW 2011
Telephone: (02) 8374 6666
Fax: (02) 9380 6990

Mr Dave Kirner
State Secretary, South Australia Branch
FFPD Division,
CFMEU
3rd Floor, Trades Hall, 11-16 South Terrace
ADELAIDE SA 5001

Dear Mr Kirner

Re: Arrangements for the conduct of an Election - Unfilled Positions

I refer to your letter to the Deputy Industrial Registrar in Adelaide dated 24 September 2004 seeking advice as to whether there needs to be a further round of elections for those positions unfilled at the last election. I am sorry for the extensive delay in getting a response to you but unfortunately the correspondence only came to the attention of the Sydney Registry last week.

It is not the Registry's practice to insist that those positions which fail to be filled at a first election be the subject of unlimited subsequent elections until they are filled. However organisations or branches should make reasonable attempts to fill all positions in order to function in accordance with their rules and that means a second election at least should normally be attempted.

Under the circumstances, you should lodge a prescribed information in relation to the unfilled positions at your earliest convenience.

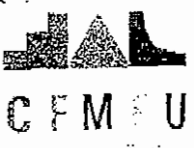
If you wish to discuss this with me, please do not hesitate to contact me on (02) 8374 6607.

Yours Sincerely

A handwritten signature in black ink that reads 'Stephen Kellett' with a long horizontal flourish extending to the right.

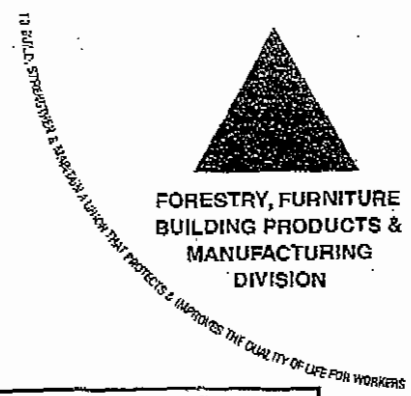
Stephen Kellett
for Deputy Industrial Registrar

18 November 2004



REFAXED

FAXED 29.11.04



CONSTRUCTION
FORESTRY
MINING
ENERGY
UNION

FAX

ABN 72 880 539 797

Urgent For Your Information Reply Required Confidential

FORESTRY & FURNISHING
PRODUCTS DIVISION

Date: 29 / 11 / 2004

Branch Secretary
David Kirner

Attention: Aust Industrial Registry

Organisation: 8308 9864

SA Branch Office
Level 1

Fax Number: D. Kirner

125 Port Rd

From: No. of Pages 2 (including Cover Sheet)

HINDMARSH SA 5007

Ph: (08) 8424 3040

Fax: (08) 8424 3011

Message:

E: cfmeusa@optusnet.com.au

* Please note:
change to office / positions

MT Gambier Branch Office

40 Percy Street

MT GAMBIER SA 5290

Ph: (08) 8725 9966

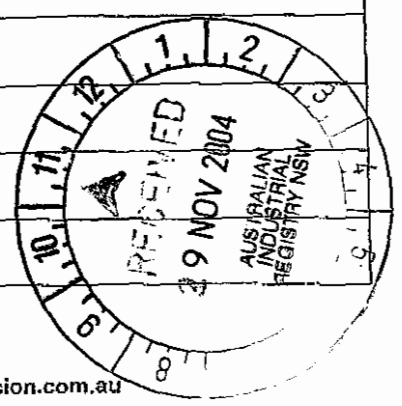
Fax: (08) 8724 9377

E: cfmeusea@bigpond.net.au

Outside Australia
International Code

Ph: 61 8 8424 3040

Fax: 61 8 8424 3011



Statement and Notice of Prescribed Information under Regulation 138

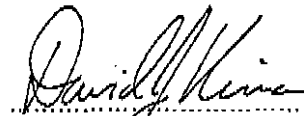
I, David Kirner, South Australian Branch Secretary of the Construction Forestry Mining Energy Union, Forestry Furniture Building Products and Manufacturing Division, make the following statement:

I am the South Australian Branch Secretary of the Construction Forestry Mining and Energy Union – FFPD Division,

I am authorised to lodge the following prescribed information concerning forthcoming elections in the South Australian Branch of the Construction Forestry Mining and Energy Union – FFPD Division, and

I confirm that the following information is being lodged under subsection 189(1) of the RAO Schedule.

Signed:



David Kirner
Construction Forestry Mining and Energy Union
FFPD Division
Level 1, 125 Port Road
Hindmarsh SA 5007

Dated:

29/11/04

Offices/Positions

| | |
|---|--------------------------------|
| A | Branch President |
| | Branch Vice President |
| | Branch President |
| | Trustee |
| | BCOM |
| | BCOM |
| | BCOM |
| | Divisional Conference Delegate |

Reason for election:

Election for offices marked A is required to fill unfilled positions.

Elected by:

The electorate for the direct voting system is the whole of the Branch.

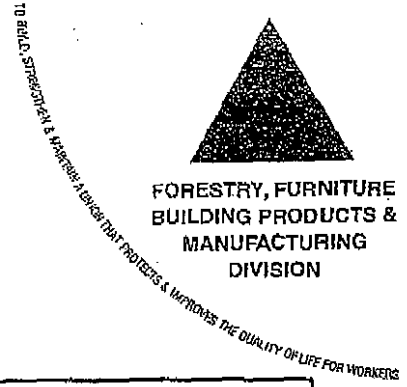
Nominations open:

For offices to be elected by direct voting system – 31st January 2005

Nominations close:

For offices to be elected by direct voting system – 12 noon, 18th February 2005

Cut off date for roll: in all cases; 7 days prior to the opening date for nominations – rule 22(g)



CONSTRUCTION
FORESTRY
MINING
ENERGY
UNION

FAX

ABN 72 880 539 797

Urgent For Your Information Reply Required Confidential

FORESTRY & FURNISHING
PRODUCTS DIVISION

Date: 29 / 11 / 2004

Branch Secretary
David Kirner

Attention: _____
Organisation: Aust Industrial Registry

SA Branch Office
Level 1

Fax Number: 8308 9864

1125 Port Rd
HINDMARSH SA 5007

From: D. Kirner

Ph: (08) 8424 3040
Fax: (08) 8424 3011

No. of Pages: 2 (including Cover Sheet)

E: cfmeusa@optusnet.com.au

Message:

MT Gambier Branch Office

40 Percy Street
MT GAMBIER SA 5290

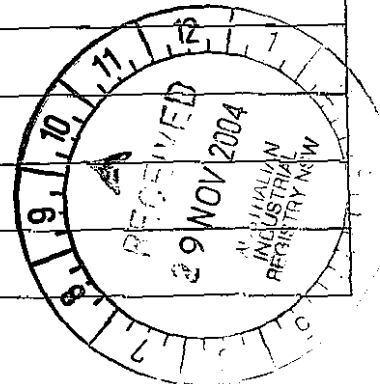
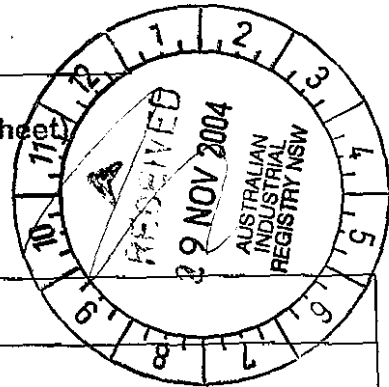
Ph: (08) 8725 9966
Fax: (08) 8724 9377

E: cfmeusea@bigpond.net.au

Outside Australia
International Code

Ph: 61 8 8424 3040

Fax: 61 8 8424 3011



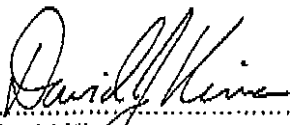
Statement and Notice of Prescribed Information under Regulation 138

I, David Kirner, South Australian Branch Secretary of the Construction Forestry Mining Energy Union, Forestry Furniture Building Products and Manufacturing Division, make the following statement:

I am the South Australian Branch Secretary of the Construction Forestry Mining and Energy Union – FFPD Division,

I am authorised to lodge the following prescribed information concerning forthcoming elections in the South Australian Branch of the Construction Forestry Mining and Energy Union – FFPD Division, and

I confirm that the following information is being lodged under subsection 189(1) of the RAO Schedule.

Signed: 
 David Kirner
 Construction Forestry Mining and Energy Union
 FFPD Division
 Level 1, 125 Port Road
 Hindmarsh SA 5007

Dated: 29/11/04

Offices/Positions

| | |
|---|--------------------------------|
| A | Branch President |
| | Branch Vice President |
| | Branch President |
| | Trustee |
| | BCOM |
| | BCOM |
| | BCOM |
| | Divisional Conference Delegate |

Reason for election:

Election for offices marked A is required to fill unfilled positions.

Elected by:

The electorate for the direct voting system is the whole of the Branch.

Nominations open:

For offices to be elected by direct voting system – 31st January 2005

Nominations close:

For offices to be elected by direct voting system – 12 noon, 18th February 2005

Cut off date for roll: in all cases: 7 days prior to the opening date for nominations – rule 22(g)



FACSIMILE

| | | | |
|--|---------------------------|---------------------|--------------|
| TO | Mr Dave Kirner, Secretary | | |
| Organisation | SA Branch CFMEU FFPD | | |
| Fax Number | 08 8424 3011 | Phone Number | |
| FROM | Barry Jenkins | | |
| Email | peter.mckerrow@air.gov.au | | |
| Location | AIR Sydney | | |
| Fax Number | 02 9380 6990 | Phone Number | 02 8374 6666 |
| No of Pages (including cover) | 2 | Date | 8/12/2004 |
| Please notify sender if not all pages were received. | | Time | 11:05 AM |

Any information about individuals contained in this fax is **CONFIDENTIAL** and may **NOT** be used or disclosed further. If you are **NOT** the intended recipient, please contact the sender **IMMEDIATELY**.

MESSAGE:

AIRC SYDNEY 61 2 93806990

(AUTO)

THE FOLLOWING FILE(S) ERASED

| FILE | FILE TYPE | OPTION | TEL NO. | PAGE | RESULT |
|------|-----------|--------|------------|-------|--------|
| 099 | MEMORY TX | | 0884243011 | 02/02 | OK |

ERRORS

1) HANG UP OR LINE FAIL 2) BUSY 3) NO ANSWER 4) NO FACSIMILE CONNECTION



Australian Government
Australian Industrial Registry

Level 8, Terraca Towers
 80 William Street, East Sydney, NSW 2011
 Telephone: (02) 8374 6666
 Fax: (02) 9380 6990

FACSIMILE

| | | | |
|--|---------------------------|--------------|--------------|
| TO | Mr Dave Kimer, Secretary | | |
| Organisation | SA Branch CFMEU FFPD | | |
| Fax Number | 08 8424 3011 | Phone Number | |
| FROM | Barry Jenkins | | |
| Email | peter.mckerrow@air.gov.au | | |
| Location | AIR Sydney | | |
| Fax Number | 02 9380 6990 | Phone Number | 02 8374 6666 |
| No of Pages (including cover) | 2 | Date | 8/12/2004 |
| Please notify sender if not all pages were received. | | Time | 11:05 AM |

Any information about individuals contained in this fax is **CONFIDENTIAL** and may **NOT** be used or disclosed further. If you are **NOT** the intended recipient, please contact the sender **IMMEDIATELY**.

MESSAGE:



Australian Government

Australian Industrial Registry

Level 8, Terrace Towers
80 William Street, East Sydney, NSW 2011
Telephone: (02) 8374 6666
Fax: (02) 9380 6990

Mr Dave Kirner
Branch Secretary
SA Divisional Branch
CFMEU FFPD
Level 1, 125 Port Road
HINDMARSH SA 5007

Dear Mr Kirner

E2004/312 - Arrangements for the Conduct of an Election

I refer to the prescribed information lodged by the Branch in the Registry on 29 November including amending prescribed information lodged the same day. According to the prescribed information as amended the Branch seeks elections be conducted for the offices of Branch President, Branch Vice President, Trustee, Branch Committee of Management member (3) and Divisional Conference Delegate.

Before determining this matter I would appreciate your comments on the following:

Branch Vice President

I note that the prescribed information does not indicate if the office sought to be filled is one of the two offices of Vice President which is "designated an affirmative action position to be filled by a woman member" under rule 41 of the Division's rules. Could you please advise if this is the affirmative action position.

Trustees

The prescribed information seeks one of the four offices provided for in the rules be filled. Rule 41 provides that one of the four Trustees is "a designated affirmative action position to be filled by a woman member". Could you please advise if this is the affirmative action position.

Branch Committee of Management

The prescribed information seeks 3 offices on the Committee be filled. Rule 41 provides that of the ten positions "two....will be designated affirmative action positions to be filled by women members". Could you please advise if any of the three positions is required to be filled by a woman member.

Senior Vice President

This office is provided for in Rule 41 and according to the declaration of results in E2004/185 was unfilled for want of any nomination. As the rules provide for this office, the Branch should lodge amending prescribed information seeking an election be conducted to fill it.

If you have any queries about any of these matters, please contact Peter McKerrow on (02) 8374 6665.

Yours sincerely

A handwritten signature in black ink, appearing to read 'Barry Jenkins'.

Barry Jenkins
Deputy Industrial Registrar

8 December 2004



CONSTRUCTION
FORESTRY
MINING
ENERGY
UNION

ASN 72 880 539 797

FORESTRY & FURNISHING
PRODUCTS DIVISION

Branch Secretary
David Kirner

SA Branch Office
Level 1
125 Port Rd
HINDMARSH SA 5007
Ph: (08) 8424 3040
Fax: (08) 8424 3011
E: cfmeusa@optusnet.com.au

Mt Gambier Branch Office
40 Percy Street
MT GAMBIER SA 5290
Ph: (08) 8725 9966
Fax: (08) 8724 9377
E: cfmeuseo@bigpond.net.au

Outside Australia
International Code

Ph: 61 8 8424 3040

Fax: 61 8 8424 3011

8th December 2004

Barry Jenkins
Deputy Industrial Registrar
Level 8 Terrace Towers
80 William Street East
Sydney NSW
2011

Dear Barry,

RE: E2004/312 Arrangements for the conduct of election.

Branch Vice President

Maree Gale filled the AA Vice President position.

The position is for (1) Vice President

Trustees

3 trustee positions were filled, one of them AA filled by Maxine Adlam..

One trustee position remains to be filled.

BCOM

One BCOM AA position was filled by Rosita Barr.

Of the three positions that need to be filled one is AA.

Senior Vice President

This is required to be filled.

In unity,

David Kirner
Dave Kirner
Secretary
CFMEU FFPD SA Branch



RATNASINGH, Chrishantha

From: RATNASINGH, Chrishantha
Sent: Thursday, 4 November 2004 4:31 PM
To: 'industrial.elections@aec.gov.au'
Subject: E2004/312

Please find attached decision in E2004/312



R2004-312.pdf



CFMEU
ry FFPD R2004-

Chris Ratnasingh
02 8374 6506



AUSTRALIAN INDUSTRIAL REGISTRY

Level 8, Terrace Towers
80 William Street, East Sydney, NSW 2011
Telephone: (02) 8374 6666
Fax: (02) 9380 6990

Electoral Commissioner Through
Australian Electoral Officer (industrial.elections@aec.gov.au)

Under subsection 189 of Schedule 1B of the Workplace Relations Act 1996, please arrange for the conduct of the following election by the Australian Electoral Commission:

E No 2004/312

**RE: CFMEU FORESTRY, FURNITURE BUILDING PRODUCTS & MANUFACTURING
DIVISION, SOUTH AUSTRALIAN BRANCH**

Positions:

See Decision

Contact: Mr David Kirner
Branch Secretary, South Australian Branch CFMEU FFPD

Phone: (08) 8424 3040

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@air.gov.au

Deputy Industrial Registrar

9 December 2004



Australian Government
Australian Industrial Registry

Level 8, Terrace Towers
80 William Street, East Sydney, NSW 2011
Telephone: (02) 8374 6666
Fax: (02) 9380 6990

Mr Dave Kirner
Branch Secretary
CFMEU FFPD
Level 1, 125 Port Road
HINDMARSH SA 5007

Dear Mr Kirner

**Re: Arrangements for the conduct of an Election
(E2004/312)**

A copy of the Registrar's decision in relation to the above matter is enclosed.

The Registrar is making arrangements, under subsection 189(3) of Schedule 1B of the *Workplace Relations Act 1996*, 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, appearing to read 'C. Ratnasingham'.

Chris Ratnasingham
for Deputy Industrial Registrar

9 December 2004

PR954092

WORKPLACE RELATIONS ACT 1996
s189 RAO Schedule - arrangement for conduct of an election

Construction, Forestry, Mining and Energy Union
(E2004/312)

BARRY JENKINS
DEPUTY INDUSTRIAL REGISTRAR

SYDNEY, 9 DECEMBER 2004

DECISION

On 29 November 2004 the South Australian Divisional Branch of the Forestry, Furnishing, Building Products and Manufacturing Division, of the abovenamed organisation lodged in the Industrial Registry prescribed information in relation to an election.

On 29 November 2004 and 8 December 2004 the Branch lodged prescribed information amending the information lodged on 29 November 2004.

The prescribed information was in relation to the conduct of an election for the following offices:

Divisional Branch President
Divisional Branch Senior Vice President
Divisional Branch Vice President
Divisional Trustee
Divisional Branch Committee of Management Member (3)
- one (1) of which will be designated an affirmative action position to
be filled by a woman member
Additional Delegate to Divisional Conference

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 Schedule 1B of the Workplace Relations Act 1996, I am making arrangements for the conduct of the election by the Australian Electoral Commission.



Construction, Forestry, Mining and Energy Union Scheduled Elections - FFPD

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.

E2004/E312

Forestry, Furnishing, Building Products & Manufacturing Division, South Australia Divisional Branch

Divisional Branch President

Candidate

ADLAM, Max

Divisional Branch Senior Vice President

Candidate

MUHOVICS, Greg

Divisional Branch Vice President

Candidate

SIMMONDS, Peter

Divisional Branch Trustee

Candidate

BIRCH, Les

Divisional Branch Committee of Management Member (3)

Candidates

LAWSON, Travis William
LITTLE, Kylie Danielle
MILES, Micheal Charles

Additional Delegate to Divisional Conference

Candidate

COATES, Bradley John

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



Andy Wilson
Returning Officer

14 March 2005

