

Ms Jane Calvert
Divisional President
Construction, Forestry, Mining and Energy Union
148-152 Miller Street
WEST MELBOURNE VIC 3003

**Post Election Report For: Construction, Forestry, Mining and Energy Union
Forestry, Furnishing, Building Products and Manufacturing Division
Pulp and Paper Workers' District of the No.1 Divisional Branch**

Election E2010/2509

I refer to the above election for your organisation.

Section 197(1) of Schedule 1 of the Fair Work (Registered Organisations) Act 2009 requires the AEC to provide a written report on the conduct of the election to Fair Work Australia 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 Schedule 1 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' 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) Act 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.

Phoebe Chamberlain
Returning Officer

23 April 2010

Fair Work (Registered Organisations) Act 2009

POST ELECTION REPORT

Construction, Forestry, Mining and Energy Union
Forestry, Furnishing, Building Products and Manufacturing Division
Pulp and Paper Workers' District of the No.1 Divisional Branch

ELECTION/S COVERED IN THIS REPORT

Election Decision No/s: E2010/2509

RULES

Rules used for the election: 105N-ATAI: Incorporates alterations in matter R2008/313, R2008/338 and FR2008/512 certified on 28/08/08

Rules difficult to apply/interpret: None

Model Rule reference (if any): N/A

ROLL OF VOTERS

	Senior District Vice	Sydney Sub Branch
	President	Secretary
Total number of voters on the Roll:	Ballot not required	80
Number of apparent workplace addresses:	Nil	Nil
Number of non-current addresses:	Nil	2
Other matters pertaining to the roll of voters:	Nil	Nil

IRREGULARITIES

Details of written allegations of irregularities, and action taken by AEC: Nil

Other irregularities identified, and action taken: Nil

ATTACHMENTS

Declaration of Results

Phoebe Chamberlain
Returning Officer

23 April 2010

**Construction, Forestry, Mining and Energy Union
Pulp and Paper Workers' District of the No. 1 Divisional Branch**

Sydney Sub Branch Secretary

DECLARATION OF RESULTS FOR CONTESTED OFFICE

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:

E2010/2509

Sydney Sub Branch

Total number of persons on the roll of voters	80
Ballot papers issued	78
Duplicate ballot papers issued	0
TOTAL BALLOT PAPERS ISSUED	78
Ballot papers / envelopes returned for scrutiny	33
Less ballot papers / envelopes rejected at preliminary scrutiny	0
TOTAL BALLOT PAPERS ADMITTED TO SCRUTINY	33
Percentage of ballot papers returned to number issued	42%
Ballot papers returned as unclaimed mail	0
Ballot papers not returned	45

Secretary

<u>Candidates</u>	<u>Votes</u>
MORELL, Albert	19
MORGAN, Gordon	14
Formal ballot papers	33
Informal ballot papers	0

I declare Albert Morell elected.

Phoebe Chamberlain
Returning Officer
Australian Electoral Commission
12 April 2010

Construction, Forestry, Mining and Energy Union

Forestry, Furnishing, Building Products and Manufacturing Division

Pulp and Paper Workers' District of the No.1 Divisional Branch

DECLARATION OF RESULTS FOR UNCONTESTED OFFICE

Results of the election for the following office conducted in accordance with the provisions of the Fair Work (Registered Organisations) Act 2009 and the rules of the organisation.

E2010/2509

Senior District Vice President

Candidate

MILLIE, Kevin Russell

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

Phoebe Chamberlain
Returning Officer

2 March 2010

VALE, David

From: industrial.elections@fwa.gov.au
Sent: Tuesday, 2 March 2010 4:51 PM
To: VALE, David
Subject: FW: Declaration for E2010/2509 [SEC=UNCLASSIFIED]
Attachments: Declaration of Results Senior District VP.doc

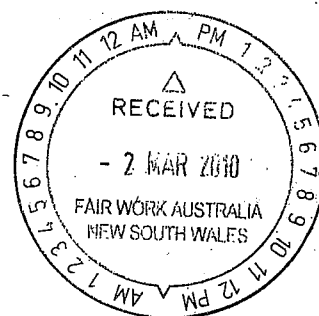
MARY JO CARNEY
 Executive Co-ordinator
 Tribunal Services and Organisations

Fair Work Australia
 Tel: 03 8661 7825
 Fax: 03 9655 0401
maryjo.carney@fwa.gov.au

11 Exhibition Street, Melbourne Victoria 3000
 GPO Box 1994, Melbourne Victoria 3001

www.fwa.gov.au

From: Phoebe Chamberlain [mailto:Phoebe.Chamberlain@aec.gov.au]
Sent: Tuesday, 2 March 2010 4:02 PM
To: industrial.elections@fwa.gov.au
Cc: Shane Lanning
Subject: Declaration for E2010/2509 [SEC=UNCLASSIFIED]



UNCLASSIFIED

Good Afternoon,

Please find attached a declaration for the position of Senior District Vice President for the CFMEU - Forestry, Furnishing, Building Products and Manufacturing Division – Pulp and Paper Workers’ District.

The Sydney Sub Branch Secretary position is still to be declared for Decision E2010/2509.

Regards

Phoebe Chamberlain | Returning Officer
 Industrial Elections | Victoria State Office
 Australian Electoral Commission
 T: 03 9285 7138 | F: 03 9285 7149



Construction, Forestry, Mining and Energy Union

Forestry, Furnishing, Building Products and Manufacturing Division

Pulp and Paper Workers' District of the No.1 Divisional Branch

DECLARATION OF RESULTS FOR UNCONTESTED OFFICE

Results of the election for the following office conducted in accordance with the provisions of the Fair Work (Registered Organisations) Act 2009 and the rules of the organisation.

E2010/2509

Senior District Vice President

Candidate

MILLIE, Kevin Russell



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

Phoebe Chamberlain
Returning Officer

2 March 2010



FAIR WORK
AUSTRALIA

8 February 2010

Ms Jane Calvert
National President
Forestry, Furnishing, Building Products and Manufacturing Division
Construction, Forestry, Mining and Energy Union
148-152 Miller St
WEST MELBOURNE VIC 3003

Dear Ms Calvert

**Re: Arrangements for the conduct of an Election
(E2010/2509)**

A copy of the Correcting Decision in relation to the above matter is enclosed. I apologise for this error occurring.

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

David Vale
Fair Work Australia



FAIR WORK
AUSTRALIA

CORRECTING DECISION

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

Construction, Forestry, Mining and Energy Union
(E2010/2509)

B.R. JENKINS

SYDNEY, 8 FEBRUARY 2010

Arrangement for conduct of election.

[1] On 5 February 2010 I made arrangements under subsection 189(3) of the *Fair Work (Registered Organisations) Act 2009* for the conduct of elections for various offices in the Forestry, Furnishing, Building Products and Manufacturing Division of the abovenamed organisation ([2010] FWAD 791, PR 993313).

[2] It has come to my attention that the Decision contained an error in that the list of offices included “Vice President (Senior)” of the Sydney Sub Branch of the Pulp and Paper Workers’ District instead of “Senior District Vice President” of the Pulp and Paper Workers’ District.

[3] Accordingly, my Decision of 5 February 2010 is corrected by deleting the offices listed in paragraph [2] and inserting the following offices:

Pulp and Paper Workers’ District of the No. 1 Divisional Branch

Senior District Vice President (1)

Sydney Sub Branch

Secretary (1)



DELEGATE OF THE GENERAL MANAGER
FAIR WORK AUSTRALIA

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<Price code A, PR993448 >

VALE, David

From: VALE, David
Sent: Monday, 8 February 2010 11:38 AM
To: 'Industrial Elections'
Subject: E2010/2509 - CORRECTING DECISION
Attachments: E2010_2509 Correcting Decision FFPD PPW_08022010.doc; E2010_2509 CFMEU FFPD_08022010.doc

Dear AEC,

Please find attached a copy of the **Correcting Decision** for the upcoming election of the Forestry, Furnishing, Building Products & Manufacturing Division of the Construction, Forestry, Mining and Energy Union (E2010/2509).

Yours sincerely

DAVID VALE
Manager, Organisations - NSW

Fair Work Australia
Tel: 02 8374 6509
Fax: 02 9380 6990
david.vale@fwa.gov.au

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

www.fwa.gov.au



FAIR WORK
AUSTRALIA

8 February 2010

Electoral Commissioner Through
Australian Electoral Officer (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 2010/2509

**RE: CONSTRUCTION, FORESTRY, MINING AND ENERGY UNION – Forestry,
Furnishing, Building Products And Manufacturing Division**

Position:

See Correcting Decision

Relevant Information: Casual vacancy; direct voting system; collegiate voting system.

Contact: Ms Jane Calvert
Divisional President

Phone: (03) 9274 9200

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.

David Vale
Fair Work Australia



FAIR WORK
AUSTRALIA

CORRECTING DECISION

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

Construction, Forestry, Mining and Energy Union
(E2010/2509)

B.R. JENKINS

SYDNEY, 8 FEBRUARY 2010

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[1] On 5 February 2010 I made arrangements under subsection 189(3) of the *Fair Work (Registered Organisations) Act 2009* for the conduct of elections for various offices in the Forestry, Furnishing, Building Products and Manufacturing Division of the abovenamed organisation ([2010] FWAD 791, PR 993313).

[2] It has come to my attention that the Decision contained an error in that the list of offices included “Vice President (Senior)” of the Sydney Sub Branch of the Pulp and Paper Workers’ District instead of “Senior District Vice President” of the Pulp and Paper Workers’ District.

[3] Accordingly, my Decision of 5 February 2010 is corrected by deleting the offices listed in paragraph [2] and inserting the following offices:

Pulp and Paper Workers’ District of the No. 1 Divisional Branch

Senior District Vice President (1)

Sydney Sub Branch

Secretary (1)



DELEGATE OF THE GENERAL MANAGER
FAIR WORK AUSTRALIA

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FAIR WORK
AUSTRALIA

5 February 2010

Ms Jane Calvert
National President
Forestry, Furnishing, Building Products and Manufacturing Division
Construction, Forestry, Mining and Energy Union
148-152 Miller St
WEST MELBOURNE VIC 3003

Dear Ms Calvert

**Re: Arrangements for the conduct of an Election
(E2010/2509)**

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

David Vale
Fair Work Australia



FAIR WORK
AUSTRALIA

DECISION

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

Construction, Forestry, Mining and Energy Union
(E2010/2509)

B.R. JENKINS

SYDNEY, 5 FEBRUARY 2010

Arrangement for conduct of election.

[1] On 2 February 2010 the Forestry, Furnishing, Building Products and Manufacturing Division of the Construction, Forestry, Mining and Energy Union lodged with Fair Work Australia the prescribed information in relation to the conduct of an election.

[2] On the same day the Division lodged further prescribed information amending the earlier information lodged on 2 February 2010. The prescribed information was in relation to the conduct of an election for the following offices:

Pulp and Paper Workers' District of the No. 1 Divisional Branch

Sydney Sub Branch

Secretary	(1)
Vice President (Senior)	(1)

[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 GENERAL MANAGER
FAIR WORK AUSTRALIA

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VALE, David

From: VALE, David
Sent: Friday, 5 February 2010 2:21 PM
To: 'Industrial Elections'
Subject: E2010/2509
Attachments: E2010_2509 CFMEU signed decision 05022010.pdf; E2010_2509 CFMEU
FFPD_05022010.doc

Dear AEC,

Please find attached a copy of the Decision for the upcoming election of the Forestry, Furnishing, Building Products & Manufacturing Division of the Construction, Forestry, Mining and Energy Union (E2010/2509).

Yours sincerely

DAVID VALE
Manager, Organisations - NSW

Fair Work Australia
Tel: 02 8374 6509
Fax: 02 9380 6990
david.vale@fwa.gov.au

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

www.fwa.gov.au



FAIR WORK
AUSTRALIA

5 February 2010

Electoral Commissioner Through
Australian Electoral Officer (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 2010/2509

**RE: CONSTRUCTION, FORESTRY, MINING AND ENERGY UNION – Forestry,
Furnishing, Building Products And Manufacturing Division**

Position:

See Decision

Relevant Information: Casual vacancy; direct voting system; collegiate voting system.

Contact: Ms Jane Calvert
Divisional President

Phone: (03) 9274 9200

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.

David Vale
Fair Work Australia

Terrace Towers
80 William Street
East Sydney NSW 2011

Telephone: (02) 8374 6666
International: (612) 8374 6666
Facsimile: (02) 9380 6990
Email: sydney@fwa.gov.au



FAIR WORK
AUSTRALIA

DECISION

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

Construction, Forestry, Mining and Energy Union
(E2010/2509)

B.R. JENKINS

SYDNEY, 5 FEBRUARY 2010

Arrangement for conduct of election.

[1] On 2 February 2010 the Forestry, Furnishing, Building Products and Manufacturing Division of the Construction, Forestry, Mining and Energy Union lodged with Fair Work Australia the prescribed information in relation to the conduct of an election.

[2] On the same day the Division lodged further prescribed information amending the earlier information lodged on 2 February 2010. The prescribed information was in relation to the conduct of an election for the following offices:

Pulp and Paper Workers' District of the No. 1 Divisional Branch

Sydney Sub Branch

Secretary	(1)
Vice President (Senior)	(1)

[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 GENERAL MANAGER
FAIR WORK AUSTRALIA

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<Price code A, PR993313 >

VALE, David

From: VALE, David
Sent: Tuesday, 2 February 2010 1:25 PM
To: 'Industrial Elections'
Subject: E2010/2509
Attachments: CFMEU E2010_2509 FFPD amended info_02022010.pdf

Dear AEC,

Please find attached a copy of amended prescribed information for the upcoming election that was forwarded to you earlier today (E2010/2509).

Yours sincerely

DAVID VALE

Manager, Organisations - NSW

Fair Work Australia

Tel: 02 8374 6509
Fax: 02 9380 6990
david.vale@fwa.gov.au

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

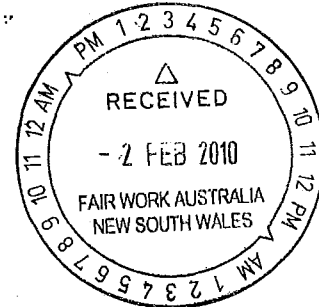
www.fwa.gov.au



**Forestry & Furnishing
Products Division**

Facsimile

To: DAVID VALE
Facsimile No: 02 93806990
From: JANE CALVERT
CC:
Date: 2 February 2010
No of pages (incl this one): 3
Re: CFMEU FFPD ELECTION



See attached correspondence.



CONSTRUCTION
FORESTRY
MINING
ENERGY
UNION

FORESTRY &
FURNISHING
PRODUCTS
DIVISION

David Vale
Fair Work Australia
Level 8, Terrace Tower
80 William Street
East Sydney
NSW 2011

Dear David,

RE: CFMEU FFPD ELECTION REQUEST

1. Further to our conversation, please find attached a copy of the resignation giving rise to the casual vacancies. As a consequence of his resignation from the position of PPW Sydney Sub Branch Secretary, Craig Walters is no longer a delegate to PPW District Management Committee and is therefore not eligible to hold the position of PPW Snr Vice President, thus giving rise to a further casual vacancy.
2. In relation to the prescribed information, previously forwarded to you by Michael O'Connor, we wish to amend the date and time for nominations for PPW District Senior Vice President. It should read:

6.2 Nominations for PPW District Senior Vice President to open at 2.30pm on Tuesday 2nd March 2010 and nominations will close at 2.40pm on Tuesday 2nd March 2010.

Sincerely

Jane Calvert
National President
CFMEU FFPD
(03) 9274 9200
icalvert@cfmeuffpd.org

National Office
ABN 34 183 611 895

148 - 152 Miller Street
WEST MELBOURNE
VICTORIA 3003

PH: (03) 9274 9200
FAX: (03) 9274 9284

Freecall: 1800 060 556

Email: admin@cfmeuffpd.org

www.cfmeuffpd.org.au

VALE, David

From: VALE, David
Sent: Tuesday, 2 February 2010 10:33 AM
To: 'Industrial Elections'
Subject: E2010/2509
Attachments: CFMEU E2010_2509 FFPD lodged 02022010.pdf; CFMEU Forestry R2008_313, 338 & FR2008_512_280808.doc

Dear AEC,

Please find attached a copy of the prescribed information and a copy of the current rule book of the Forestry, Furnishing, Building Products & Manufacturing Division of the Construction, Forestry, Mining and Energy Union for an upcoming election.

Yours sincerely,

DAVID VALE
Manager, Organisations - NSW

Fair Work Australia
Tel: 02 8374 6509
Fax: 02 9380 6990
david.vale@fwa.gov.au

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

www.fwa.gov.au



Facsimile

To: General Manager -- Fair Work Australia
Facsimile No: 02 93806990
From: Jane Calvert
CC:
Date: 2 February 2010
No of pages (Incl this one): 3
Re: CFMEU FFPD election



See attached correspondence.



CONSTRUCTION
FORESTRY
MINING
ENERGY
UNION

FORESTRY &
FURNISHING
PRODUCTS
DIVISION

2nd February 2010

General Manager
Fair Work Australia
Level 8, Terrace Tower
80 William Street
East Sydney
NSW 2011

Dear General Manager,

In accordance with Fair Work (Registered Organisations) Act 2009 s189 (1), I wish to advise that the Construction Forestry Mining & Energy (CFMEU), Forestry, Furnishing, Building Products and Manufacturing Division (FFPD) is required to conduct elections for two positions in the No 1 Divisional Branch, being:

- (1) PPW District Sydney Sub Branch Secretary position and
- (1) PPW District Senior Vice President position.

Accordingly we seek the necessary arrangements to be progressed in order that the Australian Electoral Commission (AEC) conducts these elections.

The Statement and Notice of Prescribed Information under Fair Work (Registered Organisations) Regulation 138 is attached.

Please contact Jane Calvert if you require further information: icalvert@cfmeuffpd.org or (03) 9274 9200.

Yours Sincerely

Michael O'Connor
Secretary
Forestry & Furnishing Products Division
CFMEU

National Office
ABN 91 891 430 210

148 - 152 Miller Street
WEST MELBOURNE
VICTORIA 3003

PH: (03) 9274 9200
FAX: (03) 9274 9284

Freecall: 1800 060 568

Email: admin@cfmeuffpd.org

ATTACHMENT

Statement and Notice of Prescribed Information under Fair Work (Registered Organisations) Regulation 138.

I Michael O'Connor, the Divisional Secretary of the Forestry, Furnishing, Building Products and Manufacturing Division Offices (CFMEU FFPD), make the following statement:

1. I am authorised to lodge this application for the conduct of elections in the CFMEU FFPD.
2. The information is lodged under sub-section 189 (1) of the FW (RO) Act.
3. The offices for which an election is required - FW(RO) reg. 138 (1) (a & c)
 - (1) PPW Sydney Sub Branch Secretary
 - (1) PPW District Senior Vice President
4. Reason for Election - FW(RO) reg. 138 (1) (b)

Election for officers and positions set out above are required as casual vacancies in the offices have occurred which, under the Rules of the organisation, are required to be filled by election.
5. Electorate - FW(RO) reg. 138 (1) (d)

The electorate for:

 - 5.1. the PPW Sydney Sub Branch Secretary is the members of the PPW Sydney Sub Branch
 - 5.2. the Senior Vice President of the PPW District is the delegates to the PPW District Committee of Management.
6. Date and Time for Nominations - FW(RO) reg. 138 (1) (e)
 - 6.1. Nominations for PPW Sydney Sub Branch Secretary will open at a time and on a date to be determined by the returning officer.
 - 6.2. Nominations for PPW District Senior Vice President to open at 9.30 am on Tuesday 2nd March 2010 and nominations will close at 9.40 am on Tuesday 2nd March 2010.
7. Roll of Voters - FW(RO) reg. 138 (1) (f)
 - 7.1. The closing date for the roll of voters for the PPW Sydney Sub Branch Secretary will be determined by the returning officer.
 - 7.2. The PPW District Senior Vice President is elected by the PPW District Committee of Management. This is a body of delegates directly elected at the quadrennial elections. There is no closing date for the roll of voters. The roll of voters is comprised of those elected to the PPW District Committee on 3rd March 2009.
8. Voting System - FW(RO) reg. 138 (1) (g)
 - 8.1. The voting system to be used in the conduct of the election for the PPW Sydney Sub Branch Secretary is the direct voting system.
 - 8.2. The voting system to be used in the conduct of the election for the PPW District Senior Vice President is a collegiate electoral system.



Michael O'Connor
Secretary
CFMEU FFPD
2nd February 2010