



8 May 2017

Mr Jane Calvert
National President
FFPD National Branch
The Forestry, Furnishing, Building Products and Manufacturing Division
Construction, Forestry, Mining and Energy Union
Email: industrial@cfmeuffpd.org

Dear Ms Calvert,

cc: nationalqueries@cfmeu.org

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 [E2016/255]. 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 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. A list of approved training providers is attached.

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, Mining and Energy Union - FFPD National Branch - The Forestry, Furnishing, Building Products and Manufacturing Division 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

Michael Moutevelis

Registered Organisations Commission

List of approved governance training packages

Approved training material	Provider	Contact person	Contact details
AHAWA Governance and Financial Training	Australian Hotels Association (WA Branch)	Mr Bradley Woods	(08) 9321 7701 ceo@ahawa.asn.au
APTIA Governance and Financial Training Package	Australian Public Transport Industrial Association	Mr Ian MacDonald	(02) 6247 5900 imacdonald@bic.asn.au
Handbook for Councillors of the Australian Industry Group	Australian Industry Group (for provision to Ai Group Councillors only. Not for external parties)	Ms Jenifer Leuba	(03) 9867 0174 jenifer.leuba@aigroup.asn.au
The Australian Workers' Union Professional Training Program Financial Duties of Officers	Australian Workers' Union	General enquiries	(02) 8005 3333 members@nat.awu.net.au
In-Boardroom: Governance and Finance for Registered Organisations	Australian Institute of Company Directors	Various	AICD state-based contacts
ACTU s.154C Training— Union Governance	Australian Council of Trade Unions (ACTU)	Organising Centre Enquiries	(03) 9664 7360 orgcentre@actu.org.au
Governance of Registered Organisations	Weston Woodley & Robertson Chartered Accountants	Mr Dennis Robertson	(02) 9264 9144 dennisr@wwr.com.au
Governance and Financial Accountability for Registered Organisations	Local Government New South Wales	Ms Sarah Artist	(02) 9242 4182 learning@lgnsw.org.au
Australian Hotels Association Financial Management Training	Australian Hotels Association (for provision to AHA officers only. Not for external parties)	Mr Stephen Ferguson	(02) 6273 4007 ceo@aha.org.au
Governance and Finance Training for Registered Organisations	Dickson Wohlsen Pty Ltd, trading as CTA Training	Mr Tom Streater	(07) 3878 9355 tom@dws.net.au
The Registered Organisation Training Act for Organisations and Boards	Vibe Public Relations Consultancy	Ms Anne Andrews	0400 021 679 vibeprctraining@bigpond.com
Training Course for Registered Organisations - Governance and Finance	Western Australian Shire Councils, Municipal Road Boards, Health Boards, Parks, Cemeteries and Racecourse, Public Authorities, Water Boards Union	Mr Andrew Johnson	andrew.johnson@lgrceu.org
MTAQ Registered Organisation Governance Course	Motor Trades Association of Queensland Industrial Organisation of Employers	Mr Paul Murray	paulm@mtaq.com.au

NOTIFICATION OF CHANGES TO RECORDS (Changes to Records in the Annual Return) required to be kept in accordance with section 230 *Fair Work (Registered Organisations) Act 2009* and regulation 147 *Fair Work (Registered Organisations) Regulations 2009*

I, [NAME], being the [OFFICER] of the [ORGANISATION NAME], declare the following:

1. I am authorised to make this declaration.
2. The following is a correct statement of the changes made to the information contained in the records required to be kept by the organisation in accordance with s.230(1)(b), (c), and (d) of the *Fair Work (Registered Organisations) Act 2009*:

[delete all that do not apply]

- On [DATE] the address of the organisation changed to [STREET ADDRESS].¹
- On [DATE] the name and/or address of a branch[es] of the organisation changed to:²
 1. *[include OLD name and address and NEW name and address of every branch that has changed]*
 2. ...
- A list of changes to offices and the names, postal addresses and occupations of persons holding those offices is attached to this declaration at Annexure A and forms part of this declaration.
- On [DATE] the following branch[es]:³
 - COMMENCED operation:
 1. *[include name of each new branch]*
 2. ...
 - CEASED operation:
 1. *[include name of each closed branch]*
 2. ...

Signed: [SECRETARY OR OTHER AUTHORISED OFFICER]

Dated: [DATE]

[PLEASE NOTE: This declaration must be submitted to the Registered Organisations Commission within 35 days of the change. It can be submitted to regorgs@roc.gov.au .]

¹ s.230(1)(d); reg.147(d)

² s.230(1)(d); reg.147(a) & (d)

³ s.230(1)(d); reg.147(b) & (c)

ANNEXURE A

- Changes to Offices and Office Holders in the Organisation and its Branches [*insert as many pages as required*]:
Please note the 35 days begins at the earliest event (for instance when the officer retires) and an organisation may need to notify the events separately if the appointment or election process will take longer than 35 days.

Branch	Date of Change	Name of Office that has changed	Name of <u>Outgoing</u> Office Holder	Name of <u>New</u> Office Holder	Postal Address of <u>New</u> Office Holder	Occupation of <u>New</u> Office Holder
National	1.1.2014	Secretary	Full Name	Full Name	c/- the Registered Organisation, postal address of Registered Organisation	Paid official
	25.12.2013	President	vacant	Full Name	As above	mechanic
...						
NSW	1.1.2014 (resigned) 7.1.2014 (appointed)	President	Full Name	Full Name	c/- the Branch, postal address of the Branch	mechanic
		Committee of Management Member	Full Name	Full Name	As above	mechanic
		Treasurer	Full Name	vacant	vacant	vacant
...						

svc-adlib5

From: Jeff Webb <Jeff.Webb@aec.gov.au>
Sent: Tuesday, 2 May 2017 2:00 PM
To: ROC - Registered Org Commission
Subject: FW: Post Election Report E2016/255 CFMEU [SEC=UNCLASSIFIED]
Attachments: Post election report E2016-255 CFMEU FFPD.docx; declaration of results for uncontested Offices - E2016-255.doc

From: Jeff Webb
Sent: Tuesday, 2 May 2017 1:52 PM
To: 'orgs@fwc.gov.au' ; 'Jane Calvert'
Subject: Post Election Report E2016/255 CFMEU [SEC=UNCLASSIFIED]

Post election report attached.

Regards,

Jeff Webb | Senior Returning Officer
VIC State Office | VIC State Office
Australian Electoral Commission
T: (03) 9285 7141 | M: Unlisted



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1 May 2017

Post-election Report

CFMEU - The Forestry, Furnishing, Building Products and Manufacturing Division ('the Division') Collegiate Election E2016/255

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Election(s) Covered in this Report

Election Decision No/s: E2016/255

Rules

Rules used for the election: [105N-ATAI: Incorporates alterations 05/06/2014 in matter R2014/121]

Rules difficult to apply/interpret: Nil

Roll of Voters

As there were no contested offices, no Roll of Voters was required.

Other matters pertaining to the roll of voters: Nil

Irregularities

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

Other irregularities identified, and action taken: Nil

Other Matters

Nil

Attachments

- 1) Declaration of Results for Uncontested Offices

A handwritten signature in black ink that reads "Jeff Webb". The signature is written in a cursive, flowing style.

Jeff Webb
Returning Officer

1 May 2017

svc-adlib5

From: Orgs <orgs@fwc.gov.au>
Sent: Friday, 28 April 2017 4:17 PM
To: ROC - Registered Org Commission
Subject: FW: Declaration of results E2016/255 CFMEU FFPD [SEC=UNCLASSIFIED]
Attachments: declaration of results for uncontested Offices - E2016-255.doc

From: Jeff Webb [<mailto:Jeff.Webb@aec.gov.au>]
Sent: Thursday, 27 April 2017 1:30 PM
To: Orgs; Jane Calvert
Subject: Declaration of results E2016/255 CFMEU FFPD [SEC=UNCLASSIFIED]

Please find attached a copy of the declaration of results. The election is now complete.

Regards,

Jeff Webb | Senior Returning Officer
VIC State Office | VIC State Office
Australian Electoral Commission
T: (03) 9285 7141 | M: Unlisted



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Construction, Forestry, Mining and Energy Union Forestry, Furnishing, Building Products and Manufacturing Division ('the Division') E2016/255

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.

Divisional Senior Vice President

Candidates

SMITH, Craig Anthony

Divisional Vice President (2)

Candidates

COATES, Bradley John
KIRNER, David

Divisional Executive Member (9)

Candidates

BENNIER, Terry Keith
CAMPBELL-BURNS, Denise
KAIWAI, Wiremu
MASON, Kim
McLEAN, Scott
MILNER, Nathan
PALMER, Cliff
PAVEY, Anthony
VENDRAMINI, Andrew

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
27 April 2017



4 April 2017

Ms Jane Calvert
National President
FFPD Division
Construction, Forestry, Mining and Energy Union

Sent by email: idooley@cfmeu.org

Dear Ms Calvert

Re: Election - CFMEU, FFPD Division (E2016/255)

Thank you for your letter dated 3 April 2017 providing clarification about the prescribed information lodged in relation to the above election.

The correspondence has been filed.

Yours sincerely

A handwritten signature in black ink that reads 'Stephen Kellett'. The signature is written in a cursive style with a long horizontal stroke extending to the right.

Stephen Kellett
Senior Adviser
Regulatory Compliance Branch

From: KELLETT, Stephen
Sent: Tuesday, 4 April 2017 12:08 PM
To: 'ldooley@cfmeu.org'
Subject: Correspondence - prescribed information - election E2016 / 255 - clarification

Dear Ms Dooley,

Please see attached my letter in relation to the above.

Yours faithfully

STEPHEN KELLETT
Regulatory Compliance Branch
FAIR WORK COMMISSION

80 William Street
EAST SYDNEY NSW 2011

(ph) (02) 6746 3283
(mob.) 0429 462 979
(email) stephen.kellett@fwc.gov



CFMEU ATAI E2016
255 response 040417

From: Liz Dooley [<mailto:ldooley@cfmeu.org>]
Sent: Monday, 3 April 2017 4:59 PM
To: Orgs
Cc: jeff.webb@aec.gov.au; Jane Calvert; ffpd industrial
Subject: E2016/255 CFMEU FFPD Collegiate Elections

Dear General Manager

Please find **attached** correspondence in relation to the above from CFMEU FFPD National President Jane Calvert.

Kind regards

Liz Dooley
Senior National Legal Officer
Construction, Forestry, Mining & Energy Union
Forestry, Furnishing, Building Products & Manufacturing Division

500 Swanston Street, Carlton VIC 3053
T (03) 9274 9200 | M 0417 635 098 | F (03) 9274 9284

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E2016 - 255.pdf

CFMEU

3 April 2017

The General Manager
Fair Work Commission
Level 10 Terrace Tower
80 William Street
East Sydney, NSW 2011

Divisional Office
500 Swanston Street
CARLTON VIC 3053
Phone: (03) 9274 9200
Fax: (03) 9274 9284
Freecall: 1800 060 556

Via email: orgs@fwc.gov.au

RE: E2016/255 Forestry, Furnishing, Building Products and Manufacturing Division (FFPD) - Collegiate Election for Divisional Positions

On 25 January 2017, we lodged prescribed information in respect of the above elections with the Fair Work Commission.

In Schedule A of the Annexure A containing the prescribed information, we described the electorate for the election of divisional positions as follows: "The electorate is comprised of the Divisional Conference delegates other than the Divisional Officers."

On reflection, we have concluded that this description was in error and based on a misreading of the relevant rule 9(i).

Consistent with previous collegiate election practice, we wish to notify that the correct description of the electorate for the election of all divisional positions in the above election is: "The electorate is comprised of the Divisional Conference."

We note that the correct reading of the rule 9(i) has the effect of excluding Divisional Officers from nomination for the Divisional Executive member positions.

We have provided a copy of this letter to the Australian Electoral Commission who are currently arranging for the conduct of the above elections.

Stand up. Speak out. Come home.

Construction, Forestry, Mining & Energy Union – Forestry, Furnishing, Building Products & Manufacturing Division



admin@cfmeuffpd.org



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[CFMEU_National](https://twitter.com/CFMEU_National)



www.cfmeu.net.au

ABN: 34 183 611 895

Please contact Jane Calvert, National President, should you have any questions in relation to the above. Phone: (03) 9274 9200 Email: jcalvert@cfmeu.org

Yours sincerely

A handwritten signature in black ink that reads "Jane Calvert". The signature is written in a cursive style with a large, stylized initial 'J'.

Jane Calvert
National President
CFMEU FFPD

cc. Jeff Webb
AEC Returning Officer
jeff.webb@aec.gov.au



DECISION

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

Construction, Forestry, Mining and Energy Union (E2016/255)

MR ENRIGHT

MELBOURNE, 1 FEBRUARY 2017

Arrangement for conduct of election.

[1] On 25 January 2017, the Forestry, Furnishing, Building Products and Manufacturing Division (‘the Division’) of the Construction, Forestry, Mining and Energy Union lodged with the Fair Work Commission the prescribed information in relation to an election for the offices set out below:

Divisional Senior Vice President	(1)
Divisional Vice President	(2)
Divisional Executive Member	(7-9) (number to be determined in accordance with the rules by Divisional Conference prior to the calling of nominations)

[2] The date for the opening of nominations is Tuesday 21 February 2017. This means the prescribed information was not received before the prescribed day, which in this case was the day 2 months prior to the date of the opening of nominations, 21 December 2016.

[3] The Division indicated, in its email of 25 January, that it believed it had lodged the prescribed information at the end of 2016. On 30 January, the Division advised it had not been able to locate the relevant email but that it had been the intention to lodge the material prior to 21 December 2016 and understood that it had been. The Division requested the allowance of a later day.

[4] The record of correspondence shows that the Division contacted the Fair Work Commission on 25 January 2017 to find out the progress of the election application. Moreover, paragraph 4 of the declaration stated explicitly that the information was lodged at least 2 months before nominations open. While I find these circumstances consistent with a genuine belief that the prescribed information had been lodged within time, they appear to demonstrate that the statement claiming the relevant information had been lodged at least 2 months before nominations open was inaccurate because, in fact, the prescribed information had not been so lodged. This is because there is no record of such lodgement and on the basis of further inquiries made with the Division, the conclusion to be reached is that the information was not lodged and through administrative failure or oversight, this was not rectified within the prescribed period. The Act presumes that organisations will take steps to

ensure they comply, and the Commission expects that declarations made by organisation officials are accurate.

[5] Having taken into account all of the relevant circumstances, in this case I decline to allow a later day for lodgement.

[6] I am satisfied that an election for the offices set out above 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

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From: KELLETT, Stephen
Sent: Wednesday, 1 February 2017 5:00 PM
To: 'ldooley@cfmeu.org'
Subject: Election - E2016/255 - Delegate's decision

Dear Ms Dooley

Please see attached a copy of the Delegate's decision in relation to the above.

Yours faithfully

STEPHEN KELLETT
Regulatory Compliance Branch
FAIR WORK COMMISSION

80 William Street
EAST SYDNEY NSW 2011

(ph) (02) 6746 3283
(mob.) 0429 462 979
(email) stephen.kellett@fwc.gov



E2016 255
Decision.pdf

From: KELLETT, Stephen
Sent: Wednesday, 1 February 2017 4:57 PM
To: 'Industrial Elections'
Subject: Election - CFMEU - FFPD Division - E2016/255 - granted

Dear Electoral Officer,

Please see attached a copy of the Delegate's decision in relation to the above.

Yours faithfully

STEPHEN KELLETT
Regulatory Compliance Branch
FAIR WORK COMMISSION

80 William Street
EAST SYDNEY NSW 2011

(ph) (02) 6746 3283
(mob.) 0429 462 979
(email) stephen.kellett@fwc.gov



E2016 255
Decision.pdf

From: Liz Dooley [mailto:ldooley@cfmeu.org]
Sent: Monday, 30 January 2017 5:32 PM
To: KELLETT, Stephen
Cc: Jane Calvert; Alice Vickerman; Vicki Doherty
Subject: RE: KELLETT E2016/255 CFMEU-FFPD Collegiate Elections Prescribed Information

Dear Stephen

Further to our conversation just now in relation to the above elections, I write to advise that we have been unable to locate an email which we believed had been sent at the end of 2016 containing the relevant prescribed information and declaration.

Our understanding was that after the relevant documents had been prepared on 16 December 2016, that they were then signed and forwarded to the Fair Work Commission. It was certainly our intention to file this material prior to 21 December 2016. We therefore respectfully request that the Commission allow the filing of this material at this later date.

Attached is a signed copy of the cover letter and the declaration dated today.

Please advise should you require anything further.

Kind regards

Liz Dooley
Senior National Legal Officer
Construction, Forestry, Mining & Energy Union
Forestry, Furnishing, Building Products & Manufacturing Division

500 Swanston Street, Carlton VIC 3053
T (03) 9274 9200 | M 0417 635 098 | F (03) 9274 9284

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Signed CFMEU-FFPD
Collegiate Elections P

16 December 2016

The General Manager
Fair Work Commission
Level 10 Terrace Tower
80 William Street
East Sydney, NSW 2011

Divisional Office
500 Swanston Street
CARLTON VIC 3053
Phone: (03) 9274 9200
Fax: (03) 9274 9284
Freecall: 1800 060 556

Via email: orgs@fwc.gov.au

**RE: E2016/255 Forestry, Furnishing, Building Products and Manufacturing
Division (FFPD) - Collegiate Election for Divisional Positions**

In accordance with s.189(1) of the *Fair Work (Registered Organisations) Act 2009*, the Construction Forestry Mining and Energy Union (CFMEU) Forestry, Furnishing, Building Products and Manufacturing Division (FFPD), is required to lodge with the Fair Work Commission (FWC) the prescribed information in relation to an election for positions in the Division.

Accordingly we ask that the General Manager arrange for the conduct of those elections by the Australian Electoral Commission.

The Statement and Prescribed Information required by Regulation 138 of the *Fair Work (Registered Organisations) Regulations (2009)* are attached.

In all cases, these collegiate elections arise in the normal course of events as a result of the expiry of the term of the relevant position.

Further, in response to your Sam Gallichio's letter of 3 November 2016, it is our view that offices within the Division's Pulp and Paper Workers' District are also due for election shortly. Under the Rules the collegiate election is to be held during the District Committee of Management meeting scheduled after the declaration of the quadrennial elections. The Pulp and Paper Workers' District Committee of Management meeting is scheduled to be held on 14 March 2017. Nominations for these positions are due to open on 14 March 2017.

In accordance with s. 189(1) of the *Fair Work (Registered Organisations) Act 2009*, and Regulation 138 of the *Fair Work (Registered Organisations) Regulations (2009)*, we attach the Statement and Prescribed Information required, and ask that the General Manager arrange for the conduct of those elections by the Australian Electoral Commission.

Stand up. Speak out. Come home

**Construction, Forestry, Mining & Energy Union – Forestry, Furnishing, Building Products &
Manufacturing Division**



admin@cfmeuffpd.org



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www.cfmeu.net.au

Please contact Jane Calvert, on 03 9274 9200 or jcalvert@cfmeu.org, if you require any further information in relation to this matter.

Yours sincerely

A handwritten signature in blue ink, appearing to read 'Michael O'Connor', written in a cursive style.

Michael O'Connor
National Secretary
CFMEU

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, Michael O'Connor, being the National Secretary of the Forestry, Furnishing, Building Products and Manufacturing Division of the Construction, Forestry, Mining and Energy Union, make the following statement:

1. I am authorised to sign this statement containing prescribed information for the Forestry, Furnishing, Building Products and Manufacturing Division of the Construction, Forestry, Mining and Energy Union ("CFMEU-FFPD").
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 in Schedules A to B.
4. This statement **IS** lodged at least 2 months before nominations open for the elections below.

Signed:



Dated:

30th January 17
~~10 December 2016~~

ANNEXURE A

Schedule A - Divisional Officers						
(a) The name of each office in respect of election is required	(b) The reason for the election in each case is:	(c) the number of those offices or positions for which an election is required;	(d) if the electorate comprises only members of a Branch, section or other division of an organisation — the name of the Branch, section or division;	(e) the date and time of the beginning and end of the period in which nominations of candidates will be called for or may be made under the rules of the organisation or Branch in relation to the election;	(f) the day provided for in the rules of the organisation as the day on which the roll of voters is to be closed.	(g) the kind of voting system to be used in the conduct of the election is:
Divisional Senior Vice President	The term of the office is due to expire in the normal course of events	1	The electorate is comprised of the Divisional Conference delegates other than the Divisional Officers	Nominations open at 10 am on Tuesday 21 February 2017 (Rule 9(iv)) and close at 10.15am on Tuesday 21 February 2017. (The ballot will be conducted on 21 February 2017 where practicable in accordance with Rule 9(iv)).	The Divisional Conference is a body of delegates directly elected in the 2016 Quadrennial elections. There is no closing date for the roll of votes set out in the Rules. The Roll is comprised of those elected to the Divisional Conference as declared on 28 November 2016. (The declaration of 28 November 2016 was for uncontested offices only. The ballot for the only contested office is due to close on 19 December 2016).	Collegiate voting system (Rule 9(ii))

Schedule A - Divisional Officers

(a) The name of each office in respect of election is required	(b) The reason for the election in each case is:	(c) the number of those offices or positions for which an election is required;	(d) if the electorate comprises only members of a Branch, section or other division of an organisation — the name of the Branch, section or division;	(e) the date and time of the beginning and end of the period in which nominations of candidates will be called for or may be made under the rules of the organisation or Branch in relation to the election;	(f) the day provided for in the rules of the organisation as the day on which the roll of voters is to be closed.	(g) the kind of voting system to be used in the conduct of the election is:
Divisional Vice President	The term of the office is due to expire in the normal course of events	2	The electorate is comprised of the Divisional Conference delegates other than the Divisional Officers	Nominations open at 10 am on Tuesday 21 February 2017 (Rule 9(iv)) and close at 10.15am on Tuesday 21 February 2017. (The ballot will be conducted on 21 February 2017 where practicable in accordance with Rule 9(iv)).	<p>The Divisional Conference is a body of delegates directly elected in the 2016 Quadrennial elections. There is no closing date for the roll of votes set out in the Rules. The Roll is comprised of those elected to the Divisional Conference as declared on 28 November 2016.</p> <p>(The declaration of 28 November 2016 was for uncontested offices only. The ballot for the only contested office is due to close on 19 December 2016).</p>	Collegiate voting system (Rule 9(ii))

Schedule A - Divisional Officers

(a) The name of each office in respect of election is required	(b) The reason for the election in each case is:	(c) the number of those offices or positions for which an election is required;	(d) if the electorate comprises only members of a Branch, section or other division of an organisation — the name of the Branch, section or division;	(e) the date and time of the beginning and end of the period in which nominations of candidates will be called for or may be made under the rules of the organisation or Branch in relation to the election;	(f) the day provided for in the rules of the organisation as the day on which the roll of voters is to be closed.	(g) the kind of voting system to be used in the conduct of the election is:
Divisional Executive Members	The term of the office is due to expire in the normal course of events	No less than 7 and no more than 9, including 2 Affirmative Action positions. (The number of positions required to be elected is determined in accordance with Rule 9(i) by the Divisional Conference prior to the calling of nominations)	The electorate is comprised of the Divisional Conference delegates other than the Divisional Officers	Nominations open at 10 am on Tuesday 21 February 2017 (Rule 9(iv)) and close at 10.15am on Tuesday 21 February 2017. (The ballot will be conducted on 21 February 2017 where practicable in accordance with Rule 9(iv)).	The Divisional Conference is a body of delegates directly elected in the 2016 Quadrennial elections. There is no closing date for the roll of votes set out in the Rules. The Roll is comprised of those elected to the Divisional Conference as declared on 28 November 2016. (The declaration of 28 November 2016 was for uncontested offices only. The ballot for the only contested office is due to close on 19 December 2016).	Collegiate voting system (Rule 9(ii))



Copy of Prescribed Information

Title of Matter: Application/Notification by Construction, Forestry, Mining and Energy Union-FFPD No. 1 National Branch - The Forestry, Furnishing, Building Products and Manufacturing Division

Section: s.189(1) RO Act - Notification of elections for office

Subject: Divisional Senior V-P, Divisional Vice-Presidents, Divisional Executive Members

Matter Number(s): E2016/255

Attn: Electoral Officer

A copy of the Prescribed Information in relation to the above matter is attached for your information.

The election decision will be forwarded to your office in due course.

Inquiries:

Any inquiries relating to this are to be directed to: orgs@fwc.gov.au.

27 JANUARY 2017

From: Liz Dooley [mailto:ldooley@cfmeu.org]
Sent: Wednesday, 25 January 2017 10:13 AM
To: Orgs
Subject: FW: E2016/255 CFMEU - FFPD collegiate elections
Importance: High

To Whom it May Concern

I have just sent the below email to Sam Gallichio who I understand is out of the office.

Can you please provide a response in his absence?

Kind regards

Liz Dooley
Senior National Legal Officer
Construction, Forestry, Mining & Energy Union
Forestry, Furnishing, Building Products & Manufacturing Division

500 Swanston Street, Carlton VIC 3053
T (03) 9274 9200 | M 0417 635 098 | F (03) 9274 9284

Stand up. Speak out. Come home.

<http://www.standupspeakoutcomehome.org.au/>

CFMEU Forestry & Furnishing Products Division, National Office Disclaimer:

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From: Liz Dooley
Sent: Wednesday, 25 January 2017 10:10 AM
To: 'Sam.Gallichio@fwc.gov.au' <Sam.Gallichio@fwc.gov.au>
Cc: Jane Calvert <jcalvert@cfmeu.org>; ffpd industrial <ffpdindustrial@cfmeu.org>
Subject: E2016/255 CFMEU - FFPD collegiate elections

Hi Sam

Can you please advise of the status of the above elections at your earliest convenience?

We understand that the relevant prescribed information was provided to the FWC at the end of 2016, and expect that the divisional collegiate election will be conducted on 21 February 2017 by the AEC, however we have not been contacted by the AEC as yet.

Kind regards

Liz Dooley

Senior National Legal Officer

**Construction, Forestry, Mining & Energy Union
Forestry, Furnishing, Building Products & Manufacturing Division**

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CFMEU

16 December 2016

The General Manager
Fair Work Commission
Level 10 Terrace Tower
80 William Street
East Sydney, NSW 2011

Via email: orgs@fwc.gov.au

Divisional Office
500 Swanston Street
CARLTON VIC 3053
Phone: (03) 9274 9200
Fax: (03) 9274 9284
Freecall: 1800 060 556

RE: E2016/255 Forestry, Furnishing, Building Products and Manufacturing Division (FFPD) - Collegiate Election for Divisional Positions

In accordance with s.189(1) of the *Fair Work (Registered Organisations) Act 2009*, the Construction Forestry Mining and Energy Union (CFMEU) Forestry, Furnishing, Building Products and Manufacturing Division (FFPD), is required to lodge with the Fair Work Commission (FWC) the prescribed information in relation to an election for positions in the Division.

Accordingly we ask that the General Manager arrange for the conduct of those elections by the Australian Electoral Commission.

The Statement and Prescribed Information required by Regulation 138 of the *Fair Work (Registered Organisations) Regulations (2009)* are attached.

In all cases, these collegiate elections arise in the normal course of events as a result of the expiry of the term of the relevant position.

Further, in response to your Sam Gallichio's letter of 3 November 2016, it is our view that offices within the Division's Pulp and Paper Workers' District are also due for election shortly. Under the Rules the collegiate election is to be held during the District Committee of Management meeting scheduled after the declaration of the quadrennial elections. The Pulp and Paper Workers' District Committee of Management meeting is scheduled to be held on 14 March 2017. Nominations for these positions are due to open on 14 March 2017.

In accordance with s. 189(1) of the *Fair Work (Registered Organisations) Act 2009*, and Regulation 138 of the *Fair Work (Registered Organisations) Regulations (2009)*, we attach the Statement and Prescribed Information required, and ask that the General Manager arrange for the conduct of those elections by the Australian Electoral Commission.

Stand up. Speak out. Come home.

Construction, Forestry, Mining & Energy Union – Forestry, Furnishing, Building Products & Manufacturing Division



admin@cfmeuffpd.org



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www.cfmeu.net.au

Please contact Jane Calvert, on 03 9274 9200 or jcalvert@cfmeu.org, if you require any further information in relation to this matter.

Yours sincerely

Michael O'Connor
National Secretary
CFMEU

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, Michael O'Connor, being the National Secretary of the Forestry, Furnishing, Building Products and Manufacturing Division of the Construction, Forestry, Mining and Energy Union, make the following statement:

1. I am authorised to sign this statement containing prescribed information for the Forestry, Furnishing, Building Products and Manufacturing Division of the Construction, Forestry, Mining and Energy Union ("CFMEU-FFPD").
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 in Schedules A to B.
4. This statement **IS** lodged at least 2 months before nominations open for the elections below.

Signed:

Dated: 16 December 2016

ANNEXURE A

Schedule A - Divisional Officers						
(a) The name of each office in respect of election is required	(b) The reason for the election in each case is:	(c) the number of those offices or positions for which an election is required;	(d) if the electorate comprises only members of a Branch, section or other division of an organisation — the name of the Branch, section or division;	(e) the date and time of the beginning and end of the period in which nominations of candidates will be called for or may be made under the rules of the organisation or Branch in relation to the election;	(f) the day provided for in the rules of the organisation as the day on which the roll of voters is to be closed.	(g) the kind of voting system to be used in the conduct of the election is:
Divisional Senior Vice President	The term of the office is due to expire in the normal course of events	1	The electorate is comprised of the Divisional Conference delegates other than the Divisional Officers	Nominations open at 10 am on Tuesday 21 February 2017 (Rule 9(iv)) and close at 10.15am on Tuesday 21 February 2017. (The ballot will be conducted on 21 February 2017 where practicable in accordance with Rule 9(iv)).	The Divisional Conference is a body of delegates directly elected in the 2016 Quadrennial elections. There is no closing date for the roll of votes set out in the Rules. The Roll is comprised of those elected to the Divisional Conference as declared on 28 November 2016. (The declaration of 28 November 2016 was for uncontested offices only. The ballot for the only contested office is due to close on 19 December 2016).	Collegiate voting system (Rule 9(ii))

Schedule A - Divisional Officers

(a) The name of each office in respect of election is required	(b) The reason for the election in each case is:	(c) the number of those offices or positions for which an election is required;	(d) if the electorate comprises only members of a Branch, section or other division of an organisation — the name of the Branch, section or division;	(e) the date and time of the beginning and end of the period in which nominations of candidates will be called for or may be made under the rules of the organisation or Branch in relation to the election;	(f) the day provided for in the rules of the organisation as the day on which the roll of voters is to be closed.	(g) the kind of voting system to be used in the conduct of the election is:
Divisional Vice President	The term of the office is due to expire in the normal course of events	2	The electorate is comprised of the Divisional Conference delegates other than the Divisional Officers	Nominations open at 10 am on Tuesday 21 February 2017 (Rule 9(iv)) and close at 10.15am on Tuesday 21 February 2017. (The ballot will be conducted on 21 February 2017 where practicable in accordance with Rule 9(iv)).	The Divisional Conference is a body of delegates directly elected in the 2016 Quadrennial elections. There is no closing date for the roll of votes set out in the Rules. The Roll is comprised of those elected to the Divisional Conference as declared on 28 November 2016. (The declaration of 28 November 2016 was for uncontested offices only. The ballot for the only contested office is due to close on 19 December 2016).	Collegiate voting system (Rule 9(ii))

Schedule A - Divisional Officers

(a) The name of each office in respect of election is required	(b) The reason for the election in each case is:	(c) the number of those offices or positions for which an election is required;	(d) if the electorate comprises only members of a Branch, section or other division of an organisation — the name of the Branch, section or division;	(e) the date and time of the beginning and end of the period in which nominations of candidates will be called for or may be made under the rules of the organisation or Branch in relation to the election;	(f) the day provided for in the rules of the organisation as the day on which the roll of voters is to be closed.	(g) the kind of voting system to be used in the conduct of the election is:
Divisional Executive Members	The term of the office is due to expire in the normal course of events	No less than 7 and no more than 9, including 2 Affirmative Action positions. (The number of positions required to be elected is determined in accordance with Rule 9(i) by the Divisional Conference prior to the calling of nominations)	The electorate is comprised of the Divisional Conference delegates other than the Divisional Officers	Nominations open at 10 am on Tuesday 21 February 2017 (Rule 9(iv)) and close at 10.15am on Tuesday 21 February 2017. (The ballot will be conducted on 21 February 2017 where practicable in accordance with Rule 9(iv)).	<p>The Divisional Conference is a body of delegates directly elected in the 2016 Quadrennial elections. There is no closing date for the roll of votes set out in the Rules. The Roll is comprised of those elected to the Divisional Conference as declared on 28 November 2016.</p> <p>(The declaration of 28 November 2016 was for uncontested offices only. The ballot for the only contested office is due to close on 19 December 2016).</p>	Collegiate voting system (Rule 9(ii))



3 November 2016

Mr Michael O'Connor
Divisional Secretary
Construction, Forestry, Mining and Energy Union-FFPD No. 1 National Branch - The Forestry,
Furnishing, Building Products and Manufacturing Division

Sent via email: industrial@cfmeuffpd.org

CC: AEC Returning Officer by email: industrial.elections@aec.gov.au

Dear Mr O'Connor,

Courtesy Letter - Election for offices [E2016/255]

The rules of the Construction, Forestry, Mining and Energy Union-FFPD No. 1 National Branch - The Forestry, Furnishing, Building Products and Manufacturing Division indicate that an election for offices within the division is due to commence shortly.

- Divisional Senior Vice-President
- Divisional Vice-Presidents
- Divisional Executive Members

It appears that nominations for the election for the above-named offices open in February next year.

This is a courtesy letter to remind you of your obligation to lodge information about the election (known as the 'prescribed information') pursuant to sub-sections 189(1) and (2) of the *Fair Work (Registered Organisations) Act 2009* (the 'Act') within the month. Prescribed information must be lodged with the Fair Work Commission (the Commission) two months before nominations open for the election.

If you have a different interpretation for the commencement of the election or the offices due for election under your rules, please let the Commission know, otherwise, the prescribed information should contain details of the election as required by regulation 138(1) of the *Fair Work (Registered Organisations) Regulations 2009* (the 'Regulations'), and any subsequent collegiate elections, if that is relevant. A sample of the prescribed information can be found on our website at <https://www.fwc.gov.au/registered-organisations/fact-sheets-templates-webinars>.

The prescribed information should be emailed to orgs@fwc.gov.au. If your division believes that it will be unable to comply with the prescribed day as set out in the Regulations, it will need to apply to the General Manager within the month for a later date. Such request will need to set out in detail the reason why your organisation is unable to comply with the requirement. While the General Manager will consider such an application, there is no assurance that consent to a later day will be allowed.

It should be noted Section 189(2) is a civil penalty provision. Failure for an organisation to comply may result in legal proceedings being issued with the possibility of a pecuniary penalty being imposed upon an officer and/or the organisation.

The Commission intends to continue to provide reminders that an election is due as a courtesy. However failure to receive a reminder from the Commission cannot be relied on as a reason for late, incorrect or non-lodgment of prescribed information. The obligation to lodge prescribed information consistent with the Act and the rules of the organisation rests with the organisation.

When lodging the prescribed information, please quote [E2016/255]

Should you seek any clarification in relation to the above, please contact the Commission on orgs@fwc.gov.au.

Yours sincerely,



Sam Gallichio

Adviser

Regulatory Compliance Branch