

PR973600

Workplace Relations Act 1996
s.189 RAO Schedule - arrangement for conduct of an election

Construction, Forestry, Mining and Energy Union
(E2006/189)

B. R. JENKINS
DEPUTY INDUSTRIAL REGISTRAR

SYDNEY, 10 AUGUST 2006

DECISION

On 3 August 2006 the Construction and General Division of the abovenamed organisation lodged in the Industrial Registry prescribed information in relation to an election to fill a vacancy in following office:

Construction and General Division

Divisional Secretary (1)

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





Australian Government

Australian Industrial Registry

Level 8, Terrace Towers
80 William Street, East Sydney, NSW 2011
Telephone: (02) 8374 6666
Fax: (02) 9380 6990
Email: sydney@air.gov.au

Mr John Sutton
National Secretary,
Construction, Forestry, Mining and Energy Union
1st Floor
365 Sussex Street
SYDNEY NSW 2000

Dear Mr Sutton

**Re: Arrangements for the conduct of Elections
(E2006/171 and E2006/189)**

Copies of the Registrar's decisions in relation to the above matters are enclosed.

The Registrar is making arrangements, under subsection 189(3) of Schedule 1 of the *Workplace Relations Act 1996*, with the Electoral Commissioner for the conduct of the subject elections by a member of staff of the Australian Electoral Commission, who will contact you in the near future about the elections.

Yours sincerely,

A handwritten signature in black ink, appearing to read 'Steve Teece'.

Steve Teece
for Deputy Industrial Registrar
10 August 2006

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

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

E No 2006/171 and E No 2006/189

RE: CONSTRUCTION, FORESTRY, MINING AND ENERGY UNION

Positions:

See Decisions

Relevant Information:

- E2006/171: New Positions, Collegiate Election, Secret Ballot
- E2006/189: Casual Vacancy, Collegiate Election, Secret Ballot

Contact: John Sutton
National Secretary

Phone: (02) 8524 5800

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



Steve Teece
for Deputy Industrial Registrar

10 August 2006

TEECE, Steve

From: TEECE, Steve
Sent: Friday, 4 August 2006 12:27 PM
To: industrial.elections@aec.gov.au
Subject: E2006/189 CFMEU C&G Casual Vacancy - Prescribed Information and Rulebook

Attachments: cfmeu e2006 189.fax; CFMEUConstGen231205.doc

Prescribed Information and Rulebook:



cfmeu e2006
189.fax (79 KB)

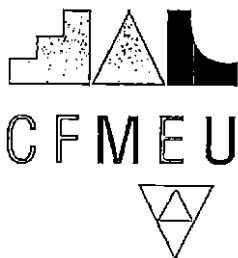


CFMEUConstGen23
1205.doc (531 K...

Steve Teece

Research Information Advice Team
NSW Registry
Australian Industrial Registry

Ph: (02) 8374 6516 Fax: (02) 9380 6990
steve.teece@air.gov.au



CONSTRUCTION

FORESTRY

MINING

ENERGY

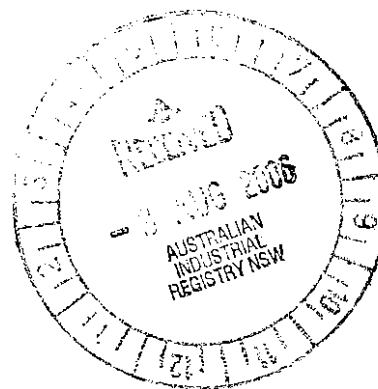
UNION

3 August, 2006

The Industrial Registrar
Australian Industrial Registry
80 William Street
SYDNEY NSW 2000

Fax: 9380 6990

Attention Mr B Jenkins



CONSTRUCTION &
GENERAL DIVISION
ABN 46 243 168 565

Dear Mr Jenkins,

Re: CFMEU - Election of Divisional Officer

In accordance with regulation 138 of the *Workplace Relations (Registration and Accountability of Organisations) Regulations 2003*, I provide the following prescribed information in relation to the election of an officer of the Construction, Forestry, Mining and Energy Union.

Name of each officer or position

National Secretary – CFMEU Construction and General Division

Number of Offices for which an Election is Required

One (1)

Reason for the Election

A casual vacancy will occur imminently with the resignation of the incumbent officer which will take effect on 25 August, 2006.

Nomination period for Candidates/Closure of Rule of Voters

To be determined.

JOHN SUTTON
National Secretary

FEDERAL OFFICE
LEVEL 12
276 PITT STREET
SYDNEY NSW 2000

PO BOX Q235
QUEEN VICTORIA BLDG
POST OFFICE
SYDNEY NSW 1230

PH: (02) 8524 5800
FAX: (02) 8524 5801
WEB:

www.cfmeu.asn.au/construction

Electorate/Voting System

The electorate for the election is the delegates to the Divisional Conference of the Construction and General Division of the Union. Such delegates are directly elected by the membership of the Construction and General Division. The voting system for the election of the National Secretary Construction and General Division is therefore a collegiate electoral system.

This information is lodged under subsection 189(1) of the RAO Schedule and I am authorised to sign this statement.

Yours faithfully,

A handwritten signature in black ink, appearing to read 'John Sutton', written over a circular stamp or mark.

John Sutton
NATIONAL SECRETARY

Australian Electoral Commission / AEC

Workplace Relations Act 1996 – Schedule 1B

RETURNING OFFICER - POST ELECTION REPORT

Client: Construction, Forestry, Mining and Energy Union
Construction and General Division

Contact details: John Sutton
National Secretary
Level 2
15 Wentworth Ave
Sydney NSW 2000

Email: cfmeu.asn.au/construction
Tel: 02 9267 7644

AIR contact officer: Steve Teece

Email: Industrial.elections@air.gov.au
Tel: 02 8374 6516

ELECTIONS COVERED IN THIS REPORT

Election Decision No/s: E2006/171 & E2006/189

Election: Vacancy Election Divisional Secretary and new offices
National Executive Committee Member

Returning Officer: Rhys Richards

RULES

Rules used for elections Rule ID: [105N-FED: Incorporates alterations of 13/6/ 2006]
[R2006/159]

Rule/s re eligibility to vote: C&G Rules; 32,34,38

Rules difficult to apply/interpret:

Model Rule reference (if any):

Legal precedents considered:

**Action taken under section 193 of RAO
Schedule:**

ROLL OF VOTERS

As a Ballot was not required, the Roll of Voters was not requested

ALLEGATIONS OF IRREGULARITIES RECEIVED

There were no written complaints or allegations of irregularities

ATTACHMENTS

A) Declaration of Results for Uncontested Offices - E2006/171 & E2006/189

Rhys Richards
Returning Officer
19 September 2006

Construction, Forestry, Mining and Energy Union Construction and General Division

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.

E2006/189

Construction & General Division

Divisional Secretary

Candidate

NOONAN, Dave

E2006/171

National Executive Committee Member (2)

Candidates

REYNOLDS, Kevin
TROHEAR, Wallace

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

Rhys Richards
Returning Officer
19 September 2006