

Australian Electoral Commission / AEC

Fair Work (Registered Organisations) Act 2009

POST ELECTION REPORT

Client: Construction Forestry Mining & Energy Union

Contact details: David Noonan
National Secretary
12th Floor
276 Pitt St Sydney 2000

Email: queries@fed.cfmeu.asn.au
Tel: 02 8524 5800
FAX: 02 8524 5801

AIR contact officer: David Vale

Email: Industrial.elections@fwa.gov.au
Tel: 02 8374 6509

ELECTIONS COVERED IN THIS REPORT

Election Decision No/s: E2009/156

RULES

Rules used for elections Rule ID: [105N-BWIU: Incorporates alterations of 16/03/2009]
[R2009/249]

Rules difficult to apply/interpret: N/A

Model Rule reference (if any):

ROLL OF VOTERS

Total number of voters on the roll	N/A	
Number of apparent workplace addresses	0	0 %
Number of non-current addresses	0	0 %
Other Matters	N/A	

ALLEGATIONS OF IRREGULARITIES RECEIVED

Details of written allegations of irregularities, and action taken by AEC: N/A

Other irregularities identified, and action taken: N/A

ATTACHMENTS

A: Declaration of Uncontested Office

Rhys Richards
Returning Officer
17 July 2009

**Construction, Forestry, Mining and Energy Union
Vacancy Election
Brick, Tile, Pottery Construction Materials & Related
Products Industry Divisional Branch - Victoria**

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.

E2009/156

Victoria

Industry Divisional Branch Assistant Secretary

Candidate

TATE, John

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

RHYS RICHARDS
Returning Officer

17 July 2009



Australian Government
Australian Industrial Registry

26 May 2009
Mr David Noonan
National Secretary
Construction & General Division
CFMEU
PO BOX Q235
QUEEN VICTORIA BUILDING POST OFFICE
SYDNEY NSW 1230

Dear Mr Noonan

**Re: Arrangements for the conduct of an Election
(E2009/156)**

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 1 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 cursive script that reads "David Vale".

David Vale
for Deputy Industrial Registrar

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

Construction, Forestry, Mining and Energy Union
(E2009/156)

B. R. JENKINS
DEPUTY INDUSTRIAL REGISTRAR

SYDNEY 26 MAY 2009

DECISION

[1] On 18 May 2009 the Construction and General Division of the Construction, Forestry, Mining and Energy Union lodged in the Industrial Registry prescribed information in relation to an election for the following office:

Brick, Tile, Pottery, Construction Materials and Related Products Industry Divisional Branch

Industry Divisional Branch Assistant Secretary (Victoria) (1)

[2] I am satisfied that an election for the abovenamed office 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.



VALE, David

From: VALE, David
Sent: Tuesday, 26 May 2009 9:59 AM
To: 'industrial.elections@aec.gov.au'
Subject: E2009/156
Attachments: CFMEU E2009_156 decision to AEC_260509.pdf

Dear AEC,

Please find attached a copy of the Decision for the upcoming election of the Brick, Tile, Pottery, Construction Materials and Related Products Industry Divisional Branch of the Construction and General Division of the CFMEU - E2009/156.

Yours sincerely

David Vale
Manager, Registered Organisations
New South Wales Registry

Australian Industrial Relations Commission
Level 8, Terrace Tower
80 William Street
East Sydney NSW 2011

Telephone: (02) 8374 6509
Facsimile: (02) 9380 6990
Email: david.vale@airc.gov.au



Australian Government
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 1 of the Workplace Relations Act 1996, please arrange for the conduct of the following election by the Australian Electoral Commission:

E No 2009/156

**RE: Construction, Forestry, Mining and Energy Union – Construction & General Division –
Brick, Tile, Pottery, Construction Materials and Related Products Industry Divisional Branch**

Position:

See Decision

Contact: David Noonan
National Secretary (Construction & General Division)

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@airc.gov.au

A handwritten signature in black ink that reads 'David Vale'.

David Vale
for Deputy Industrial Registrar

26 May 2009

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

Construction, Forestry, Mining and Energy Union
(E2009/156)

B. R. JENKINS
DEPUTY INDUSTRIAL REGISTRAR

SYDNEY 26 MAY 2009

DECISION

[1] On 18 May 2009 the Construction and General Division of the Construction, Forestry, Mining and Energy Union lodged in the Industrial Registry prescribed information in relation to an election for the following office:

Brick, Tile, Pottery, Construction Materials and Related Products Industry Divisional Branch

Industry Divisional Branch Assistant Secretary (Victoria) (1)

[2] I am satisfied that an election for the abovenamed office 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.



VALE, David

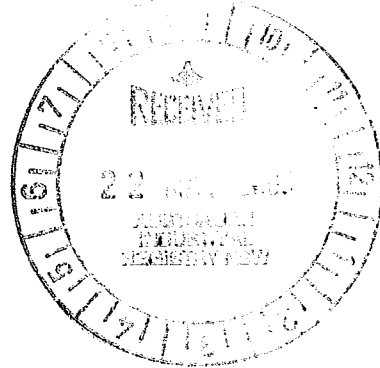
From: Tom Roberts [troberts@fed.cfmeu.asn.au]
Sent: Friday, 22 May 2009 10:17 AM
To: VALE, David
Subject: FW: Melksham resignation

Attachments: Document.pdf



Document.pdf
(64 KB)

David,



Document attached as discussed.

Regards,

Tom Roberts
Senior National Legal Officer
CFMEU C&G Division
Ph: (02) 8524 5800
Fax: (02) 8524 5801

Support rights on site at www.rightsonsite.org.au

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

From: National Office, CFMEU C&G [mailto:achapman@fed.cfmeu.asn.au]
Sent: Friday, 22 May 2009 10:12 AM
To: Tom Roberts
Subject: Melksham resignation

This document was digitally sent to you using an HP Digital Sending device.



Australian Government
Australian Industrial Registry

22 May 2009
Mr David Noonan
National Secretary
Construction & General Division
CFMEU
PO BOX Q235
QUEEN VICTORIA BUILDING POST OFFICE
SYDNEY NSW 1230

Dear Mr Noonan

**Re: Election for the CFMEU – Construction & General Division
(E2009/156)**

I refer to your request dated 14 May 2009 to conduct an election under subsection 189(3) of Schedule 1 of the *Workplace Relations Act 1996*, which was lodged in the Registry on 18 May 2009.

The prescribed information refers to a casual vacancy due to the resignation of the office of Industry Divisional Branch Assistant Secretary (Victoria) of the Brick, Tile, Pottery, Construction Materials and Related Products Industry Divisional Branch of the Construction and General Division of the CFMEU.

Before the Deputy Industrial Registrar can make a decision in this matter, could you please provide the Registrar with a copy of the officer's resignation?

If you have any queries please do not hesitate to contact me on (02) 8374 6509.

Yours sincerely

A handwritten signature in cursive script that reads 'David Vale'.

David Vale
for Deputy Industrial Registrar

TRANSACTION REPORT

22/MAY/2009/FRI 09:32

FAX(TX)

#	DATE	START T.	RECEIVER	COM.TIME	PAGE	TYPE/NOTE	FILE
001	22/MAY	09:32	0285245801	0:00:35	1	MEMORY OK	ECM 1078



Australian Government
Australian Industrial Registry

22 May 2009
Mr David Noonan
National Secretary
Construction & General Division
CFMEU
PO BOX Q235
QUEEN VICTORIA BUILDING POST OFFICE
SYDNEY NSW 1230

Dear Mr Noonan

**Re: Election for the CFMEU – Construction & General Division
(E2009/156)**

I refer to your request dated 14 May 2009 to conduct an election under subsection 189(3) of Schedule 1 of the *Workplace Relations Act 1996*, which was lodged in the Registry on 18 May 2009.

The prescribed information refers to a casual vacancy due to the resignation of the office of Industry Divisional Branch Assistant Secretary (Victoria) of the Brick, Tile, Pottery, Construction Materials and Related Products Industry Divisional Branch of the Construction and General Division of the CFMEU.

Before the Deputy Industrial Registrar can make a decision in this matter, could you please provide the Registrar with a copy of the officer's resignation?

If you have any queries please do not hesitate to contact me on (02) 8374 6509.

Yours sincerely

A handwritten signature in cursive script that reads "David Vale".

David Vale
for Deputy Industrial Registrar

VALE, David

From: VALE, David
Sent: Monday, 18 May 2009 12:49 PM
To: 'industrial.elections@aec.gov.au'
Subject: E2009/156
Attachments: CFMEU C&G_E2009_156 lodged 180509.pdf; CFMEU Const & Gen 105N-BWIU_R2009_249_16032009.doc

Dear AEC,

Please find attached a copy of the prescribed information and a copy of the current rule book of the Construction and General Division of the CFMEU for an upcoming election.

Yours sincerely,

David Vale
Manager, Registered Organisations
New South Wales Registry

Australian Industrial Relations Commission
Level 8, Terrace Tower
80 William Street
East Sydney NSW 2011

Telephone: (02) 8374 6509
Facsimile: (02) 9380 6990
Email: david.vale@airc.gov.au

14 May 2009

The Industrial Registrar
Australian Industrial Registry
80 William Street
East Sydney NSW 2000

Attention: Mr B Jenkins

Dear Mr Jenkins

**Re: CFMEU –
Election of Divisional Branch 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 Construction & General Division, Brick, Tile, Pottery Construction Materials and Related Products Industry Divisional Branch;

Name of each officer or position

Victoria Sub-Branch
Divisional Branch Assistant Secretary

Number of Offices for which an Election is Required

One (1)

Reason for the Election

A casual vacancy has occurred as a result of the resignation of the incumbent officer.

Nomination period for Candidates/Closure of Rule of Voters

To be determined.



CFMEU
CONSTRUCTION
AND GENERAL




Electorate/Voting System

The Victoria Sub-Branch Divisional Branch Assistant Secretary is to be elected by and from members in the Victoria Sub-Branch.

A direct voting system is to be used for the conduct of the election.

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 'D Noonan', with a long horizontal flourish extending to the right.

Dave Noonan
National Secretary
CFMEU
Construction & General