

Construction, Forestry, Mining and Energy Union Western Australian Divisional Branch

Declaration of Results for Uncontested Offices

E2013/199

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.

Construction and General Division

Divisional Branch Management Committee Member

Candidates

MOLINA, Vinnie

Divisional Branch Council Member (2)

Candidates

FERREIRA, Paul
MCCANN, Steve

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

Simon Bulloch
Returning Officer
15 August 2013

**- Construction, Forestry, Mining and Energy Union
CFMEU (Construction & General Division) Casual
Vacancy Election E2013/199**

Declaration of Results for Uncontested Offices

E2013/199

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.

Construction and General Division, South Australia Divisional Branch

Divisional Branch Organiser / Divisional Branch Management Committee Member

Candidates

GAVA, Mark

Divisional Branch Management Committee Member

Candidates

O'DONOHUE, Greg

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



Spencer Gale
Returning Officer

13 August 2013

**Construction, Forestry, Mining and Energy Union
Construction & General Division
NSW Divisional Branch
Vacancy Election**

Declaration of Results for Uncontested Offices

E2013/199

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.

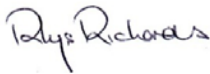
NSW Divisional Branch Offices

Divisional Branch Delegate to Divisional Conference

Candidates

PARKER, Bradley Kevin

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

15 August 2013



Fair Work (Registered Organisations) Act 2009

POST ELECTION REPORT

Client: Construction, Forestry, Mining and Energy Union (CFMEU)
Construction & General Division, NSW Divisional Branch

ELECTIONS COVERED IN THIS REPORT

Election Decision No/s: E2013/199

RULES

Rules used for elections Rule ID: [105N-FED:Incorporates alteration of 13/09/2012
[R2012/149]

Rules difficult to apply/interpret: None

Model Rule reference (if any):

ROLL OF VOTERS

Total number of voters on the roll N/A

Number of apparent workplace addresses

Number of non-current addresses

Other Matters Nil

ALLEGATIONS OF IRREGULARITIES RECEIVED

Details of written allegations of irregularities, and action taken by AEC: None

Other irregularities identified, and action taken: None

ATTACHMENTS

A: Declaration of Uncontested Office

Rhys Richards
Returning Officer
15 August 2013



FAIR WORK
COMMISSION

28 June 2013

Mr David Noonan
Divisional Secretary
Construction and General
Construction, Forestry, Mining and Energy Union
PO Box Q235
Queen Victoria Building Post Office
Sydney NSW 1230

Dear Mr Noonan

Arrangements for the conduct of an Election (E2013/199)

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

The Fair Work Commission 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

Kiet Mac
Regulatory Compliance Branch, NSW
for Fair Work Commission



DECISION

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

Construction, Forestry, Mining and Energy Union (E2013/199)

CHRIS ENRIGHT

MELBOURNE, 28 JUNE 2013

Arrangement for conduct of election.

[1] On 6 June 2013 the Construction and General Division of the Construction, Forestry, Mining and Energy Union lodged with the Fair Work Commission prescribed information in relation to a casual vacancy election, for the remainder of the term, following resignations and insufficient nominations in election E2012/308.

[2] On 25 and 26 June 2013 the Construction and General Division of the Construction, Forestry, Mining and Energy Union lodged with the Fair Work Commission further prescribed information in relation to a casual vacancy election, for the remainder of the term, following further resignations in E2012/308, for the following offices:

New South Wales Divisional Branch

Divisional Branch Delegate to Divisional Conference (1)

Western Australia Divisional Branch

Divisional Branch Management Committee Member (1)

Divisional Branch Council Member (2)

South Australia Divisional Branch

Divisional Branch Organiser/Divisional Branch
Management Committee Member (1)

Divisional Branch Management Committee Member (1)

[3] 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 COMMISSION

Printed by authority of the Commonwealth Government Printer

<Price code A, PR537970>

MAC, Kiet

From: MAC, Kiet
Sent: Friday, 28 June 2013 9:10 AM
To: 'industrial.elections@aec.gov.au'
Subject: E2013/199
Attachments: Signed Decision.pdf; Letter to AEC.pdf

Dear AEC

Please find attached a copy of the Decision for the Construction, Forestry, Mining and Energy Union, Construction & General Division (FMEU) for its upcoming scheduled election (E2013/199).

Kiet Mac

Kiet Mac
Regulatory Compliance Branch
Fair Work Commission
Tel: 02 8374 6511
Fax: 02 9380 6990
8/80 William Street, East Sydney, NSW 2011
www.fwc.gov.au

28 June 2013



FAIR WORK
COMMISSION

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 2013/199

**RE: CONSTRUCTION, FORESTRY, MINING AND ENERGY UNION -
CONSTRUCTION AND GENERAL**

Positions:

See Decision

Relevant Information: Casual vacancies.

Contact: David Noonan, Divisional Secretary, Construction, Forestry,
Mining and Energy Union

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@fwa.gov.au

Kiet Mac

Fair Work Commission

VALE, David

From: VALE, David
Sent: Wednesday, 26 June 2013 10:27 AM
To: 'Industrial Elections'
Subject: E2013/199 - Second further PI lodged
Attachments: CFMEU C&G_E2013_199_Second Further PI lodged_26062013.pdf

Dear AEC

Please find again further prescribed information for the Construction & General Division of the CFMEU in election number E2013/199.

Yours sincerely

DAVID VALE

Principal Adviser,
Regulatory Compliance Branch, NSW

Fair Work Commission

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

Please be aware that my email address has changed to david.vale@fwc.gov.au effective 1 January 2013. Please update your records accordingly.

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

www.fwc.gov.au

25 June 2013



General Manager
Fair Work Commission
80 William Street
Sydney NSW 2000

Attention: Ms. B O'Neill



Dear Ms. O'Neill

**Re: CFMEU (Construction & General Division)
Elections**

I refer to my letter dated 3 June containing prescribed information in relation to offices within the CFMEU (Construction and General Division). I now wish to amend that material by providing the following additional prescribed information in accordance with Regulation 138 of the *Fair Work (Registered Organisations) Regulations 2009*:-

1. Name of Offices in respect of which an Election is Required

South Australian Divisional Branch

Divisional Branch Management Committee Member (1)

2. Reason for the Election

An election is required because of the resignation of an existing officer.

3. Electorate

Members of each of the Divisional Branch referred to in 1 above vote for representatives of their Divisional Branch in accordance with the rules.

4. Nomination Period

In the case of casual vacancies Rule 38(c)(c) provides inter alia:

'Where the unexpired part of the term of office exceeds that specified in these rules, the Divisional Branch Returning Officer shall conduct an election in accordance with the rules, with any necessary modifications to fill the vacant position, ...'

The rules provide for a three week nomination period in the case of ordinary quadrennial Divisional Branch elections (see Rule 38(c) and (e)).

5. Closure of Voting Roll

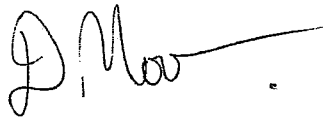
The rules provide that the roll of voters shall be deemed to have closed 8 days before the date on which nominations open.

6. Voting System

A direct voting system is to be employed in the conduct of the election.

The information herein is provided under subsection 189(1) of the *Fair Work (Registered Organisations) Act 2009*.

Yours faithfully,

A handwritten signature in black ink, appearing to read 'D. Noonan', with a long horizontal flourish extending to the right.

Dave Noonan
Divisional Secretary
CFMEU
Construction & General Division

VALE, David

From: VALE, David
Sent: Tuesday, 25 June 2013 11:06 AM
To: 'Industrial Elections'
Subject: E2013/199 - Further PI lodged
Attachments: CFMEU C&G_E2013_199_Further PI lodged_25062013.pdf

Dear AEC

Please find further prescribed information for the Construction & General Division of the CFMEU in election number E2013/199.

Yours sincerely

DAVID VALE

Principal Adviser,
Regulatory Compliance Branch, NSW

Fair Work Commission

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

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80 William Street
East Sydney NSW 2011

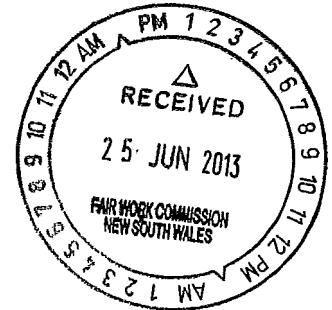
www.fwc.gov.au

24 June 2013



General Manager
Fair Work Commission
80 William Street
Sydney NSW 2000

Attention: Ms. B O'Neill



Dear Ms. O'Neill

**Re: CFMEU (Construction & General Division)
Elections**

I refer to my letter dated 3 June containing prescribed information in relation to offices within the CFMEU (Construction and General Division). I now wish to amend that material by providing the following additional prescribed information in accordance with Regulation 138 of the *Fair Work (Registered Organisations) Regulations 2009*:-

1. Name of Offices in respect of which an Election is Required

Western Australian Divisional Branch

Divisional Branch Council Member (1)

2. Reason for the Election

An election is required because of the resignation of an existing officer.

3. Electorate

Members of each of the Divisional Branch referred to in 1 above vote for representatives of their Divisional Branch in accordance with the rules.

4. Nomination Period

In the case of casual vacancies Rule 38(c)(c) provides inter alia:

'Where the unexpired part of the term of office exceeds that specified in these rules, the Divisional Branch Returning Officer shall conduct an election in accordance with the rules, with any necessary modifications to fill the vacant position, ...'

The rules provide for a three week nomination period in the case of ordinary quadrennial Divisional Branch elections (see Rule 38(c) and (e)).

5. Closure of Voting Roll

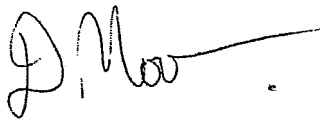
The rules provide that the roll of voters shall be deemed to have closed 8 days before the date on which nominations open.

6. Voting System

A direct voting system is to be employed in the conduct of the election.

The information herein is provided under subsection 189(1) of the *Fair Work (Registered Organisations) Act 2009*.

Yours faithfully,

A handwritten signature in black ink, appearing to read 'D. Noonan', with a long horizontal flourish extending to the right.

Dave Noonan
Divisional Secretary
CFMEU
Construction & General Division

cc Mr A. Cartledge
Secretary
CFMEU
Construction and General Division
South Australian Divisional Branch



FAIR WORK
COMMISSION

20 June 2013

Mr Dave Noonan
Divisional Secretary
Construction and General Division
Construction, Forestry, Mining and Energy Union
PO BOX Q235
SYDNEY NSW 1230

Also by fax: (02) 8524 5801

Dear Mr Noonan,

Re: Arrangements for the conduct of an election (E2013/199)

I refer to the prescribed information lodged on 6 June 2013 with the Fair Work Commission for a casual vacancy election for numerous offices of the abovenamed Division of the abovenamed organisation following resignations of three office holders.

In order for a Decision to be issued, copies of the resignations of the three relevant office holders are required.

Could you please organise for such copies to be submitted to me at your earliest convenience citing matter number E2013/199.

Yours sincerely

David Vale
Principal Adviser,
Regulatory Compliance Branch, NSW
Fair Work Commission

VALE, David

From: VALE, David
Sent: Friday, 7 June 2013 2:15 PM
To: 'Industrial Elections'
Subject: E2013/199
Attachments: CFMEU C&G_E2013_199_PI lodged_06062013.pdf; CFMEU C&G 105N-BWIU_R2013_225_29042013.doc

Dear AEC

Please find the prescribed information and a copy of the current rulebook of the Construction & General Division of the CFMEU in election number E2013/199.

Yours sincerely

DAVID VALE

Principal Adviser,
Regulatory Compliance Branch, NSW

Fair Work Commission

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

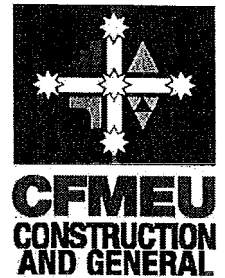
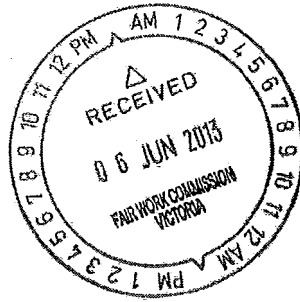
Please be aware that my email address has changed to david.vale@fwc.gov.au effective 1 January 2013. Please update your records accordingly.

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

www.fwc.gov.au

3 June 2013

General Manager
Fair Work Australia
80 William Street
Sydney NSW 2000



Attention: Ms. B O'Neill

Dear Ms. O'Neill

**Re: CFMEU (Construction & General Division)
Elections**

In accordance with Regulation 138 of the *Fair Work (Registered Organisations) Regulations 2009*, the CFMEU (Construction and General Division) hereby provides the following prescribed information in relation to an election:-

1. Name of Offices in respect of which an Election is Required

South Australian Divisional Branch

Divisional Branch Organiser/Divisional Branch Management Committee Member (1)

Western Australia Divisional Branch

Divisional Branch Management Committee Member (1)
Divisional Branch Council Member (1)

New South Wales Divisional Branch

Divisional Branch Delegate to Divisional Conference (1)

2. Reason for the Election

Other than in the case of the office of Divisional Branch Council member in the Western Australia Divisional Branch, an election is required because of the resignation of the existing officers. In the case of the office of Divisional Branch Council member in the Western Australia Divisional Branch, an election is required because the office was not filled at the previous election.

3. Number of Offices with the Same Name

The number of such offices is set out at 1 above with the number appearing in brackets.

4. Electorate

Construction, Forestry,
Mining and Energy Union

ABN 46 243 168 565

Dave Noonan
National Secretary

Federal Office
Level 9, 215-217
Clarence Street
Sydney NSW 2000

PO Box Q236
Queen Victoria Building
Post Office
Sydney NSW 1230

T: (02) 8524 5800
F: (02) 8524 5801
W: www.cfmeu.asn.au
E: queries@fed.cfmeu.asn.au

Members of each of the Divisional Branches referred to in 1 above vote for representatives of their Divisional Branches in accordance with the rules.

5. Nomination Period

In the case of casual vacancies Rule 38(c)(c) provides inter alia:

'Where the unexpired part of the term of office exceeds that specified in these rules, the Divisional Branch Returning Officer shall conduct an election in accordance with the rules, with any necessary modifications to fill the vacant position, ...'

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6. Closure of Voting Roll

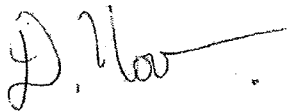
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7. Voting System

A direct voting system is to be employed in the conduct of the election.

The information herein is provided under subsection 189(1) of the *Fair Work (Registered Organisations) Act 2009*.

Yours faithfully,



Dave Noonan
Divisional Secretary
CFMEU Construction & General Division

