

Australian Electoral Commission / AEC

Fair Work (Registered Organisations) Act 2009

POST ELECTION REPORT

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

Queensland District Election

ELECTION/S COVERED IN THIS REPORT

Election Decision No/s: **E2016/79**

RULES

Rules used for the election: 105N-MIN: Incorporates alterations of 22/03/2016 in matter R2016/37

Rules difficult to apply/interpret: *Rule 17(i)(a) – the requirement to attend the mine or work site at the beginning of each shift for an attendance ballot is difficult to apply for a number of reasons. These include obtaining permission from the employer and then obtaining accurate information from the employer and local Lodges as to the different shift and rosters which can then be verified in a timely manner before making the necessary arrangements.*

Model Rule reference (if any): N/A

ROLL OF VOTERS

Total number of voters on the Roll:	6263
Number of apparent workplace addresses:	0
Number of non-current addresses:	0
Other matters pertaining to the roll of voters:	Nil

IRREGULARITIES

Details of written allegations of irregularities, and action taken by AEC: Email complaint received from a candidate regarding the use of Union resources in favouring a candidate or candidates over others. The candidate was advised to contact FWC regarding their concerns if they wished to pursue the matter further.

Other irregularities identified, and action taken: Nil

ATTACHMENTS

- 1) Declaration of Results for Contested and Uncontested Offices Scheduled Election – 30 June 2016


Steve Gillespie
Returning Officer
28 July 2016

**Construction, Forestry, Mining and Energy Union
CFMEU Mining & Energy Division - Queensland District E2016/79**

Declaration of Results for Contested and 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.

Queensland District Board of Management

Total number of names on the roll of voters	6263
Ballot papers issued	6263
Replacement ballot papers issued	45
Total Ballot Papers Issued	6308
Ballot papers / envelopes returned for scrutiny	2801
Less ballot papers / envelopes rejected at preliminary scrutiny	52
Adjusting balance	0
Total Ballot Papers Admitted to Scrutiny	2749
Percentage of ballot papers returned to number issued	44
Ballot papers returned as unclaimed mail	12
Ballot papers not returned	3495

District President

<u>Candidates</u>	<u>First Preference Votes</u>	<u>Votes</u>
SMYTH, Stephen	1806	1806
LEGGETT, Scott	923	923
Exhausted Votes		0
Loss/Gain by Fraction		0
Total votes	2729	2729
Formal ballot papers	2729	2729
Informal ballot papers	20	20

I declare Stephen Smyth elected.

Total number of names on the roll of voters	6263
Ballot papers issued	6263
Replacement ballot papers issued	45
Total Ballot Papers Issued	6308
Ballot papers / envelopes returned for scrutiny	2801
Less ballot papers / envelopes rejected at preliminary scrutiny	52
Adjusting balance	0
Total Ballot Papers Admitted to Scrutiny	2749
Percentage of ballot papers returned to number issued	44

Ballot papers returned as unclaimed mail	12
Ballot papers not returned	3495

District Executive Vice-President

<u>Candidates</u>	<u>First Preference Votes</u>	<u>Votes</u>
SMITH, Aaron	738	738
HUGHES, Mitch	1357	1357
ROBERTSON, Russell	624	624
Exhausted Votes		0
Loss/Gain by Fraction		0
Total votes	2719	2719
Formal ballot papers	2718	2718
Informal ballot papers	31	31

I declare Mitch Hughes elected.

Total number of names on the roll of voters	6263
Ballot papers issued	6263
Replacement ballot papers issued	45
Total Ballot Papers Issued	6308
Ballot papers / envelopes returned for scrutiny	2801
Less ballot papers / envelopes rejected at preliminary scrutiny	52
Adjusting balance	0
Total Ballot Papers Admitted to Scrutiny	2749
Percentage of ballot papers returned to number issued	44
Ballot papers returned as unclaimed mail	12
Ballot papers not returned	3495

District Vice-President (Mackay)

<u>Candidates</u>	<u>First Preference Votes</u>	<u>Votes</u>
PIERCE, Steven	1796	1796
ELLIOTT, Barry	912	912
Exhausted Votes		0
Loss/Gain by Fraction		0
Total votes	2708	2708
Formal ballot papers	2708	2708
Informal ballot papers	41	41

I declare Steven Pierce elected.

Total number of names on the roll of voters	6263
Ballot papers issued	6263
Replacement ballot papers issued	45
Total Ballot Papers Issued	6308
Ballot papers / envelopes returned for scrutiny	2801
Less ballot papers / envelopes rejected at preliminary scrutiny	52
Adjusting balance	0
Total Ballot Papers Admitted to Scrutiny	2749
Percentage of ballot papers returned to number issued	44
Ballot papers returned as unclaimed mail	12
Ballot papers not returned	3495

District Secretary

<u>Candidates</u>	<u>First Preference Votes</u>	<u>Votes</u>
WHYTE, Timothy David	1625	1625
CROMPTON, Brad	1070	1070
Exhausted Votes		0
Loss/Gain by Fraction		0
Total votes	2695	2695
Formal ballot papers	2694	2694
Informal ballot papers	55	55

I declare Timothy David Whyte elected.

Total number of names on the roll of voters	1500
Ballot papers issued	1500
Replacement ballot papers issued	11
Total Ballot Papers Issued	1511
Ballot papers / envelopes returned for scrutiny	860
Less ballot papers / envelopes rejected at preliminary scrutiny	6
Adjusting balance	0
Total Ballot Papers Admitted to Scrutiny	854
Percentage of ballot papers returned to number issued	56
Ballot papers returned as unclaimed mail	3
Ballot papers not returned	648

Lodge Representative - Division Two

<u>Candidates</u>	<u>First Preference Votes</u>	<u>Votes</u>
KLIESE, Danny Paul	421	421
WEST, Simon	428	428

Exhausted Votes		0
Loss/Gain by Fraction		0
Total votes	849	849
Formal ballot papers	849	849
Informal ballot papers	5	5

I declare Simon West elected.

Total number of names on the roll of voters		579
Ballot papers issued		579
Replacement ballot papers issued		12
Total Ballot Papers Issued		591
Ballot papers / envelopes returned for scrutiny		222
Less ballot papers / envelopes rejected at preliminary scrutiny		0
Adjusting balance		0
Total Ballot Papers Admitted to Scrutiny		222
Percentage of ballot papers returned to number issued		37
Ballot papers returned as unclaimed mail		3
Ballot papers not returned		366

Lodge Representative - Division Seven

<u>Candidates</u>	<u>First Preference Votes</u>	<u>Votes</u>
ZERNER, Mark	111	111
GLEESON, Michael Andrew	110	110

Exhausted Votes		0
Loss/Gain by Fraction		0
Total votes	221	221
Formal ballot papers	221	221
Informal ballot papers	1	1

I declare Mark Zerner elected.

Total number of names on the roll of voters		6263
Ballot papers issued		6263
Replacement ballot papers issued		45
Total Ballot Papers Issued		6308
Ballot papers / envelopes returned for scrutiny		2801
Less ballot papers / envelopes rejected at preliminary scrutiny		52
Adjusting balance		0
Total Ballot Papers Admitted to Scrutiny		2749
Percentage of ballot papers returned to number issued		44
Ballot papers returned as unclaimed mail		12
Ballot papers not returned		3495

District Central Councillors (3)

<u>Candidates</u>	<u>First Preference Votes</u>	<u>Votes</u>
LAWLER, Lenny	895	895
HIBBLE, Rick	1506	1506
WISE, Brian	1709	1709
LUDLOW, Luke	1663	1663
PEARCE, Jeff	1584	1584
Exhausted Votes		0
Loss/Gain by Fraction		0
Total votes	7357	7357
Formal ballot papers	2715	2715
Informal ballot papers	34	34

I declare Luke Ludlow, Jeff Pearce and Brian Wise elected.

District Vice-President (Blackwater)Candidates

BRODSKY, Chris

I declare Chris Brodsky elected.

District Vice-President (Dalby)Candidates

BRUNKER, Shane

I declare Shane Brunker elected.

District Vice-President (Rockhampton)Candidates

POWER, Glenn (Bull)

I declare Glenn (Bull) Power elected.

Lodge Representative - Division OneCandidates

ISAACS, Shaun William

I declare Shaun William Isaacs elected.

Lodge Representative - Division Three

Candidates

SCALES, Jeffrey Michael

I declare Jeffrey Michael Scales elected.

Lodge Representative - Division Four

Candidates

TIMMINS, Heath

I declare Heath Timmins elected.

Lodge Representative - Division Five

Candidates

GRANT, Steven

I declare Steven Grant elected.

Lodge Representative - Division Six

Candidates

HARTIN, Michael

I declare Michael Hartin elected.

District Branch Inspector (Brisbane)

Candidates

DALLISTON, Greg

I declare Greg Dalliston elected.

District Branch Inspector (Blackwater)

Candidates

HILL, Jason

I declare Jason Hill elected.

District Branch Inspector (Mackay)

Candidates

WOODS, Stephen

I declare Stephen Woods elected.

**District Branch Convention
Lodge Representatives (49)**

Candidates

BAILEY, Bruce
BOYLE, Brian John
CHAMBERS, Lindsay
CLARK, Ross
CRAVEN, William
DONOHUE, Greg
EVEREST, Stephen Gregory
KLIESE, Danny Paul
PADGET, Tony
PATERSON, Brett
PETER, Maxwell James
SCALES, Jeffrey
SIMPSON, David
TIMMINS, Heath
VAN HAERAN, Dan
WELLS, Luke
WEST, Simon
WISE, Brian

I declare Bruce Bailey, Brian John Boyle, Lindsay Chambers, Ross Clark, William Craven, Greg Donohue, Stephen Gregory Everest, Danny Paul Kliese, Tony Padget, Brett Paterson, Maxwell James Peter, Jeffrey Scales, David Simpson, Heath Timmins, Dan Van Haeran, Luke Wells, Simon West and Brian Wise elected.

No other nominations received.

Steve Gillespie
Returning Officer
Australian Electoral Commission

30 June 2016



DECISION

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

Construction, Forestry, Mining and Energy Union (E2016/79)

MR ENRIGHT

MELBOURNE, 16 FEBRUARY 2016

Arrangement for conduct of election.

[1] On 8 February 2016 the Mining and Energy 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 following offices:

Queensland District Board of Management

District President	(1)
District Executive Vice-President	(1)
District Vice-Presidents	(4):
(i) District Vice-President (Blackwater)	
(ii) District Vice-President (Dalby)	
(iii) District Vice-President (Mackay)	
(iv) District Vice-President (Rockhampton)]	
District Secretary	(1)
Lodge Representative – Division One	(1)
Lodge Representative – Division Two	(1)
Lodge Representative – Division Three	(1)
Lodge Representative – Division Four	(1)
Lodge Representative – Division Five	(1)
Lodge Representative – Division Six	(1)
Lodge Representative – Division Seven	(1)
District Central Councillors	(3)
District Branch Inspectors	(3):
(i) District Branch Inspector (Brisbane)	
(ii) District Branch Inspector (Blackwater)	
(iii) District Branch Inspector (Mackay)]	

District Branch Convention

Lodge Representatives	(49)
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[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

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From: KELLETT, Stephen
Sent: Tuesday, 16 February 2016 5:00 PM
To: 'avickers@cfmeu.com.au'
Cc: Alex Bukarica (abukarica@cfmeu.com.au)
Subject: Election - E2016/79 - Queensland District Branch - Decision

Dear Mr Vickers,

Please see attached the Delegate's Decision and my letter in relation to the above.



E2016 79 QDST

letter to Division 160: E2016 79 QDST.pdf



Election Decision

Yours sincerely

STEPHEN KELLETT
Regulatory Compliance Branch
FAIR WORK COMMISSION

80 William Street
EAST SYDNEY NSW 2011

(ph) (02) 6746 3283

(email) stephen.kellett@fwc.gov.au



FAIR WORK
COMMISSION

16 February 2016

Mr Andrew Vickers
Divisional Secretary, Mining and Energy Division
Construction, Forestry, Mining and Energy Union
PO Box Q1641
SYDNEY NSW 1230

Dear Mr Vickers

Re: Scheduled Elections – Queensland District Branch (E2016/79)

I refer to the prescribed information lodged on 8 February 2016 under subsection 189(1) of the *Fair Work (Registered Organisations) Act 2009* in relation to the above matter.

The election has been granted. A copy of the Delegate's Decision is enclosed.

Yours sincerely

Stephen Kellett
Senior Adviser
Regulatory Compliance Branch

From: KELLETT, Stephen
Sent: Tuesday, 16 February 2016 4:59 PM
To: 'Industrial Elections'
Subject: Election - E2016/79 - Queensland District Branch - Decision

Dear Electoral Commissioner,

Please see attached the Delegate's Decision and my letter in relation to the above.



E2016 79 QDST
letter to AEC.pdf



Election Decision
E2016 79 QDST.pdf

Yours sincerely

STEPHEN KELLETT
Regulatory Compliance Branch
FAIR WORK COMMISSION

80 William Street
EAST SYDNEY NSW 2011

(ph) (02) 6746 3283
(email) stephen.kellett@fwc.gov.au



16 February 2016

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 2016/79

RE: Construction, Forestry, Mining and Energy Union, Mining and Energy Division, Queensland District Branch

Positions:

See Decision

Relevant Information:

Contacts: Mr Alex Bukarica, National Legal Director – Phone: (02) 9267 1035

A copy of the decision is attached.

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@fwc.gov.au.

Stephen Kellett
Regulatory Compliance Branch
Fair Work Commission

From: Alex Bukarica [mailto:abukarica@cfmeu.com.au]
Sent: Thursday, 11 February 2016 4:51 PM
To: KELLETT, Stephen
Cc: Alister Kentish
Subject: Re: Query - election - Queensland District Branch - FWC reference E2016/79

Dear Stephen,

I will try to address your query under the following headings:

District Vice Presidents

In relation to your questions regarding the number of District Vice-Presidents, the District Branch rules do not provide for a specific number of Vice-Presidents. As a matter of historical practice the District Board of Management has determined the number of District-Vice Presidents consistent, I believe, with its power in rule 8 of the District Branch rules to do “*all acts, business or things which the District Branch Board of Management decides are proper for the achievement of the objects established in Rule 3 of these Rules.*”

By way of background, I can advise that our research into the matter has shown that in 1999 the Board of Management passed a resolution that there would be 2 offices of Vice President in the District Branch. That number appears to have remained constant up to and including the 2008 election. Prior to the 2012 election another 2 offices were created by resolution of the Board of Management.

As you noted in your correspondence, there are currently 4 offices of Vice-President, which have been identified in the prescribed information: District Vice President – Rockhampton and District Vice President – Mackay, District Vice President – Dalby and District Vice President – Blackwater. Each of those offices last went to election in 2012 and in accordance with rule 9(i)(b) are due to go election again in 2016.

Central Councillors

In relation to your questions regarding District Branch Central Councillors, the number of District Branch Central Councillors contained in the prescribed information has been calculated pursuant to rule 8(i)(c) of the Divisional Rules. Rule 8(i)(c) provides in effect that the Queensland District Branch is entitled to one representative on Central Council (the District Branch President) and an additional number of offices of Queensland District Central Councillors on the basis of one additional office for each 2000 members, or part thereof, that the District Branch has over 2000 members. The number of members is calculated as at the end of the financial year immediately preceding the election.

As at December 2015, the Queensland District Branch had 6,506 members. This means that for the 2016 general election the Queensland District Branch has an additional 3 offices on Central Council (in addition to the District President).

The difference in number reflects the reduction in membership of the Queensland District Branch since December 2011.

In your email you have referred to rule 10(a) of the Queensland District Branch rules in the context of the number of District Branch Central Councillors. To the extent that there is potentially an inconsistency between the number derived under that rule and under the Divisional Rules, it is the union’s understanding that the Divisional Rules have primacy pursuant to rule 12(ii) and 12(iii) of the Divisional Rules.

I hope this answers your questions.

Please feel free to contact me or Alister Kentish if you require further clarification.

Kind regards

Alex

Alex Bukarica
National Legal Director
CFMEU Mining and Energy Division
Level 11, 215-217 Clarence Street
SYDNEY NSW 2000
T: + 61 2 9267 1035
F: + 61 2 9267 3198
M: 0418 487 496
E: abukarica@cfmeu.com.au

From: "KELLETT, Stephen" <Stephen.KELLETT@fwc.gov.au>
Date: Thursday, 11 February 2016 7:57 am
To: Alex Bukarica <abukarica@cfmeu.com.au>
Subject: Query - election - Queensland District Branch - FWC reference E2016/79

Dear Alex,

I am currently examining the information lodged in respect of the above notification under s189. I wonder if you can confirm for me whether there is a rule which provides for the number of Vice Presidents. I see from the Annual return lodged in 2015 (extract attached) that there were/are four holding that office, and this is consistent with the prescribed information, but I could not identify any rule that gave any indication as to the number. On what basis from the rules was/is the number four arrived at?

I also would like you to confirm that the number of Central Councillors being requested – three (3) – is a number separately determined in accordance with Queensland District rule 10(a). Rule 10(a) otherwise appears to make the default number four (4), and the extract attached shows four Councillors at present.

Yours sincerely

STEPHEN KELLETT
Regulatory Compliance Branch
FAIR WORK COMMISSION

80 William Street
EAST SYDNEY NSW 2011

(ph) (02) 6746 3283
(email) stephen.kellett@fwc.gov.au



105N-AR2015-159
extract.pdf

From: KELLETT, Stephen
Sent: Wednesday, 10 February 2016 5:40 PM
To: 'Industrial Elections'
Subject: FW: Notice and Statement of Prescribed Information for an Election - Mining and Energy Division, Queensland District Branch - E2016/79
Importance: High

Dear Electoral Commissioner,

Please see below and attached documentation received in relation to prescribed information in respect of the Queensland District Branch of the CFMEU, Mining and Energy Division. The matter reference number is E2016/79. (Note the documentation also includes information in respect of the Victorian District Branch, for which a separate matter number (E2016/73) was allocated).

Please note that there is a rule alteration application by the Mining and Energy Division, currently under consideration by the Delegate of the General Manager, FWC, which will mean several changes to the Divisional Ballot rule, rule 17. I will advise you immediately upon the certification of those alterations. I expect the rule alteration matter to be determined soon. If you have any questions, please do not hesitate to contact me.

Yours sincerely

STEPHEN KELLETT
Regulatory Compliance Branch
FAIR WORK COMMISSION

80 William Street
EAST SYDNEY NSW 2011

(ph) (02) 6746 3283
(email) stephen.kellett@fwc.gov.au



080216PrescribedInf
ormation.pdf



080216PICover.pdf

From: Melanie Mitchell [<mailto:mmitchell@cfmeu.com.au>]
Sent: Monday, 8 February 2016 3:53 PM
To: Orgs
Cc: Alex Bukarica; Alister Kentish
Subject: Notice and Statement of Prescribed Information for an Election
Importance: High

Dear General Manager,

Please find attached a cover letter and Notice and Statement of Prescribed Information for an Election for the CFMEU Mining and Energy Division.

Regards

Melanie Mitchell
Legal Assistant
CFMEU Mining & Energy Division

PO Box Q1641
Sydney NSW 1230
Ph: (02) 9267 1035

From: Melanie Mitchell [<mailto:mmitchell@cfmeu.com.au>]
Sent: Monday, 8 February 2016 3:53 PM
To: Orgs
Cc: Alex Bukarica; Alister Kentish
Subject: Notice and Statement of Prescribed Information for an Election
Importance: High

Dear General Manager,

Please find attached a cover letter and Notice and Statement of Prescribed Information for an Election for the CFMEU Mining and Energy Division.



080216PrescribedInf
ormation.pdf



080216PICover.pdf

Regards

Melanie Mitchell
Legal Assistant
CFMEU Mining & Energy Division
PO Box Q1641
Sydney NSW 1230
Ph: (02) 9267 1035

8 February 2016



The General Manager
Fair Work Commission

Dear General Manager,

Notice and Statement of Prescribed Information for an Election

I attach a Notice and Statement of Prescribed Information for an Election ('prescribed information') pursuant to subsection 189(1) of the *Fair Work (Registered Organisations) Act 2009* ('FW (RO) Act').

The prescribed information pertains to elections in two District Branches of the Mining & Energy Division of the Construction, Forestry, Mining and Energy Union that will be conducted by the Australian Electoral Commission ('AEC'). The two branches are the Victorian District Branch and the Queensland District Branch.

The Victorian District Branch elections have customarily been conducted by the AEC. However, the Queensland District Branch elections were subject to an exemption granted under section 186 of the FW (RO) Act until that exemption was revoked on 30 October 2015 in decision [2015] FWCD 7109.

Following the revocation of the Queensland District exemption, we have considered the effect of the decision on the general elections of the Division due in the first half of 2016. In particular, the scope of the elections to be conducted by the AEC as opposed to the Returning Officer appointed by Central Council of the Division pursuant to Divisional Rule 17 is potentially open to different interpretations.

For our part, we are operating on the understanding that the elections for Divisional offices that are subject to election by members throughout the Division, including the Queensland District Branch, will remain within the remit of the Returning Officer appointed by Central Council. For this election, these positions are the General President and General Secretary.

The rules of the CFMEU Mining and Energy Division have the effect that the positions of General President and General Secretary are offices of the Division and not the Queensland District Branch. The effect of the rules is that the elections for those offices are elections held in or for the Division rather than the Queensland District Branch. Therefore, under the provisions of the *Industrial Relations Act 1988* which were in force when the exemptions were granted by the Registrar in 1996, the elections for the positions of General President and General Secretary were included in the exemption given to the Division rather than in the exemptions granted to the District Branches.

CFMEU Mining & Energy | t: +61 2 9267 1035 | f: +61 2 9267 3198 | e: info@cfmeu.com.au

www.cfmeu.com.au | Level 11, 215-217 Clarence Street, Sydney NSW 2000 | PO Box Q1641, Sydney NSW 1230 Australia

Accordingly, the prescribed information provided to the Commission in respect of the Queensland District Branch does not include the positions of General President and General Secretary.

Please contact the writer if you have any questions concerning the contents of this correspondence.

Yours faithfully,

A handwritten signature in blue ink, appearing to read 'Alex Bukarica', with a stylized flourish at the end.

Alex Bukarica
National Legal Director

Notice and Statement of Prescribed Information for an Election

CFMEU Mining & Energy Division - 2016

I, Andrew Vickers, of 215-217 Clarence Street, Sydney, in the state of New South Wales, union official, make the following statement:

I am the General Secretary of the Construction, Forestry, Mining and Energy Union, Mining and Energy Division.

I am authorised to lodge the following prescribed information concerning forthcoming elections in the Queensland District Branch and Victorian District Branch of the Construction, Forestry, Mining and Energy Union, Mining and Energy Division.

I confirm that the following information is being lodged under subsection 189(1) of the *Fair Work (Registered Organisations) Act 2009*.

Signed: 

Dated: 8 February 2016

QUEENSLAND DISTRICT BRANCH

Offices

The following offices are required for election within the Queensland District Branch:

- District President
- District Executive Vice-President
- District Vice-Presidents (4):
 - (i) District Vice-President (Blackwater)
 - (ii) District Vice-President (Dalby)
 - (iii) District Vice-President (Mackay)
 - (iv) District Vice-President (Rockhampton)
- District Secretary
- Lodge Representative - Board of Management – Division One
- Lodge Representative - Board of Management – Division Two
- Lodge Representative - Board of Management – Division Three

- Lodge Representative - Board of Management – Division Four
- Lodge Representative - Board of Management – Division Five
- Lodge Representative - Board of Management – Division Six
- Lodge Representative - Board of Management – Division Seven
- District Central Councillors (3)
- District Union Inspectors (3):
 - (i) District Union Inspector (Brisbane)
 - (ii) District Union Inspector (Blackwater)
 - (iii) District Union Inspector (Mackay)
- Lodge Representatives – District Branch Convention (49)

Reasons for Election

Elections for offices that are the subject of this notice in the Queensland District Branch are required because the terms of office are due to expire in the normal course of events under the rules of the organisation (rules 7(i)(d), 8(i)(d), 9(i)(b) and 10(b) of the Queensland District Branch Rules). In addition, Rule 17(o) of the Mining and Energy Division Rules provides that a person declared to office in May or June 2012 shall continue to hold office until 30 June 2016. Rule 17(n) of the Mining and Energy Division Rules provides that a person elected to office in a general election will assume the office on 1 July in the year in which the general elections are held. The last general elections for the offices were held in the first half of 2012. The last District Branch Convention was held in 2012.

Electorate

The electorate for the District President, District Executive Vice-President, District Vice-Presidents, District Secretary, District Central Councillors and District Union Inspectors is the whole of the Queensland District Branch (rules 9(i)(b) and 10(b) of the Queensland District Branch Rules).

The electorate for the Lodge Representatives – Board of Management are the members in the Lodges referred to in each Division named in rule 8(i)(c) of the Queensland District Branch Rules.

The electorate for the Lodge Representatives – District Branch Convention are the members of each of the respective Lodges of the District Branch (rule 7(i)(d) of the Queensland District Branch Rules).

Nominations Open and Close

For all offices that are the subject of this notice in the Queensland District Branch, the returning officer determines the times and dates of the commencement and close of the period for lodging nominations for the elections (rules 7(i)(d), 8(i)(d), 9(i)(b) and 10(b) of the Queensland District Branch Rules and rule 17(b) of the Mining and Energy Division Rules).

Roll of Voters Closure

For all offices that are the subject of this notice in the Queensland District Branch, the roll of voters is to be closed 7 days before the day on which nominations for the elections open (rules 7(i)(d), 8(i)(d), 9(i)(b) and 10(b) of the Queensland District Branch Rules, rule 17(f)(2) of the Mining and Energy Division Rules).

Voting System

The elections for all offices that are the subject of this notice in the Queensland District Branch use a direct voting system (rules 7(i)(b)&(d), 8(i)(b)&(c), 9(i)(b) and 10(b) of the Queensland District Branch Rules, rule 17 of the Mining and Energy Division rules).

VICTORIAN DISTRICT BRANCH

Offices

The following offices are required for election within the Victorian District Branch:

- District President
- District Vice-President
- District Secretary
- Lodge Representative - Board of Management – Hazelwood Lodge President (Mining)
- Lodge Representative - Board of Management – Hazelwood Lodge President (Energy)
- Lodge Representative - Board of Management – Loy Yang Mine Lodge President
- Lodge Representative - Board of Management – Loy Yang ‘A’ Power Station Lodge President
- Lodge Representative - Board of Management – Loy Yang ‘B’ Power Station Lodge President

- Lodge Representative - Board of Management – Yallourn Mine Lodge President
- Lodge Representative - Board of Management – Yallourn Power Station Lodge President
- Lodge Representative - Board of Management – Emergency Services Lodge
- Lodge Representative - Board of Management – Stawell Gold Mine Lodge President

Reasons for Election

Elections for offices that are the subject of this notice in the Victorian District Branch are required because the terms of office are due to expire in the normal course of events under the rules of the organisation (rules 7B(2)&(3) of the Victorian District Branch Rules). All offices except Lodge – Representative – Board of Management – Loy Yang ‘B’ Power Station Lodge President were the subject of elections in E2012/250. The office Loy Yang Power Station Lodge President, which was included in election 2012/250, was renamed “Loy Yang A Power Station Lodge President” in rule change R2015/123. The office Lodge – Representative – Board of Management – Loy Yang ‘B’ Power Station Lodge President was created following that election and the position was filled later in 2012 in election E2012/365.

Electorate

The electorate for the District President, District Vice-President, and District Secretary is the whole of the Victorian District Branch (rule 6 of the Victorian District Branch Rules).

The electorates for the Lodge Representative – Board of Management offices are as follows (rule 11(D) of the Victorian District Branch Rules):

- Lodge Representative - Board of Management – Hazelwood Lodge President (Mining): all Hazelwood Lodge Mine members.
- Lodge Representative - Board of Management – Hazelwood Lodge President (Energy): all Hazelwood Lodge Power Station members.
- Lodge Representative - Board of Management – Loy Yang Mine Lodge President: all Loy Yang Lodge Mine members.
- Lodge Representative - Board of Management – Loy Yang ‘A’ Power Station Lodge President: all Loy Yang A Power Station Lodge members.
- Lodge Representative - Board of Management – Loy Yang ‘B’ Power Station Lodge President: all Loy Yang B Power Station Lodge Members.

- Lodge Representative - Board of Management – Yallourn Mine Lodge
President: all Yallourn Mine Lodge members.
- Lodge Representative - Board of Management – Yallourn Power Station
Lodge President: all Yallourn Lodge Power Station members.
- Lodge Representative - Board of Management – Emergency Services Lodge:
all Emergency Services Lodge members.
- Lodge Representative - Board of Management – Stawell Gold Mine Lodge
President: all Stawell Gold Mine Lodge members.

Nominations Open and Close

The returning officer determines the times and dates of the commencement and close of the period for lodging nominations for the elections for all offices are the subject of this notice in the Victorian District Branch (rules 7(B)(2)&(3) and 14(C)(1) of the Victorian District Branch Rules).

Roll of Voters Closure

For all of the offices that are the subject of this notice in the Victorian District Branch, the Returning Officer shall prepare a roll of voters who are entitled to vote on the fourteenth day before the date for the commencement of issuing of ballot papers (rules 7(B)(2)&(3) and rule 14(G) of the Victorian District Branch Rules). The Returning Officer determines the date for the commencement of issuing of ballot papers (rule 14(I) of the Victorian District Branch Rules).

Voting System

The elections for all offices that are the subject of this notice in the Victorian District Branch use a direct voting system (rules 6 and 11(D) of Victorian District Branch Rules).