

**From:** Noopur Madan [mailto:Noopur.Madan@aec.gov.au]  
**Sent:** Tuesday, 29 November 2016 9:09 AM  
**To:** Kisanne Dulin  
**Cc:** Orgs; Industrial Elections  
**Subject:** SK - Post-Election Report for Consult Australia (Industrial) - National Council Vacancy election - E2016/244 [SEC=UNCLASSIFIED]

## UNCLASSIFIED

Attention: STEPHEN KELLETT  
Regulatory Compliance Branch  
FAIR WORK COMMISSION

Mr Gerry Doyle  
Councillor  
Consult Australia [Industrial]

Attention: Kisanne Dulin

Dear Mr Doyle,

### **Post-Election Report for Consult Australia (Industrial) - National Council Vacancy election - E2016/244**

I refer to the above election for Consult Australia (Industrial). Section 197(1) of the *Fair Work (Registered Organisations) Act 2009* ("the Act") requires the AEC to provide a written report on the conduct of the election to the Fair Work Commission and to the organisation or branch for whom the election was conducted. A copy of the report in relation to this election is attached.

Section 198 of the Act requires that if an organisation or branch is given a post- election Report under Section 197 that identifies a rule that was difficult to interpret or apply, the organisation or branch must, within 30 days, give a written response to the AEC on that aspect of the report. The response must specify whether the organisation or branch intends to take any action in relation to the rule, and if so, what action it intends to take.

If the attached report identifies a rule that was difficult to interpret or apply, you should forward your response to the AEC by email to [industrial.elections@aec.gov.au](mailto:industrial.elections@aec.gov.au) within thirty days of the date of the report.

Section 198 and the regulations also require an organisation to make the Post-Election Report and the organisation's response to the report (if applicable) available to members.

Further, Regulation 141(4) of the *Fair Work (Registered Organisations) Regulations 2009* requires an organisation or branch to publish a notice on its website advising members that a copy of the Post-Election Report is available upon request. If a website is not available, publishing a notice in a journal or newsletter would be considered appropriate.

Please contact me if you wish to clarify any aspect of this report.

Thanks

Regards

**Noopur Madan | Senior Returning Officer**  
Industrial & Commercial Elections | NSW State Office  
Australian Electoral Commission  
T: (02) 9375 6321 | F: (02) 6215 9910

---



Make sure you're **enrolle**  
Visit [www.aec.gov.au](http://www.aec.gov.au)

**UNCLASSIFIED**

DISCLAIMER:

If you have received this transmission in error please notify us immediately by return email and delete all copies. If this email or any attachments have been sent to you in error, that error does not constitute waiver of any confidentiality, privilege or copyright in respect of information in the email or attachments.



Declaration of  
Results - E2016-244.



PER COAI -  
E2016-244.pdf



Fair Work (Registered Organisations) Act 2009

**POST ELECTION REPORT**

**Client:** Consult Australia [Industrial] (COAI)

**ELECTIONS COVERED IN THIS REPORT**

**Election Decision No/s:** E2016/244 Vacancies National Council

**RULES**

**Rules used for elections Rule ID:** [156N:Rules as at Registration on 1/7/2014  
[D2013/121]

**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:** Uncontested Declaration – E2016/244

Noopur Madan  
Returning Officer  
29 November 2016

# Consult Australia [Industrial] National Council Vacancies

## Declaration of Results for Uncontested Offices

**E2016/244**

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.

### **National Council**

#### **National President**

Candidates

MATHER, Andrew

#### **Secretary/Treasurer**

Candidates

GEOGHEGAN, Peter

#### **Councillor (2)**

Candidates

MURPHY, Nicholas  
WRIGHT, James

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



Noopur Madan  
Returning Officer

24 November 2016



# DECISION

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

## **Consult Australia [Industrial]** (E2016/244)

MR ENRIGHT

MELBOURNE, 21 OCTOBER 2016

*Arrangement for conduct of election.*

[1] On 17 October 2016 Consult Australia [Industrial] ('the organisation') lodged with the Fair Work Commission prescribed information in relation to an election for the following offices and positions:

### **National Council**

National President	(1)
Secretary/Treasurer	(1)
Councillors	(2)

[2] The above-named offices were not filled at the relevant previous election, E2016/175, due to insufficient nominations.

[3] I am satisfied that an election for the above named 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**

Printed by authority of the Commonwealth Government Printer

<Price code A, PR586638>

**From:** KELLETT, Stephen  
**Sent:** Friday, 21 October 2016 10:17 AM  
**To:** 'kisanne@consultaustralia.com.au'  
**Subject:** Election - E2016/244 - Delegate's Decision

Dear Ms Dulin,

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](mailto:stephen.kellett@fwc.gov)



COAI E2016 244  
Decision.pdf

**From:** KELLETT, Stephen  
**Sent:** Friday, 21 October 2016 9:35 AM  
**To:** 'Industrial Elections'  
**Subject:** Election - Consult Australia [Industrial] - E2016/244 - decision

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](mailto:stephen.kellett@fwc.gov)



COAI E2016 244  
Decision.pdf



## Copy of Prescribed Information

**Title of Matter:** Application/Notification by Consult Australia [Industrial]  
**Section:** s.189(1) RO Act - Notification of elections for office - Casual vacancy or insufficient nominations  
**Subject:**  
**Matter Number(s):** E2016/244

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](mailto:orgs@fwc.gov.au).

**17 OCTOBER 2016**



**From:** Kisanne Dulin [<mailto:kisanne@consultaaustralia.com.au>]  
**Sent:** Monday, 17 October 2016 1:35 PM  
**To:** Orgs  
**Subject:** SK - E2016/244 - Notice and Statement of Prescribed Information for an Election

Please find attached the Notice and Statement of Prescribed Information for an Election for Consult Australia [Industrial].

This election is required as insufficient nominations were received for four positions at the scheduled election and this PI is therefore for those vacant positions rather than the expiry of term of office. The declaration for the previous election is attached.

Please contact me should you have any questions or require further information.

Regards  
Kisanne  
(**Industrial Officer, Consult Australia [Industrial]**)

**Kisanne Dulin**  
**Director - Marketing & Membership**



GPO Box 56  
Sydney NSW 2001  
p: +61 2 8252 6718  
m: +61 407 004 606  
e: [kisanne@consultaaustralia.com.au](mailto:kisanne@consultaaustralia.com.au)  
w: [www.consultaaustralia.com.au](http://www.consultaaustralia.com.au)



**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, Gerry Doyle, being a Councillor of Consult Australia [Industrial], make the following statement:

1. I am authorised to sign this statement containing prescribed information for Consult Australia [Industrial].
2. The following information is lodged under subsection 189(1) of the Fair Work (Registered Organisations) Act 2009 (the RO Act).
3. This election is required as insufficient nominations were received for four positions at the scheduled election and this PI is therefore for those vacant positions rather than the expiry of term of office. The declaration for the previous election is attached.
4. The elections that are required are set out in the table in Annexure A.
5. As a result of this being an election for insufficient nominations this statement **IS NOT** lodged at least 2 months before nominations open for the election below.

Signed:



Dated: 17<sup>th</sup> October 2016

**ANNEXURE A**

- Elections that are required *[insert as many pages as required]*:

Branch	Name of Office	Number required	Voting System	Reason for Election	Electorate
			<i>Direct voting system; Collegiate electoral system</i>	<i>Scheduled; Casual vacancy; New office created; Insufficient nominations</i>	
<i>National</i>	<i>Secretary</i>	<i>1</i>	<i>Direct Voting System</i>	<i>Insufficient nominations</i>	<i>Financial members</i>
	<i>President</i>	<i>1</i>	<i>Direct Voting System</i>	<i>Insufficient nominations</i>	<i>Financial members</i>
<i>...</i>	<i>Councillors</i>	<i>2</i>	<i>Direct Voting Sydney</i>	<i>Insufficient nominations</i>	<i>Financial members</i>
<i>...</i>					

- Important dates:

	<b>Direct Voting System</b>
<b>Nominations OPEN</b>	The rules are silent as to the opening of nominations for office where there were insufficient nominations at a previous election. The date nominations open therefore appears to be a matter for the Returning Officer. I note Rule 30B deals with the opening of nominations in the scheduled biennial election.
<b>Nominations CLOSE</b>	The rules are silent as to the closing of nominations for office where there were insufficient nominations at a previous election. The date nominations close therefore appears to be a matter for the Returning Officer. I note Rule 30B deals with the opening of nominations in the scheduled biennial election.
<b>Roll of Voters cut off date</b>	<i>7 days prior to nominations opening (rule 30.a)</i>