



# 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**

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**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

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



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**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  
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## 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**



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**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>