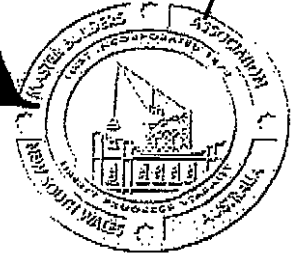


MBA

Executive Director



Facsimile From:

DATE:

13. August 2004

TO:

MR Barry Jenkins

COMPANY:

Australian Industrial Relations Committee

FACSIMILE:

9380-6990

FROM:

Brian Seidler, Executive Director - MBA/NSW

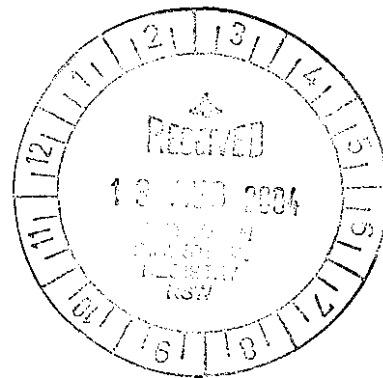
NO. OF PAGES:
(including fax header)

5.

Dear MR Jenkins,

Please find attached relevant information regarding MBA/NSW upcoming elections.

Thankyou.
[Signature]



MBA



MASTER BUILDERS ASSOCIATION
OF NEW SOUTH WALES PTY LTD
ABN 11 074 397 532
ACN 074 397 532
52 PARRAMATTA ROAD,
FOREST LODGE NSW 2037,
PRIVATE BAG 9, BROADWAY,
NSW 2007, AUSTRALIA
TELEPHONE: (02) 8586 3555;
FACSIMILE: (02) 9660 3700;
Email:enquiries@mbansw.asn.au

13 August 2004

Mr Barry Jenkins
Deputy Registrar
Australian Industrial Relations Commission
Level 8
80 William Street
EAST SYDNEY NSW 2001

Dear Mr Jenkins

RE: MASTER BUILDERS ASSOCIATION OF NSW – ANNUAL ELECTIONS

Please find attached the prescribed information in respect of an election for the Master Builders Association of NSW.

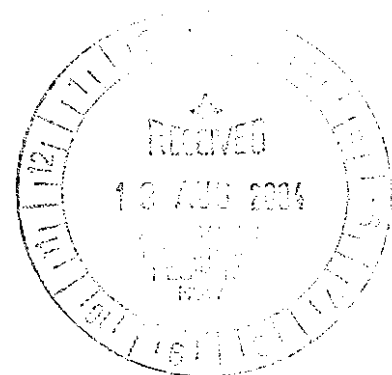
The information supplied is in accordance with that set out in Sub-section 189(1) of the RAO Schedule of the Workplace Relations Act 1996.

Should you require any further information please do not hesitate to contact the undersigned on (02) 8586-3555.

Yours faithfully

Brian Seidler
EXECUTIVE DIRECTOR

Attach.



WORKPLACE RELATIONS ACT 1996
AUSTRALIAN INDUSTRIAL RELATIONS COMMISSION
STATEMENT and NOTICE OF PRESCRIBED INFORMATION
UNDER SECTION 136
OF THE WORKPLACE RELATIONS ACT 1996

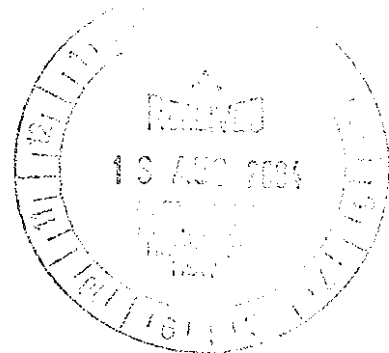
I, Brian Seidler, Executive Director of the Master Builders Association of New South Wales make the following statement:

1. I am the Executive Director of the Master Builders Association of NSW,
2. I am authorised to lodge the following prescribed information concerning the forthcoming elections in the Master Builders Association of NSW, and
3. I confirm that the following information is being lodged under sub-section 189 (1) of the RAO Schedule.

Signed:



Dated: 13 August 2004



Offices/positions

<i>A</i>	<i>President – Direct Voting System (DVS)</i>
	<i>Deputy President - (DVS)</i>
	<i>Vice Presidents (4) – DVS</i>
<i>B</i>	<i>Councillors (2) from each Regional Group (DVS,) as identified in Attachment 1</i>
<i>C</i>	<i>Councillors (2) from each Sector Group (DVS,) as identified in Attachment 1</i>

Reasons for election:

Election for offices and positions marked A,B and C above is required as the terms of the office are due to expire in the normal course of events under the rules of the organisation.

Elected by:

- (i) The electorate for the direct voting system for the election for the offices of President, Deputy President and four (4) Vice-Presidents of the Association (marked A above), is the members of the Council of the Association.
- (ii) The electorate in respect of the two (2) Councillors from each Regional Group (marked B above), is the members of that Regional Group; and
- (iii) The electorate in respect of the two (2) representatives of each of the Sector Groups (marked C above), is the members of those Sector Groups.

Nominations open:

- (i) Nominations for those identified in A above, are to open at least six (6) weeks prior to the October Council meeting; and
- (ii) Nominations for those identified in B and C above, are to open at least six (6) weeks prior to the Annual General Meeting.

Nominations close:

- (i) Nominations for those identified in A above, close at 10 am on the 28th day prior to the October meeting of Council.
- (ii) Nominations for those identified in B and C above, close at 10 am on the 28th day prior to the Annual General Meeting, 2nd Tuesday in December.

Cut off date for roll:

- The roll of voters for the election shall close 7 days before the date on which nominations open.

[Handwritten signature]
13.08.04

ATTACHMENT 1

For the purposes of the Association's elections with regard to Regional and Sector Groups of the Master Builders Association of NSW, please find below a list of the various regional and sector groups of the Master Builders Association of NSW:

- North Coast and Tweed Regional Group; Manning Great Lakes, Mid North Coast, North North West and Oxley Regional Group; Murrumbidgee Irrigation Area, Murray, Riverina and Shoalhaven Regional Group; Central Coast and Hunter Regional Group; Sydney Regional Group; Eastern Suburbs, St George, Canterbury/Bankstown and Cronulla/Sutherland Regional Group; Parramatta/Hume, Central Cumberland, Western Suburbs and Blue Mountains Regional Group; Manly Warringah and Northern Suburbs Regional Group; Central Western and Orana Regional Group; Illawarra and Southern Highlands Regional Group.
- General Contracting Sector Group; Specialist Contractors Sector Group; Housing Sector Group; Services Sector Group; Major Contractors Sector Group; Material Manufacture Sector Group.

[Handwritten signature]
13-08-04

Superina, Dean
From: Superina, Dean
Sent: Friday, 13 August 2004 3:24 PM
To: 'industrial.elections@aec.gov.au'
Subject: Election - MBANSW - E2004/254

See attached PI and rulebook for the abovementioned election.



Prescribed Master Builders
Information E2004_SW 070N 24-5-

Dean Superina
NSW Statutory Services Branch
Australian Industrial Registry
Ph: 02 8374 6506
Fax: 02 9380 6990
Email: Dean.Superina@air.gov.au

PR951061

WORKPLACE RELATIONS ACT 1996
s189 RAO Schedule - arrangement for conduct of an election

**The Master Builders' Association of New South Wales
(E2004/254)**

BARRY JENKINS
DEPUTY INDUSTRIAL REGISTRAR

SYDNEY, 19 August 2004

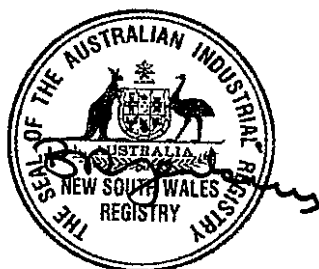
DECISION

On 13 August 2004 the abovenamed organisation lodged in the Industrial Registry prescribed information in relation to an election for the following offices:

President
Deputy President
Vice President (4)
Two (2) Councillors from each of the following Regional and Sector Groups:

See Attachment "A"

I am satisfied that an election for the abovenamed positions is required to be held under the rules of the organisation and, under subsection 189(3) of Schedule 1B of the Workplace Relations Act 1996, I am making arrangements for the conduct of the election by the Australian Electoral Commission.



Attachment "A"

Regional Groups

North Coast and Tweed Regional Group

Manning Great Lakes, Mid North Coast, North North West and Oxley Regional Group

Murrumbidgee Irrigation Area, Murray, Riverina and Shoalhaven Regional Group

Central Coast and Hunter Regional Group

Sydney Regional Group

Eastern Suburbs, St George, Canterbury/Bankstown and Cronulla/Sutherland Regional Group

Parramatta/Hume, Central Cumberland, Western Suburbs and Blue Mountains Regional Group

Manly Warringah and Northern Suburbs Regional Group

Central Western and Orana Regional Group

Illawarra and Southern Highlands Regional Group

Sector Groups

General Contracting Sector Group

Specialist Contractors Sector Group

Housing Sector Group

Services Sector Group

Major Contractors Sector Group

Material Manufacture Sector Group



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

E No 2004/254

The Master Builders' Association of New South Wales

Positions:

See decision

Relevant Information: Direct Voting System for Councillors
Collegiate Election for President, Deputy President and Vice Presidents

Contact: Mr Brian Seidler
Executive Director

Phone: (02) 8586 3555

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@air.gov.au

Dean Superina
for Deputy Industrial Registrar

19 August 2004

Superina, Dean
From: Superina, Dean
Sent: Thursday, 19 August 2004 11:38 AM
To: 'industrial.elections@aec.gov.au'
Subject: MBANSW Election

See attached decision



Decision
E2004_254.pdf

Dean Superina
NSW Statutory Services Branch
Australian Industrial Registry
Ph: (02) 8374 6506
Fax: (02) 9380 6990
Email: Dean.Superina@air.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

Mr Brian Seidler
Executive Director
MBANSW
Private Bag 9
BROADWAY NSW 2007

Dear Mr Seidler

**Re: Arrangements for the conduct of an Election
(E2004/254)**

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 1B 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 black ink, appearing to read 'Dean Superina', with a large, sweeping flourish at the end.

Dean Superina
for Deputy Industrial Registrar

19 August 2004

Australian Electoral Commission /AEC

Workplace Relations Act 1996 – Schedule 1B

RETURNING OFFICER - POST ELECTION REPORT

<u>Client:</u> Master Builders' Association of New South Wales	
<u>Contact details:</u> Brian Seidler Executive Director MBA Private Bag 9 Broadway NSW 2007	<u>Fax:</u> (02) 9660 3700 <u>Tel:</u> (02) 8586 3555
<u>AIR contact officer:</u> Dean Superina	<u>Email:</u> industrial.elections@air.gov.au

ELECTIONS COVERED IN THIS REPORT

<u>Election Decision No/s:</u> E2004/254
<u>Election:</u> Officers & councillors
<u>Returning Officer:</u> Robert Buchanan

RULES

<u>Rules used for elections Rule ID</u>	[070N: Incorporates alterations of 24/5/2004 in matter R2004/215]
<u>Rule/s re eligibility to vote</u>	14
<u>Action taken under section 193 of RAO Schedule</u>	Part election rerun; two nominees were listed as members by the MBA at the nom checking stage, but were not members and as such ineligible to nominate. By this point the two affected ballot papers had been sent, these two offices were rerun on a later schedule.

ROLL OF VOTERS

Please see attachments A, B and C for Roll of Voters
--

ALLEGATIONS OF IRREGULARITIES RECEIVED

There were no written complaints or allegations of irregularities

ATTACHMENTS

A Declaration of Results for Contested Offices– Stage 1
B Declaration of Results for Uncontested and Contested Offices – Stage 2 (main)
C Declaration of Results for Contested Offices – Stage 2 rerun
D Declaration of Results for Uncontested Offices – Stage 2 recall

Robert Buchanan
Returning Officer

10 February 2005

The Master Builders' Association of New South Wales Council Executive Offices

DECLARATION OF RESULTS FOR CONTESTED 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.

Council of Management

Ballot papers issued	36
Duplicate ballot papers issued	0
TOTAL BALLOT PAPERS ISSUED	36
Ballot papers / envelopes returned for scrutiny	33
Less ballot papers / envelopes rejected at preliminary scrutiny	0
TOTAL BALLOT PAPERS ADMITTED TO SCRUTINY	33
Percentage of ballot papers returned to number issued	91%
Ballot papers returned as unclaimed mail	0
Ballot papers not returned	3

President

Candidates Points

BRACKEN, Ron	35
BUCKETT, Lionel	64
Total votes	99
Formal ballot papers	33
Informal ballot papers	0

I declare Ron Bracken elected.

Deputy President

Candidates Points

FLEETWOOD, Danny	63
DONALDSON, David	36
Total votes	99
Formal ballot papers	33
Informal ballot papers	0

I declare David Donaldson elected.

Vice-President (4)

<u>Candidates</u>	<u>Points</u>
COURT, Peter	121
MURPHY, Daniel J	90
BUCKETT, Lionel	245
TROVATO, Ross	201
LEGGETT, Gordon	140
CONDON, John	224
EDWARDS, Bruce	117
FLEETWOOD, Danny	221
BEYNON, Scott	81
Total votes	1440
Formal ballot papers	32
Informal ballot papers	1

I declare Scott Beynon, Peter Court, Bruce Edwards and Daniel J Murphy elected.

Robert Buchanan
Returning Officer
Australian Electoral Commission

The Master Builders' Association of NSW

Councillors

DECLARATION OF RESULTS FOR UNCONTESTED AND CONTESTED 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.

E2004/254

Ballot Overview

Total number of persons on the roll of voters	2323
Ballot papers issued	2360
Duplicate ballot papers issued	0
TOTAL BALLOT PAPERS ISSUED	2360
Ballot papers / envelopes returned for scrutiny	340
Less ballot papers / envelopes rejected at preliminary scrutiny	11
Adjusting Balance	
TOTAL BALLOT PAPERS ADMITTED TO SCRUTINY	329
Percentage of ballot papers returned to number issued	14%
Ballot papers not returned	2031

Regional Groups

Councillor - Central Coast and Hunter Regional Group (2)

<u>Candidates</u>	<u>Votes</u>
AUSTIN, Kenneth Charles	5
FLEETWOOD, Danny	23
SUTTON, Michael	20
Total votes	48
Formal ballot papers	24
Informal ballot papers	0

I declare Danny Fleetwood and Michael Sutton elected.

Councillor - Central Western and Orana Regional Group (2)

<u>Candidates</u>	<u>Votes</u>
GORDON, Raymond Clyde	11
GLEESON, Martin	14
STURGEON, Brendon	23
Total votes	48
Formal ballot papers	24
Informal ballot papers	2

I declare Martin Gleeson and Brendon Sturgeon elected.

Councillor - Manly Warringah and Northern Suburbs Regional Group (2)

<u>Candidates</u>	<u>Votes</u>
LEGGETT, Gordon	57
PHILLIPS, Michael	48
TAYLOR, William	49
Total votes	154
Formal ballot papers	77
Informal ballot papers	9

I declare Gordon Leggett and William Taylor elected.

Councillor - Manning Great Lakes, Mid North Coast, North North West and Oxley Regional Group (2)

Candidate

VITTALI J.P., Giovanni Antonio

I declare Giovanni Antonio Vittali J.P. elected.
No other nominations received.

Councillor - Murrumbidgee Irrigation Area, Murray, Riverina and Shoalhaven Regional Group (2)

Candidates

BLUMER, Grant
NASH, Scott

I declare Grant Blumer and Scott Nash elected.

Councillor - North Coast and Tweed Regional Group (2)

Candidate

DALTON, Kevin James

I declare Kevin James Dalton elected.
No other nominations received.

Councillor - Parramatta/Hume, Central Cumberland, Western Suburbs and Blue Mountains Regional Group (2)

Candidates

BUCKETT, Lionel
LEEuw, Hank J

I declare Lionel Buckett and Hank J Leeuw elected.

Councillor - Sydney Regional Group (2)

Candidate

HENDERSON, Gordon

I declare Gordon Henderson elected.
No other nominations received.

Sector Groups

Councillors General Contracting Sector Group (2)

Candidates

BLACK, Robert
GORDON, Christopher
PILCHER, Simon

Votes

30
28
24

Total votes 82
Formal ballot papers 41
Informal ballot papers 1

I declare Robert Black and Christopher Gordon elected.

Councillors Material Manufacture Sector Group (2)

Candidates

FLEETWOOD, Daniel
HARRISON, John
BUCKETT, Lionel

Votes

18
8
12

Total votes	38
Formal ballot papers	19
Informal ballot papers	0

I declare Lionel Buckett and Daniel Fleetwood elected.

Councillors Services Sector Group (2)

<u>Candidates</u>	<u>Votes</u>
DANIELS, Andrew Michael	28
STOKOE, Paul D	23
WEIR, Bernard Michael	17

Total votes	68
Formal ballot papers	2
Informal ballot papers	0

I declare Andrew Michael Daniels and Paul D Stokoe elected.

Councillors Housing Sector Group (2)

Candidates
MAYHEW, Mike
PRATT, Nathan

I declare Mike Mayhew and Nathan Pratt elected.

Councillors Major Contractors Sector Group (2)

Candidate
FITZGERALD, Byron

I declare Byron Fitzgerald elected.
No other nominations received.

Councillors Specialist Contractors Sector Group (2)

Candidate
MITCHELL, Ross W.

I declare Ross W. Mitchell elected.
No other nominations received.

Robert Buchanan
Returning Officer
Australian Electoral Commission

The Master Builders' Association of New South Wales Re-Run Election

DECLARATION OF RESULTS FOR CONTESTED 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.

Regional Groups

TOTAL BALLOT PAPERS ISSUED	710
Ballot papers / envelopes returned for scrutiny	175
Less ballot papers / envelopes rejected at preliminary scrutiny	6
TOTAL BALLOT PAPERS ADMITTED TO SCRUTINY	169

Councillor - Eastern Suburbs, St George, Canterbury/Bankstown and Cronulla/Sutherland Regional Group (2)

<u>Candidates</u>	<u>Votes</u>
CLARK, Anthony	78
PRATT, Nathan	64
TROVATO, Ross	60
 Total votes	 202
Formal ballot papers	101
Informal ballot papers	19

I declare Anthony Clark and Nathan Pratt elected.

Councillor - Illawarra and Southern Highlands Regional Group (2)

<u>Candidates</u>	<u>Votes</u>
CAMARDA, Colleen	32
MORELLI, Ermond	36
RICE, Larry	24
 Total votes	 92
Formal ballot papers	46
Informal ballot papers	3

I declare Colleen Camarda and Ermond Morelli elected.

Robert Buchanan
Returning Officer
Australian Electoral Commission

The Master Builders' Association of New South Wales Councillor Recall

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

E2004/E254

Regional Groups

Councillor - Manning Great Lakes, Mid North Coast, North North West and Oxley Regional Group

Candidate

CLARK, Barry

Councillor - North Coast and Tweed Regional Group

No nomination was received

Councillor - Sydney Regional Group

Candidate

STUART, James

Sector Groups

Councillors Major Contractors Sector Group

Candidate

PATIENCE, Martin

Councillors Specialist Contractors Sector Group

Candidate

GORDON, Raymond Clyde

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

Robert Buchanan
Returning Officer