

Master Grocers Australia Limited President and Vice-President - Stage 2 Declaration of Results for 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.

President

Candidates

ALLEN, Rodney

Vice-President

Candidates

MILLER, Stephen Andrew

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

Laura Leavy
Returning Officer
18 February 2014

Master Grocers Australia Limited Directors - Stage 1

Declaration of Results for Contested 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.

Directors

Total number of names on the roll of voters	2270
Ballot papers issued	2270
Replacement ballot papers issued	0
Total Ballot Papers Issued	2270
Ballot papers / envelopes returned for scrutiny	506
Less ballot papers / envelopes rejected at preliminary scrutiny	15
Adjusting balance	491
Total Ballot Papers Admitted to Scrutiny	491
Percentage of ballot papers returned to number issued	22
Ballot papers returned as unclaimed mail	6
Ballot papers not returned	1758

Directors (3)

<u>Candidates</u>	<u>Votes</u>
ALLEN, Rodney Fredrick	390
LITTLE, Bob	285
MILLER, Stephen	390
SMITH, Deborah May	366
Total votes	1431
Formal ballot papers	477
Informal ballot papers	14

I declare Rodney Fredrick Allen , Stephen Miller and Deborah May Smith elected.

Laura Leavy
Returning Officer
Australian Electoral Commission
17 December 2013

Mr Jos De Bruin
Chief Executive Officer
Master Grocers Australia Limited
Suite 5, 1 Milton Parade
MALVERN VIC 3144

**Post Election Report For: Master Grocers Australia Limited
Election E2013/279**

I refer to the above election for your organisation.

Section 197(1) of Schedule 1 of the Fair Work (Registered Organisations) Act 2009 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 Schedule 1 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' 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) Act 2009 requires an organisation or branch to publish a notice on its web site 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.

Laura Leavy
Returning Officer
24 February 2014

Fair Work (Registered Organisations) Act 2009

POST ELECTION REPORT

Master Grocers Australia Limited

ELECTION/S COVERED IN THIS REPORT

Election Decision No/s: E2013/279

RULES

Rules used for the election: [298V: Incorporates alterations of 25/2011[R2011/91]] (replaces 7/7/2009 version)
Rules difficult to apply/interpret: None
Model Rule reference (if any): N/A

ROLL OF VOTERS

Total number of voters on the Roll: Stage 1 - 2270
Number of apparent workplace addresses: Most, however this is appropriate given the nature of the organisation
Number of non-current addresses: Nil
Other matters pertaining to the roll of voters: Nil

IRREGULARITIES

Details of written allegations of irregularities, and action taken by AEC: Nil
Other irregularities identified, and action taken: Nil

ATTACHMENTS

1. Declaration – Stage 1
2. Declaration – Stage 2

Laura Leavy
Returning Officer
24 February 2014



DECISION

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

Master Grocers Australia Limited (E2013/275)

MR ENRIGHT

MELBOURNE, 11 OCTOBER 2013

Arrangement for conduct of election.

[1] On 24 September 2013 the Master Grocers Australia Limited lodged with the Fair Work Commission the prescribed information in relation to an election for the following offices:

Directors (3)
President
Vice-President

[2] The prescribed information was not lodged before the day prescribed by Regulation 138(3) of the *Fair Work (Registered Organisations) Regulations 2009*. That day is the day occurring 2 months before the first day when a person may, under the rules of the organisation or branch, become a candidate in the election. The branch has requested that I allow a later day for the lodgement of the prescribed information under subsection 189(2) of the *Fair Work (Registered Organisations) Act 2009* (the Act). Having considered the reason for late lodgement, I allow lodgement on 24 September 2013 in this instance.

[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

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24 September 2013

Mr. Chris Enright
Director
Regulatory Compliance Branch
Fair Work Commission

Statement of Notice of Prescribed Information for an Election under Regulation 138

Election for Offices – Master Grocers Australia

I, Rodney Fredrick Allen, being the President of Master Grocers Australia make the following statement:

I am the President of Master Grocers Australia.

I am authorised to lodge the following prescribed information concerning forthcoming elections in the Master Grocers Australia and

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

In lodging this information, I wish to formerly seek consent from Fair Work Australia for an extension of time please? This request is being made, as the statement of notice of prescribed information for an election under regulation 138, requires a 72 day notice period.

I sincerely apologise for this short notice. MGA's CEO and MGA's Board of Directors, have been traveling extensively, interstate and overseas, over the past 3 months.

Please accept MGA's apology and I thank you for your assistance with this matter.



Signed: Rodney F. Allen

Dated: 24th September 2013

Offices/Positions

Directors – 3 Positions

Reasons for election:

- Election for offices and positions is required as the terms of office are due to expire in the normal course of events under the rules of the organisation.

Elected by:

- The electorate comprises of members in Victoria, Australian Capital Territory, New South Wales, Western Australia, Tasmania, Northern territory, South Australia and Queensland. The voting system to be employed in the conduct of the election is a direct voting system.

Nominations open:

- Under clause 21.19 of the Rules, notice that nominations are required for the election of a director must be sent to each member by the returning officer at least 72 days before the annual general meeting.
- MGA's Annual General Meeting has been scheduled to be held on Tuesday 19th November 2013

Nominations close:

- As per the above request

Cut off date for roll:

- Due to be determined by the AEC: 7 days prior to the opening date for nominations - rule 22(g).

President and Vice President Elections:

MGA would like to request that arrangements be made for the conduct of a further election for the positions of President and Vice President by the AEC under section 189 of the RAO schedule.

Under clause 24.2 of MGA's rules, the board ("Officers") of MGA, must annually elect from their ranks President and Vice President. Notice that nominations are required for the offices of President and Vice President shall be sent by the returning officer to each director no more than seven days after each AGM. Such notice shall state a closing date for nominations that will be no more than 14 days from the date on which the notice is sent by the returning officer. Each notice shall contain a nomination form.

Yours Faithfully,



Rodney Frederick Allen, President – Master Groccers Australia