

Mr John Chapman
Executive Director
Motor Trade Association of South Australia Inc
Level1, 81 Greenhill Rd
WAYVILLE SA 5034

**Post Election Report for: Motor Trade Association of South Australia Inc
Vacancy Elections E2010/2523 & E2010/2524**

I refer to the above elections for your organisation.

Section 197(1) of the Fair Work (Registered Organisations) Act 2009 requires the AEC to provide a written report on the conduct of the election to Fair Work Australia 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 Fair Work (Registered Organisations) Act 2009 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 organization'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.



Clare Scriven
Returning Officer

23 August 2010

**AEC****Australian Electoral Commission****Fair Work (Registered Organisations) Act 2009****POST ELECTION REPORT****The Motor Trade Association of South Australia****ELECTION/S COVERED IN THIS REPORT**Election Decision No/s: *E2010/2523 & E2010/2524***RULES**Rules used for the election: *[234V: Incorporates alterations of 03/09/2009 – R2008/435 & R2009/10019] (replaces 17/5/2004 version)*

Rules difficult to apply/interpret: None

Model Rule reference (if any): N/A

ROLL OF VOTERS (for Stage 2 – Branch Executive Members)

Total number of voters on the Roll: 19
Number of apparent workplace addresses: N/A
Number of non-current addresses: N/A
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 of Results for Uncontested Offices – Stage 1
- 2) Declaration of Results for Contested Offices – Stage 2

Clare Scriven
Returning Officer

23 August 2010

The Motor Trade Association of South Australia Inc Executive Committee Members

DECLARATION OF RESULTS FOR CONTESTED OFFICES

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.

Board of Management

Executive Committee Member (one at least shall be a representative of a country zone) (2)

<u>Candidates</u>	<u>First Preference Votes</u>	<u>Votes</u>
POLLEY, Clive Reginald	15	15
ROBERTS, Peter Owen	6	6
SHANE, Danny Leon	15	15
Exhausted Votes		0
Loss/Gain by Fraction		0
Total votes	36	36
Formal ballot papers	18	18
Informal ballot papers	0	0

I declare Clive Reginald Polley and Danny Leon Shane elected.



Clare Scriven
Returning Officer
Australian Electoral Commission

20 August, 2010

The Motor Trade Association of South Australia Inc Board of Management

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.

E2010/E2523&2524

Motor Trade Association of SA

President

Candidate

CLARK, Colin

Vice-President

Candidate

GIBB, Neville

Past-President

Candidate

AGOSTINO, Frank

Representative of Members

Candidate

ZULIAN, John

Treasurer

Candidate

KRUYS, Theo

Secretary

Candidate

CHAPMAN, John

Assistant Secretary

Candidate

GOOD, Paul

Board of Management Representative from Australian Automobile Dealers Association (SA)

Candidate

CHENEY, Marc

Board of Management Representative from Automotive Dismantlers

Candidate

PAPILLO, George

Board of Management Representative from Automotive Electrical

No nomination was received

Board of Management Representative from Auto Repair & Engineering

Candidate

WEEKS, Brian

Board of Management Representative from Collision Repair Specialists

Candidate

ABBOTT, Brenton

Board of Management Representative from Commercial Vehicle Industry Association (SA)

Candidate

POLLEY, Clive

Board of Management Representative from Engine Reconditioners Association (SA)

No nomination was received

Board of Management Representative from Farm Machinery Dealers Association (SA)

Candidate

BUTCHER, Colin

Board of Management Representative from Licensed Vehicle Dealers

Candidate

BOONEN, Arch

Board of Management Representative from Motorcycle Industry Association of SA

Candidate

BOLTON, George

Board of Management Representative from Service Station

Candidate

KRUYS, Theo

Board of Management Representative from Towing Services

No nomination was received

Board of Management Representative from Tyre Dealers

No nomination was received

Board of Management Representative from Central Country Zone

Candidate

PAECH, Roger

Board of Management Representative from Far West Country Zone

No nomination was received

Board of Management Representative from Lower Eyre Peninsula Country Zone

Candidate

DUNS, Robert

Board of Management Representative from Lower North Country Zone

Candidate

JOHN, Dale

Board of Management Representative from Mid North Country Zone

No nomination was received

Board of Management Representative from Southern Country Zone

Candidate

SHANE, Danny

Board of Management Representative from South Eastern Country Zone

Candidate

ROBERTS, Peter

Board of Management Representative from Upper North Country Zone

No nomination was received

Board of Management Representative from Riverland Country Zone

Candidate

ROWLEY , John

Board of Management Representative from Upper Spencer Gulf Country Zone

No nomination was received

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



John Nemcic
Returning Officer

10 June, 2010

Mr John Chapman
Executive Director
Motor Trade Association of South Australia Inc
Level1, 81 Greenhill Rd
WAYVILLE SA 5034

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Vacancy Elections E2010/2523 & E2010/2524**

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Clare Scriven
Returning Officer

23 August 2010

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Clare Scriven
Returning Officer

23 August 2010

The Motor Trade Association of South Australia Inc Board of Management

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Candidate

CLARK, Colin

Vice-President

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GIBB, Neville

Past-President

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AGOSTINO, Frank

Representative of Members

Candidate

ZULIAN, John

Treasurer

Candidate

KRUYS, Theo

Secretary

Candidate

CHAPMAN, John

Assistant Secretary

Candidate

GOOD, Paul

Board of Management Representative from Australian Automobile Dealers Association (SA)

Candidate

CHENEY, Marc

Board of Management Representative from Automotive Dismantlers

Candidate

PAPILLO, George

Board of Management Representative from Automotive Electrical

No nomination was received

Board of Management Representative from Auto Repair & Engineering

Candidate

WEEKS, Brian

Board of Management Representative from Collision Repair Specialists

Candidate

ABBOTT, Brenton

Board of Management Representative from Commercial Vehicle Industry Association (SA)

Candidate

POLLEY, Clive

Board of Management Representative from Engine Reconditioners Association (SA)

No nomination was received

Board of Management Representative from Farm Machinery Dealers Association (SA)

Candidate

BUTCHER, Colin

Board of Management Representative from Licensed Vehicle Dealers

Candidate

BOONEN, Arch

Board of Management Representative from Motorcycle Industry Association of SA

Candidate

BOLTON, George

Board of Management Representative from Service Station

Candidate

KRUYS, Theo

Board of Management Representative from Towing Services

No nomination was received

Board of Management Representative from Tyre Dealers

No nomination was received

Board of Management Representative from Central Country Zone

Candidate

PAECH, Roger

Board of Management Representative from Far West Country Zone

No nomination was received

Board of Management Representative from Lower Eyre Peninsula Country Zone

Candidate

DUNS, Robert

Board of Management Representative from Lower North Country Zone

Candidate

JOHN, Dale

Board of Management Representative from Mid North Country Zone

No nomination was received

Board of Management Representative from Southern Country Zone

Candidate

SHANE, Danny

Board of Management Representative from South Eastern Country Zone

Candidate

ROBERTS, Peter

Board of Management Representative from Upper North Country Zone

No nomination was received

Board of Management Representative from Riverland Country Zone

Candidate

ROWLEY , John

Board of Management Representative from Upper Spencer Gulf Country Zone

No nomination was received

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



John Nemcic
Returning Officer

10 June, 2010

The Motor Trade Association of South Australia Inc Executive Committee Members

DECLARATION OF RESULTS FOR CONTESTED OFFICES

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Executive Committee Member (one at least shall be a representative of a country zone) (2)

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I declare Clive Reginald Polley and Danny Leon Shane elected.



Clare Scriven
Returning Officer
Australian Electoral Commission

20 August, 2010



FAIR WORK
AUSTRALIA

DECISION

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

The Motor Trade Association of South Australia
(E2010/2523)
(E2010/2524)

T. NASSIOS

MELBOURNE, 3 MARCH 2010

Arrangement for conduct of election.

[1] On 19 February 2010, The Motor Trade Association of South Australia lodged with Fair Work Australia (E2010/2524) the prescribed information in relation to an election for the following offices:

Two Executive Committee Members (one at least of whom shall be a representative of a country zone)

[2] On the same date, The Motor Trade Association of South Australia, lodged with Fair Work Australia (E2010/2523) the prescribed information in relation to an election for the following offices:

President
Vice-President
Past-President
Representative of Members
Treasurer
Secretary
Assistant Secretary

One Board of Management Representative from each of the following Trade Divisions:

Australia Automobile Dealers Association (SA) Division
Automotive Dismantlers Division
Automotive Electrical Division
Auto Repair & Engineering Division
Collision Repair Specialists Division
Commercial Vehicle Industry Association (SA) Division
Engine Reconditioners Association (SA) Division
Farm & Industrial Machinery Dealers Association (SA) Division
Licensed Vehicle Dealers Division
Motorcycle Industry Association of SA Division
Radiator Repairers Division
Service Station Division
Towing Services Division
Tyre Dealers Division

One Board of Management Representative from each of the following Country Zones:

Central
Far West
Lower Eyre Peninsula
Lower North
Mid North
Southern
South Eastern
Upper North
Riverland
Upper Spencer Gulf

[3] I am satisfied that elections 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 elections by the Australian Electoral Commission.



DELEGATE OF THE GENERAL MANAGER
FAIR WORK AUSTRALIA

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MOTOR TRADE ASSOCIATION OF SA INC

The Industrial Registrar
Australian Industrial Registry
GPO Box 1994S
Melbourne VIC 3001

Dear Sir or Madam,

In accordance with sub section 189(3) of schedule (1b) of the Registration and Accountability of Organisations Schedule the following information is lodged for the purpose of arranging the conduct of the Annual Election of the Motor Trade Association of South Australia Incorporated, by the Australian Electoral Commission.

The proposed opening date for the calling of nominations for these positions will be at least four weeks prior to the date of the Annual General Meeting (scheduled for Tuesday 20th July 2010) in accordance with the MTA of SA Rule 42(a). The proposed closure date of calling for nominations to fill vacancies for these positions will be 31st May 2010.

These positions will be elected by the whole of the membership at a ballot.

President
Vice President
Past President
Representative of Members
Treasurer
Secretary
Assistant Secretary

Board Representatives – MTA Divisions

Australia Automobile Dealers Association (SA) Division
Automotive Dismantlers Division
Automotive Electrical Division
Auto Repair & Engineering Division
Collision Repair Specialists Division
Commercial Vehicle Industry Association (SA) Division
Engine Reconditioners Association (SA) Division
Farm & Industrial Machinery Dealers Association (SA) Division
Licensed Vehicle Dealers Division
Motorcycle Industry Association of SA Division
Radiator Repairers Division
Service Station Division
Towing Services Division
Tyre Dealers Division

Continued/...

(2)

Board Representatives – MTA Country Zones

Central
Far West
Lower Eyre Peninsula
Lower North
Mid North
Southern
South Eastern
Upper North
Riverland
Upper Spencer Gulf

Yours sincerely

A handwritten signature in black ink, appearing to read 'John Chapman', with a long horizontal flourish extending to the right.

John Chapman
Secretary

12th February 2010



The Industrial Registrar
Federal Industrial Registry
GPO Box 1994S
MELBOURNE VIC 3001

Dear Sir or Madam,

Re: Election of Two Board Members to the Executive Committee

In accordance with Rule 50 to 53 of the MTA's Constitution, the Board shall at its first meeting in each year after the Annual General Meeting, proceed with the election of two Board Members to the Executive Committee.

To comply with section s189 of the Registration & Accountability of Organisations Scheduled, we provide the following information:

- (a) two members of the Board (one of whom shall be a representative of a country zone) shall be elected by the Board to the Executive Committee (MTA Rule 47);
- (b) the reason for the election being held is that the term of the office has expired;
- (c) the election will be for two positions on the Executive Committee;
- (d) Executive Committee;
- (e) the election will be called during the Board meeting to be held on Tuesday 17th August 2010 in the MTA Board Room, MTA House, Level 1, 81 Greenhill Road, Wayville.
- (f) the voting system to be employed will be a collegiate voting system.

Would you please arrange for an election to be conducted by the Australian Electoral Commission.

Yours faithfully

John Chapman
Executive Director

12th February 2010