



24 January 2019

President
The Motor Trade Association of South Australia Incorporated
mta@mtaofsa.com.au

Dear President,

**Please note that the following information is intended as a reminder only.
No notification is necessary for election E2018/225, as no nomination was received.**

Reminder of actions required when persons elected to office

The Australian Electoral Commission has provided the Registered Organisations Commission (the ROC) a declaration of results for the election of uncontested offices for Head Branch [E2018/225]. This letter is a reminder of certain obligations imposed on organisations and on persons elected to office.

A notice must be published on the organisation's website

The organisation or branch must, as soon as practicable after receiving the post-election report, publish on its website a notice that a copy of the report is available from the organisation, branch or the AEC on request. The notice must be kept on the website for a period of at least 3 months (see regulation 141 of the Fair Work (Registered Organisations) Regulations 2009).

Holders of office required to undertake approved training

Section 293K of the *Fair Work (Registered Organisations) Act 2009* (the RO Act) requires each officer with financial management duties to undertake approved training that covers those duties within 6 months after the person begins to hold office. Please ensure that relevant officers undertake approved training within the required timeframe. Please also ensure that all new holders of office are advised of their obligations to make disclosures regarding remuneration, non-cash benefits and material personal interests, the details of which are provided for in the RO Act.

Organisation must notify the Commission of changes

Also, section 233(2) of the RO Act requires that an organisation must notify the Commission **within 35 days of any changes** to the holders of office in the organisation. **If there are no changes a notification is not required.** If the election has resulted in **any changes** to the holders of office, the Motor Trade Association of South Australia Incorporated, The must notify the Commission of these changes. In particular, please advise:

1. Person(s) who have ceased to hold office:
 - the name of the office vacated;
 - the date of the change of office holder; and
 - the name of the person vacating the office.

2. Person(s) who have commenced to hold office:
 - the name of the office now held;
 - the date of the change of office holder;
 - the name of the person now holding the office;
 - the postal address of the person (generally the postal address of the organisation); and
 - the occupation of the person now holding the office.

The notification must include a declaration by the Secretary (or other prescribed officer) that the information is a correct statement of the changes made. A template notification of changes, which may assist you, is attached. If any change does not apply until a date in the future, you do not need to notify until then (e.g. AGM, 1 January, 2nd Monday in March). If you have already lodged this information, please disregard this reminder.

Regards

Matthew Indrigo
Registered Organisations Commission

18 January 2019

Post-election report

**The Motor Trade Association of South
Australia Incorporated**
Casual Vacancy election
E2018/225

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Election Covered in this Report

Organisation: The Motor Trade Association of South Australia Incorporated
Election: Casual Vacancy
Election Decision No/s: E2018/225

Rules

Rules used for the election: 234V: Incorporating alterations of 18/07/14 [R2013/376]

Rules difficult to apply/interpret: None

Model Rule reference (if any): N/A

For more details see the Model Rules on the AEC website:
(https://www.aec.gov.au/About_AEC/AEC_Services/Industrial_Elections)

Roll of Voters

As there were no contested offices, no Roll of Voters was required.

Irregularities

Details of written allegations of irregularities, and action taken by AEC: None

Other irregularities identified, and action taken: None

Other Matters

Returning Officer actions required (Section 193): None
Details:

Signed



Barbara Kekes
Returning Officer
Australian Electoral Commission
E: saelections@aec.gov.au
P: 08 8237 6555
18 January 2019

Attachments

A. Declaration of Results for Un/contested Office – SA

The Motor Trade Association of South Australia Incorporated
DECLARATION OF RESULTS - E2018/225
Uncontested Offices

Casual Vacancy Election

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 are:

Farm and Industry Machinery Dealers Association (SA) Division

Board Representative (1)

Candidates

No Nominations Received



Barbara Kekes
Returning Officer
Telephone: 08 8237 6555
Email: saelections@aec.gov.au
18/01/2019



DECISION

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

The Motor Trade Association of South Australia Incorporated (E2018/225)

MR ENRIGHT

MELBOURNE, 28 NOVEMBER 2018

Arrangement for conduct of election.

[1] On 24 October and 26 November 2018 the Motor Trade Association of South Australia Incorporated, lodged with the Registered Organisations Commission prescribed information and further information for an election to fill a casual vacancy in the following office for the remainder of the term:

Board Representative from the Farm and Industry Machinery Dealers Association (SA) Division (1)

[2] I am satisfied that an election for the abovenamed office 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 COMMISSIONER

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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, **FRANK AGOSTINO**, being the **President** of the Motor Trade Association of SA Incorporated, Level 1, 81 Greenhill Road, Wayville in the State of South Australia, make the following statement:

1. I am authorised to sign this statement containing prescribed information for the Motor Trade Association of SA Incorporated.
2. The following information is lodged under subsection 189(1) of the Fair Work (Registered Organisations) Act 2009 (the RO Act).
3. The election that is required is set out in the table in **Annexure 'A'**.
4. There are no rule alterations pending that will impact on this election.
5. This statement **IS** lodged at least 2 months before nominations open for the election below.

Signed: _____

A handwritten signature in blue ink, appearing to read 'Frank Agostino', written over a horizontal line.

Dated: 24 October 2018



Election that is required

Name of Office	Number Required	Voting System	Reason for Election	Electorate
Farm and Industry Machinery Dealers Association (SA) Division	1	Direct voting system	Casual vacancy [REDACTED]	All Members of the FIMDA Division

Important dates:

	Direct Voting System
Nominations OPEN	As To be determined by Returning officer
Nominations CLOSE	As To be determined by Returning officer
Roll of Voters cut off date	As To be determined by Returning officer