



13 September 2018

Mr Frank Agostino
President
Motor Trade Association of South Australia Incorporated
m@mtaofsa.com.au

Dear Mr Agostino,

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 stages 1 & 2 uncontested offices for [E2018/8]. 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

Christine Hibberd
Registered Organisations Commission

10 September 2018

Post-Election Report

The Motor Trade Association of South
Australia Incorporated
Scheduled Elections
E2018/8

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- A. E2018-8 MTA - SA Stage 1 Results Declaration of Uncontested Positions SIGNED 14 June 2018

- B. E2018-8 MTA -SA Stage 2 Results Declaration of Uncontested Positions SIGNED 20 August 2018

Election(s) Covered in this Report

Organisation: The Motor Trade Association of South Australia Incorporated
Election: Scheduled
Election Decision No/s: E2018/8

Rules

Rules used for the election: [234V: Incorporates alterations of 18/07/14 [R2013/376] (replaces rulebook dated 01/01/2014 [R2013/113])

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):

Details: N/A

Signed



Paul Langtry
Returning Officer
Australian Electoral Commission
E: saelections@aec.gov.au
P: 08 8237 6522
10 September 2018

Attachments

- A. E2018-8 MTA - SA Stage 1 Results Declaration of Uncontested Positions SIGNED 14 June 2018
- B. E2018-8 MTA -SA Stage 2 Results Declaration of Uncontested Positions SIGNED 20 August 2018

The Motor Trade Association of South Australia Incorporated

DECLARATION OF RESULTS - E2018/8 Uncontested Offices

Scheduled Election Stage 2

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:

Board of Management MTA SA Inc

Board Member of the Executive Committee (3)

Candidates

VINCENT, David

ROBERTS, Peter Owen

LEWIS, Ron

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



Paul Langtry
Returning Officer
Australian Electoral Commission

21 August 2018

The Motor Trade Association of South Australia Incorporated
DECLARATION OF RESULTS - E2018/8
Uncontested Offices

Scheduled 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:

Members of The Motor Trade Association of South Australia

President (1)

Candidates

AGOSTINO, Frank

Past-President (1)

Candidates

GIBB, Neville

Representative of Members (1)

Candidates

POLLEY, Clive

Automotive Dismantlers Division

Board Representative (1)

Candidates

LEWIS, Ron

Auto Repair & Engineering Division

Board Representative (1)

Candidates

MCMICHAEL, Michael

Commercial Vehicle Industry Association (SA) Division

Board Representative (1)

Candidates

LANE, Bill

Farm and Industry Machinery Dealers Association (SA) Division

Board Representative (1)

Candidates

BUTCHER, Colin

Motorcycle Industry Association of SA Division

Board Representative (1)

Candidates

FLYNN, Mark

Service Station Division

Board Representative (1)

Candidates

STEIN, Brenton

Tyre Dealers Division

Board Representative (1)

Candidates

BALDACCHINO, Marcus

Lower North

Board Representative (1)

Candidates

JOHN, Dale

Southern

Board Representative (1)

Candidates

MCGUIRE, Mark

Upper North

Board Representative (1)

Candidates

No Nominations Received

**Upper Spencer Gulf
Board Representative (1)**

Candidates

BUTLER, Tracy

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



Paul Langtry
Returning Officer
Australian Electoral Commission

14 June 2018





DECISION

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

The Motor Trade Association of South Australia Incorporated (E2018/8)

MR ENRIGHT

MELBOURNE, 5 FEBRUARY 2018

Arrangement for conduct of election.

[1] On 18 January 2018 The Motor Trade Association of South Australia Incorporated lodged with the Registered Organisations Commission prescribed information for an election to fill the following offices:

President	(1)
Past-President	(1)
Representative of Members	(1)
Board Representatives - Divisions	
Automotive Dismantlers Division	(1)
Auto Repair & Engineering Division	(1)
Commercial Vehicle Industry Association (SA) Division	(1)
Farm and Industry Machinery Dealers Association (SA) Division	(1)
Motorcycle Industry Association of SA Division	(1)
Service Station Division	(1)
Tyre Dealers Division	(1)
Board Representatives - Country Zones	
Lower North	(1)
Southern	(1)
Upper North	(1)
Upper Spencer Gulf	(1)
Board Member of the Executive Committee	(3)

[2] 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 COMMISSIONER

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MOTOR TRADE ASSOCIATION OF SA ANNUAL ELECTIONS

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 South Australia, Level 1, 81 Greenhill Road, Wayville, Adelaide make the following statement:

1. I am authorised to sign this statement containing prescribed information for the Motor Trade Association of South Australia.
2. The following information is lodged under subsection 189(1) of the Fair Work (Registered Organisations) Act 2009 (the RO Act).
3. The annual board elections that are required are set out in the table in Annexure A (to be conducted by the Australian Electoral Commission). The reason for these elections is that the Board office terms listed below are about to expire and their offices will now be up for re-election.
4. 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: 18 January 2018

ANNEXURE A

- Elections that are required:

Branch	Name of Office	Number required	Voting System	Reason for Election	Electorate
MTA-SA	President	1	DVS	Scheduled	All members of the MTA (rule 40(a))
MTA-SA	Past President	1	DVS	Scheduled	All members of the MTA (rule 40(b))
MTA-SA	Representative of Members	1	DVS	Scheduled	All members of the MTA (rule 40(d))
MTA-SA	Automotive Dismantlers Division	1	DVS	Scheduled	All members of the MTA (rule 40(e))
MTA-SA	Auto Repair & Engineering Division	1	DVS	Scheduled	All members of the MTA (rule 40(e))
MTA-SA	Commercial Vehicle Industry Association (SA) Division	1	DVS	Scheduled	All members of the MTA (rule 40(e))
MTA-SA	Farm & Industrial Machinery Dealers Association (SA) Division	1	DVS	Scheduled	All members of the MTA (rule 40(e))
MTA-SA	Motorcycle Industry Association of SA Division	1	DVS	Scheduled	All members of the MTA (rule 40(e))
MTA-SA	Service Station Division	1	DVS	Scheduled	All members of the MTA (rule 40(e))
MTA-SA	Tyre Dealers Division	1	DVS	Scheduled	All members of the MTA (rule 40(e))
MTA-SA	Lower North Zone	1	DVS	Scheduled	All members of the MTA (rule 40(e))
MTA-SA	Southern Zone	1	DVS	Scheduled	All members of the MTA (rule 40(e))
MTA-SA	Upper North Zone	1	DVS	Scheduled	All members of the MTA (rule 40(e))
MTA-SA	Upper Spencer Gulf Zone	1	DVS	Scheduled	All members of the MTA (rule 40(e))
MTA-SA	Executive Committee of the Board	3	Collegiate	Scheduled	All members of the Board of Management (rules 47, 50-53)

- Important dates:

	Direct Voting System	Collegiate Electoral System
Nominations OPEN	At least 21 days prior to the Annual General Meeting scheduled for 24 th July 2018 (rule 42c)	Proposed date will be 31 st July 2018 (To be determined by the returning officer)
Nominations CLOSE	Proposed date will be 24 th June 2018 (To be determined by the returning officer)	Proposed date will be 14 th August 2018 (To be determined by the returning officer)
Roll of Voters cut off date	7 days prior to the opening date for nominations – rule 36(g)	7 days prior to nominations opening