

DECLARATION OF AUTHORISED OFFICER in accordance with Regulation 142(2) *Fair Work (Registered Organisations) Regulations 2009*

I, Stephen Jenkins of 214 Parramatta Road Burwood am the General Counsel and Company Secretary of the Motor Traders' Association of New South Wales (MTANSW) and am authorised to give this Declaration in relation to the Post Election report received from the Australian Electoral Commission and to make this declaration as required by Regulation 142 (2) of the *Fair Work (Registered Organisations) Regulations 2009*.

1. I declare that on the 17th January, 2020 I received from the Australian Electoral Commission a copy of a Post election report numbers E2019/147. Attached and marked with the letter "A" is a copy of the e-mail dated the 17th January, 2020.
2. The MTANSW on the 20th January, 2020 published to its members the Post Election Report a copy of which is attached and marked with the letter "B"
3. On the 11th February, 2020 the Chief executive Officer of MTANSW on behalf of the organisation provided a response to the Post Election Report. Attached and marked with the letter "C" is a copy of the letter dated the 11th February, 2020.
4. I declare that on the 17th February, 2020 the MTANSW published to its members and posted on its website a copy of the response of MTANSW to the Post Election report. Attached and marked with the letter "D" is a copy of the Member update dated the 17th February, 2020.

Signed and dated:

Signed: _____



Dated: 6th March, 2020



16 January 2020

Stavros Yallouridis
CEO
Motor Traders' Association of New South Wales
Sent via email: stavros.yallouridis@mtansw.com.au

cc: rita.haitas@mtansw.com.au

Dear Stavros Yallouridis

Organisation must respond to the post-election report of the Australian Electoral Commission: E2019/147

On 10/01/2020 the Registered Organisations Commission (the ROC) received a post election report from the Australian Electoral Commission (AEC) for election E2019/147. The AEC will have also provided the report to the organisation under section 197 of the *Fair Work (Registered Organisations) Act 2009* (the RO Act).

The report identifies rules that were difficult to interpret or apply, in particular Rules 38(5), 39(6), 38.3 and 39.12. This letter serves as a reminder of the obligations imposed on the organisation or branch as a consequence of the AEC's report. If a response has already been sent to the AEC and made available to all members please disregard this letter.

A notice must be published on the organisation's website

The organisation or branch must 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 regs 141(4) and (5)).

A written response must be provided to the AEC

A written response must be provided to the AEC within 30 days of receipt of the report. The organisation's response must include whether the organisation or branch intends to take action and if so what action the organisation or branch intends to take (s198(2)).

Extract of report must be made available to members

The organisation or branch must make the section of the report relating to the difficult rules available to its members (s198(3)). This extract from the report must be made available to the members before or at the same time as the organisation's response is made available to members.

Written response must be made available to members

A copy of the organisation's response to the AEC must be made available to members either:

- within 30 days after the response is given to the AEC, or
- published in the next edition of the organisation or branch journal (s198(5))

Subsection 198(6) and regulation 142 prescribe ways in which the relevant extract and the copy of the response can be made available to members. These do not limit the ways in which they can be made available to members. The organisation will comply if it does all of the following:-

- publish the report extract and the copy of the response in the next edition of the organisation or branch's journal; and
- within 30 days of giving the response to the AEC:
 - lodges with the ROC a copy of the relevant extract and response, together with a declaration that a copy will be provided to any member who so requests; and
 - give notice in the next edition of the organisation or branch's journal, or an appropriate newspaper, that a copy of the relevant extract and response are available on request to each member free of charge; and
- publish the relevant extract on the website within 14 days after receiving the report, and publish the response on the website within 14 days of giving the response to the AEC (reg 142(2)).

Penalties may apply

If the organisation or branch does not:

- respond to the AEC within 30 days,
- make the extract of the report relating to the rules available to members no later than the organisation's response is made available to members, or
- make the organisation's response available to members within 30 days or in the next edition of the journal,

the organisation may face penalties under the RO Act. Each requirement listed above is a civil penalty provision that may result in fines for the organisation

As noted above, if the response and report have already been made available to members and the AEC, please disregard this letter. If you have any questions in relation to these obligations please contact the ROC for assistance by email to regorgs@roc.gov.au.

If the organisation or branch decides to alter its rules in response to the AEC's report

If the organisation or branch decides to alter its rules in response to the AEC's report, the ROC is NOT able to provide advice and assistance regarding draft alterations or the processes required to make the alterations. Rule alterations remain a function of the Fair Work Commission.

Yours sincerely

Registered Organisations Commission



8 January 2020

Mathew Purton

Secretary

VIPA

Sent via email: secretary@vipa.asn.au

cc: Warwick Renton-Gibb, Warwick.RentonGibb@vipa.asn.au

Dear Mathew Purton

Notification of changes made to records under s.233(1) RO Act - Annual obligation to lodge information (AR2019/41)

I acknowledge receipt of a Notification of Change to the office holders of the VIPA.

This information was lodged with the Registered Organisations Commission (the ROC) pursuant to the notification requirements in section 233(2) of the *Fair Work (Registered Organisations) Act 2009* (the RO Act).

The table below outlines the changes notified and when they were lodged. Our records have been updated accordingly. The document can be viewed on the Website through the [list of Registered Organisations](#).

Date of lodgement	Branch	Change	Within prescribed period (Yes/No). If No, how many days late
4/12/2019	N/A	Secretary and Vice President	Yes

Time frames

Regulation 151 of the *Fair Work (Registered Organisations) Regulations 2009* prescribes that a notification of change pursuant to section 233(2) of the RO Act must be lodged within 35 days of the change occurring. I note that this is a civil penalty provision and non-compliance may leave your organisation open to Federal Court proceedings.

Officer Induction Kit

The ROC has created an [Officer Induction Kit](#) to assist new officers. The Kit includes a number of resources that will help an officer to understand their general duties as an officer and their specific duties as an officer in your organisation. It also includes tools to guide an officer's understanding of compliance dates and other reporting obligations.

The kit should not be printed as it is updated regularly and some of the documents are interactive. The ROC strongly recommends that all new officers, and officers who are seeking more information on their obligations and duties, are given the link to the officer induction kit. Please

GPO Box 2983, Melbourne VIC 3001
Telephone: 1300 341 665 | Email: regorgs@roc.gov.au
Website: www.roc.gov.au

direct your new officers to the kit which is on the ROC's [fact sheets, templates and webinars page](#), under Officers.

Mandatory disclosures

Please ensure that all new holders of office are advised of their obligations to make disclosures regarding remuneration, non-cash benefits and material personal interests. Details are contained in the RO Act and are summarised in the ROC's [Disclosures Fact Sheet](#).

Mandatory training

Please also note that Section 293K of the RO Act requires each officer with duties that relate to the financial management to undertake approved training that covers the duties within 6 months after the person begins to hold office. Please ensure that relevant officers are advised of the requirement to undertake approved training. Please also ensure that they undertake the training within the required timeframe. Further information about training is provided in our [officer financial training fact sheet](#).

Thank you for your correspondence.

Yours sincerely

Registered Organisations Commission

10 January 2020

Post-election report

Motor Traders' Association of New South Wales
Insufficient Nominations election
E2019/147

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Election(s) Covered in this Report

Organisation: Motor Trader's Association of New South Wales
Election: Insufficient Nominations
Election Decision No/s: E2019/147

Rules

Rules used for the election:	[066N: Incorporates alterations of 22 December 2014 in matter number D2014/64]
Rules difficult to apply/interpret:	<p>1) Rule 38 (5) and 39 (6) state that a candidate may withdraw candidature at any time before the returning officer finalises the ballot paper where a ballot for the respective position is required or before the declaration of the election if a ballot is not required.</p> <p>This is difficult to apply as late notice of withdrawal may prevent the Returning Officer from opening the ballot on time. It is recommended that the Association specify a period for withdrawal, for example, 7 days after close of nominations.</p> <p>2) Rule 38.3 will only apply where an election is conducted by the Organisation. In every other case, the Returning Officer is appointed by Australian Electoral Commission after receiving instruction from Registered Organisations Commission to conduct the election. The Returning Officer recommends that this issue be clarified.</p> <p>3) Rule 39.12 requires the Returning Officer to notify Candidate about any defective nomination by telegram. The communication method is not in practice. The Returning Officer recommends that this be changed.</p>

Model Rule reference (if any): Rule no.23 Withdrawal of Nominations
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

Stage 1 Election:

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

Stage – 2 Election of Executive Board

Total number of voters on the Roll:	18
Number of apparent workplace addresses:	Nil
Number of non-current addresses:	Nil
Other matters pertaining to the roll of voters:	None

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): Yes

Details:

Rule 38(3) is difficult to apply as it suggests that Council of the Organisation will appoint a Returning Officer in relation to the election of Councillors and the Secretary. To remedy the defect, I am taking action under Section 193(1)(b)(i) of the *Fair Work (Registered Organisations) Act 2009* to allow AEC appointed Returning Officer to conduct the election.

Signed



Ishtiaq Ahmed
Returning Officer
Australian Electoral Commission
E: nswelections@aec.gov.au
P: 02 9375 6331
10 January 2020

Attachments

- A. Declaration of Results for Uncontested Offices – Stage 1
- B. Declaration of Results for Contested Offices – Stage 2

Motor Trader's Association of New South Wales

DECLARATION OF RESULTS - E2019/147 - Stage 2 Contested Offices

Insufficient Nominations 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:

Councillors

VOTING MATERIAL ISSUED	
Total number of people on the roll of voters (a)	18
Number of voters issued with voting material	18
Total number of voters issued with replacement voting material	0
Total number of voting material packs issued	18
VOTING MATERIAL RETURNED	
Total number of envelopes returned for scrutiny by closing date of ballot (b)	18
Number of declaration envelopes rejected at preliminary scrutiny (minus)	0
Number of ballot papers returned outside declaration envelopes (minus)	0
COUNT	
Total ballot papers admitted to the count	18
LATE OR UNRETURNED VOTING MATERIAL	
Voting material returned as unclaimed mail by closing date of ballot	0
Voting material packs not returned by voters by closing date of the ballot	0
Percentage of voting material packs returned by voters to number of people on the roll of voters (b/a)	100 %

Country Vice-President (1)

<u>Candidates</u>	<u>Final Votes</u>
BUTT, Gordon	6
WEBB, Ken	1
BEARD, Mark Victor	11

Total ballot papers admitted for this office	18
Formal Ballot papers	18
Informal Ballot papers	0

I declare the following elected:

- BEARD, Mark Victor

Honorary Treasurer (1)

<u>Candidates</u>	<u>Final Votes</u>
WEBB, Ken	3
BEARD, Mark Victor	6
AXIAK, Donna	9

Total ballot papers admitted for this office	18
Formal Ballot papers	18
Informal Ballot papers	0

I declare the following elected:

- AXIAK, Donna



Noopur Madan
Returning Officer
Telephone: 02 9375 6321
Email: nswelections@aec.gov.au
18/12/2019



12 November 2019

David Keats
President
Motor Traders' Association of New South Wales
Sent via email: david.keats@mtansw.com.au

Dear David Keats,

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 in matter E2019/147. 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 Traders' Association of New South Wales 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.

Yours faithfully,

Astrid Glenister
Registered Organisations Commission

Motor Traders' Association of New South Wales

DECLARATION OF RESULTS - E2019/147 - Stage 1

Uncontested Offices

Insufficient Nominations 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:

Secretary (1)

Candidates

MASSINA Alexander Robert(Sandy)

Trade Divisions

Australian Automobile Dealers Association Metropolitan Division

Councillor (1)

Candidates

No Nominations Received

Alternate Councillor (1)

Candidates

No Nominations Received

Australian Automobile Dealers Association North and North West Division

Councillor (1)

Candidates

No Nominations Received

Alternate Councillor (2)

Candidates

No Nominations Received

Australian Automobile Dealers Association South and South West Division

Councillor (1)

Candidates

No Nominations Received

Alternate Councillor (1)

Candidates

No Nominations Received

Auto Dismantlers Division

Councillor (1)

Candidates

No Nominations Received

Alternate Councillor (1)

Candidates

No Nominations Received

Automotive and Marine Trimmers Division

Councillor (1)

Candidates

No Nominations Received

Alternate Councillor (1)

Candidates

No Nominations Received

Automotive Electrical Specialists Division

Councillor (1)

Candidates

No Nominations Received

Alternate Councillor (1)

Candidates

No Nominations Received

Automotive Mechanical Repair Division

Councillor (5)

Candidates

AXIAK Donna

Alternate Councillor (7)

Candidates

No Nominations Received

Automotive Transmission and Rebuilders Division

Councillor (1)

Candidates

No Nominations Received

Alternate Councillor (1)

Candidates

No Nominations Received

Body Repair Division

Councillor (1)

Candidates

No Nominations Received

Alternate Councillor (2)

Candidates

No Nominations Received

Caravan Industry Division

Councillor (1)

Candidates

No Nominations Received

Alternate Councillor (1)

Candidates

No Nominations Received

Engine Reconditioners Association of NSW Division

Councillor (1)

Candidates

No Nominations Received

Alternate Councillor (1)

Candidates

No Nominations Received

Exhaust System Specialist Division

Councillor (1)

Candidates

No Nominations Received

Alternate Councillor (1)

Candidates

No Nominations Received

Farm Machinery Dealers Association Division

Councillor (2)

Candidates

No Nominations Received

Alternate Councillor (2)

Candidates

No Nominations Received

Hire Car and Chauffeur Driven Limousines Division

Councillor (1)

Candidates

No Nominations Received

Alternate Councillor (1)

Candidates

No Nominations Received

Motor Cycle Industry Association of NSW Division

Councillor (1)

Candidates

No Nominations Received

Alternate Councillor (1)

Candidates

No Nominations Received

Motor Vehicle Assessor and Inspector Division

Councillor (1)

Candidates

No Nominations Received

Alternate Councillor (1)

Candidates

No Nominations Received

Parts and Accessories Division

Councillor (1)

Candidates

No Nominations Received

Alternate Councillor (1)

Candidates

No Nominations Received

Radiator Repair Specialists Division

Councillor (1)

Candidates

No Nominations Received

Alternate Councillor (1)

Candidates

No Nominations Received

Rental Vehicle Division

Councillor (1)

Candidates

No Nominations Received

Alternate Councillor (1)

Candidates

No Nominations Received

Rustproofing Specialists Division

Councillor (1)

Candidates

No Nominations Received

Alternate Councillor (1)

Candidates

No Nominations Received

Service Station Division

Councillor (2)

Candidates

No Nominations Received

Alternate Councillor (2)

Candidates

No Nominations Received

Tyre Dealers & Retreaders Association of NSW Division

Councillor (2)

Candidates

BEARD Mark Victor

Alternate Councillor (2)

Candidates

No Nominations Received

Australian Heavy Vehicle Repairers Association

Alternate Councillor (1)

Candidates

No Nominations Received

Brake Repair Specialist Division

Alternate Councillor (1)

Candidates

No Nominations Received

Commercial Vehicle Industry Association of NSW Division

Alternate Councillor (1)

Candidates

No Nominations Received

General Trades Division

Alternate Councillor (1)

Candidates

No Nominations Received

Licensed Used Car Dealers Division

Alternate Councillor (1)

Candidates

No Nominations Received

Steering and Suspension Specialists Division

Alternate Councillor (1)

Candidates

No Nominations Received

Tow-Truck Operators Division

Alternate Councillor (1)

Candidates

No Nominations Received

District Divisions

Australian Capital Territory District Division

Councillor (1)

Candidates

BUTT Gordon John

Alternate Councillor (1)

Candidates

No Nominations Received

Central Coast District Division

Councillor (2)

Candidates

No Nominations Received

Alternate Councillor (2)

Candidates

No Nominations Received

Central West District Division

Councillor (2)

Candidates

No Nominations Received

Alternate Councillor (2)

Candidates

No Nominations Received

Clarence/Coffs Harbour District Division

Councillor (1)

Candidates

No Nominations Received

Alternate Councillor (1)

Candidates

No Nominations Received

Gwydir/North West District Division

Councillor (2)

Candidates

No Nominations Received

Alternate Councillor (2)

Candidates

No Nominations Received

Illawarra District Division

Councillor (1)

Candidates

No Nominations Received

Alternate Councillor (1)

Candidates

No Nominations Received

Kempsey/Manning/Port Macquarie District Division

Councillor (2)

Candidates

No Nominations Received

Alternate Councillor (2)

Candidates

No Nominations Received

Metropolitan District Division

Councillor (6)

Candidates

No Nominations Received

Alternate Councillor (7)

Candidates

No Nominations Received

Newcastle and Hunter District Division

Councillor (2)

Candidates

No Nominations Received

Alternate Councillor (2)

Candidates

No Nominations Received

North and New England District Division

Councillor (2)

Candidates

BEARD Mark Victor

Alternate Councillor (2)

Candidates

No Nominations Received

Richmond and Tweed District Division

Councillor (1)

Candidates

No Nominations Received

Alternate Councillor (2)

Candidates

No Nominations Received

South Coast District Division

Councillor (1)

Candidates

No Nominations Received

Alternate Councillor (1)

Candidates

No Nominations Received

South District Division

Councillor (1)

Candidates

No Nominations Received

Alternate Councillor (1)

Candidates

No Nominations Received

South West District Division

Councillor (1)

Candidates

No Nominations Received

Alternate Councillor (2)

Candidates

No Nominations Received

West District Division

Councillor (1)

Candidates

No Nominations Received

Alternate Councillor (1)

Candidates

No Nominations Received

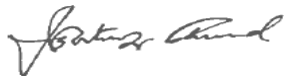
Shoalhaven District Division

Alternate Councillor (1)

Candidates

No Nominations Received

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



Ishtiaq Ahmed
Returning Officer
Telephone: 02 9375 6331
Email: nswelections@aec.gov.au
22/10/2019





DECISION

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

Motor Traders' Association of New South Wales
(E2019/147)

MELBOURNE, 21 AUGUST 2019

Arrangement for conduct of election.

[1] On 26 July and 12 August 2019 the Motor Traders' Association of New South Wales lodged with the Registered Organisations Commission prescribed information for an election to fill the following offices, due to insufficient nominations received in a previous election (E2018/236):

[2] The offices are those set out in Attachment A.

[3] I am satisfied that an election for the offices set out in Attachment A of this decision 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

Printed by authority of the Commonwealth Government Printer

PR351461

ATTACHMENT A

Executive Board

Country Vice-President	(1)
Honorary Treasurer	(1)
Secretary	(1)

Governing Council*Councillors***Trade Divisions**

Australian Automobile Dealers Association Metropolitan Division	(1)
Australian Automobile Dealers Association North and North West Division	(1)
Australian Automobile Dealers Association South and South West Division	(1)
Auto Dismantlers Division	(1)
Automotive and Marine Trimmers Division	(1)
Automotive Electrical Specialists Division	(1)
Automotive Mechanical Repair Division	(5)
Automotive Transmission and Rebuilders Division	(1)
Body Repair Division	(1)
Caravan Industry Division	(1)
Engine Reconditioners Association of NSW Division	(1)
Exhaust System Specialist Division	(1)
Farm Machinery Dealers Association Division	(2)
Hire Car and Chauffeur Driven Limousines Division	(1)
Motor Cycle Industry Association of NSW Division	(1)
Motor Vehicle Assessor and Inspector Division	(1)
Parts and Accessories Division	(1)
Radiator Repair Specialists Division	(1)
Rental Vehicle Division	(1)
Rustproofing Specialists Division	(1)
Service Station Division	(2)
Tyre Dealers and Retreaders Association of NSW Division	(2)

District Divisions

Australian Capital Territory Division	(1)
Central Coast District Division	(2)
Central West District Division	(2)
Clarence/Coffs Harbour District Division	(1)
Gwydir/North West District Division	(2)
Illawarra District Division	(1)
Kempsey/Manning/Port Macquarie District Division	(2)
Metropolitan District Division	(6)
Newcastle and Hunter District Division	(2)
North and New England District Division	(2)
Richmond and Tweed District Division	(1)
South Coast District Division	(1)
South District Division	(1)
South West District Division	(1)
West District Division	(1)

*Alternate Councillors***Trade Divisions**

Australian Automobile Dealers Association Metropolitan Division	(1)
Australian Automobile Dealers Association North and North West Division	(2)
Australian Automobile Dealers Association South and South West Division	(1)
Australian Heavy Vehicle Repairers Association Division	(1)
Auto Dismantlers Division	(1)
Automotive and Marine Trimmers Division	(1)
Automotive Electrical Specialists Division	(1)
Automotive Mechanical Repair Division	(7)
Automotive Transmission and Rebuilders Division	(1)
Body Repair Division	(2)
Brake Repair Specialist Division	(1)
Caravan Industry Division	(1)
Commercial Vehicle Industry Association of NSW Division	(1)
Engine Reconditioners Association of NSW Division	(1)
Exhaust System Specialist Division	(1)
Farm Machinery Dealers Association Division	(2)
General Trades Division	(1)
Hire Car and Chauffeur Driven Limousines Division	(1)
Licensed Used Car Dealers Division	(1)
Motor Cycle Industry Association of NSW Division	(1)
Motor Vehicle Assessor and Inspector Division	(1)
Parts and Accessories Division	(1)
Radiator Repair Specialists Division	(1)
Rental Vehicle Division	(1)
Rustproofing Specialists Division	(1)
Service Station Division	(2)
Steering and Suspension Specialists Division	(1)
Tow-Truck Operators Division	(1)
Tyre Dealers and Retreaders Association of NSW Division	(2)

District Divisions

Australian Capital Territory Division	(1)
Central Coast District Division	(2)
Central West District Division	(2)
Clarence/Coffs Harbour District Division	(1)
Gwydir/North West District Division	(2)
Illawarra District Division	(1)
Kempsey/Manning/Port Macquarie District Division	(2)
Metropolitan District Division	(7)
Newcastle and Hunter District Division	(2)
North and New England District Division	(2)
Richmond and Tweed District Division	(2)
Shoalhaven District Division	(1)
South Coast District Division	(1)
South District Division	(1)
South West District Division	(2)
West District Division	(1)

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, **David Keats**, being the **President** of the **Motor Traders' Association of New South Wales** make the following statement:

1. I am authorised to sign this statement containing prescribed information for **Motor Traders' Association of NSW**.
2. The following information is lodged under subsection 189(1) of the Fair Work (Registered Organisations) Act 2009 (the RO Act).
3. The elections that are required are set out in the table in **Annexure A**.
4. Insufficient nominations were received in an earlier election(s) and the declaration/s of results is/are attached at **Annexure B**.
5. No rule alterations are pending that will impact the election.
6. **Annexure C** contains the email correspondence from dual nominees, selecting the Division/District they have chosen to represent. This is because Rule 38(5) of the Association's Constitution only allows representation in one councillorship where a dual nomination exists. The vacancies caused by the dual nominations are highlighted in **Annexure A**.
7. The Association has no branches.

If the number of elected representatives is calculated on a formula(s) defined in the rules]:

8. The rule number which specify the formula is **29 (2) (a)**.

Signed: _____



Dated: 12/08/2019

Annexure A

- Elections that are required

Name of Office	Number required	Voting System	Reason for Election	Electorate
For the election of officers				
<i>Country Vice-President</i>	1	<i>Collegiate</i>	<i>Insufficient Nominations</i>	<i>Country Vice-President</i>
<i>Honorary Treasurer</i>	1	<i>Collegiate</i>	<i>Insufficient Nominations</i>	<i>Honorary Treasurer</i>
<i>Secretary</i>	1	<i>Direct</i>	<i>Insufficient Nominations</i>	<i>Secretary</i>
<i>Councillor – Australian Capital Territory Division</i>	1	<i>Direct</i>	<i>Insufficient Nominations</i>	<i>Australian Capital Territory District Division</i>
<i>Councillor – Central Coast District Division</i>	2	<i>Direct</i>	<i>Insufficient Nominations</i>	<i>Central Coast District Division</i>
<i>Councillor – Central West District Division</i>	2	<i>Direct</i>	<i>Insufficient Nominations</i>	<i>Central West District Division</i>
<i>Councillor – Clarence/Coffs Harbour District Division</i>	1	<i>Direct</i>	<i>Insufficient Nominations and one Dual Nomination (Mark Van Ryswyk chose his nomination in Australian Automobile Dealers Association North and North West Division to be effective) see Annexure C</i>	<i>Clarence/Coffs Harbour District Division</i>
<i>Councillor – Gwydir/North West District Division</i>	2	<i>Direct</i>	<i>Insufficient Nominations</i>	<i>Gwydir/North West District Division</i>
<i>Councillor – Illawarra District Division</i>	1	<i>Direct</i>	<i>Insufficient Nominations</i>	<i>Illawarra District Division</i>
<i>Councillor – Kempsey/Manning/Port Macquarie District Division</i>	2	<i>Direct</i>	<i>Insufficient Nominations and One Dual Nomination (Robert Garland chose his nomination in Commercial Vehicle Industry Association Division to be effective) see Annexure C</i>	<i>Kempsey/Manning/Port Macquarie District Division</i>
<i>Councillor – Metropolitan District Division</i>	6	<i>Direct</i>	<i>Insufficient Nominations and Three Dual Nominations (Brian Cowan chose Body Repair Division;</i>	<i>Councillor – Metropolitan District Division</i>

			<i>David Keats chose Brake Repair Specialists' Division; John Young chose Automotive Mechanical Repair Division) to be effective) see Annexure C</i>	
<i>Councillor – Newcastle and Hunter District Division</i>	<i>2</i>	<i>Direct</i>	<i>Insufficient Nominations</i>	<i>Newcastle and Hunter District Division</i>
<i>Councillor – North and New England District Division</i>	<i>2</i>	<i>Direct</i>	<i>Insufficient Nominations</i>	<i>North and New England District Division</i>
<i>Councillor – Richmond and Tweed District Division</i>	<i>1</i>	<i>Direct</i>	<i>Insufficient Nominations</i>	<i>Richmond and Tweed District Division</i>
<i>Councillor – South Coast District Division</i>	<i>1</i>	<i>Direct</i>	<i>Insufficient Nominations</i>	<i>South Coast District Division</i>
<i>Councillor – South District Division</i>	<i>1</i>	<i>Direct</i>	<i>Insufficient Nominations</i>	<i>South District Division</i>
<i>Councillor – South West District Division</i>	<i>1</i>	<i>Direct</i>	<i>Insufficient Nominations</i>	<i>South West District Division</i>
<i>Councillor – West District Division</i>	<i>1</i>	<i>Direct</i>	<i>Insufficient Nominations</i>	<i>West District Division</i>
<i>Alternate Councillor – Australian Capital Territory Division</i>	<i>1</i>	<i>Direct</i>	<i>Insufficient Nominations</i>	<i>Australian Capital Territory District Division</i>
<i>Alternate Councillor – Central Coast District Division</i>	<i>2</i>	<i>Direct</i>	<i>Insufficient Nominations</i>	<i>Central Coast District Division</i>
<i>Alternate Councillor – Central West District Division</i>	<i>2</i>	<i>Direct</i>	<i>Insufficient Nominations</i>	<i>Central West District Division</i>
<i>Alternate Councillor – Clarence/Coffs Harbour District Division</i>	<i>1</i>	<i>Direct</i>	<i>Insufficient Nominations</i>	<i>Clarence/Coffs Harbour District Division</i>

<i>Alternate Councillor – Gwydir/North West District Division</i>	<i>2</i>	<i>Direct</i>	<i>Insufficient Nominations</i>	<i>Gwydir/North West District Division</i>
<i>Alternate Councillor – Illawarra District Division</i>	<i>1</i>	<i>Direct</i>	<i>Insufficient Nominations</i>	<i>Illawarra District Division</i>
<i>Alternate Councillor - Kempsey/Manning/Port Macquarie District Division</i>	<i>2</i>	<i>Direct</i>	<i>Insufficient Nominations</i>	<i>Kempsey/Manning/Port Macquarie District Division</i>
<i>Alternate Councillor – Metropolitan District Division</i>	<i>7</i>	<i>Direct</i>	<i>Insufficient Nominations</i>	<i>Metropolitan District Division</i>
<i>Alternate Councillor - Newcastle and Hunter District Division</i>	<i>2</i>	<i>Direct</i>	<i>Insufficient Nominations</i>	<i>Newcastle and Hunter District Division</i>
<i>Alternate Councillor - North and New England District Division</i>	<i>2</i>	<i>Direct</i>	<i>Insufficient Nominations</i>	<i>North and New England District Division</i>
<i>Alternate Councillor - Richmond and Tweed District Division</i>	<i>2</i>	<i>Direct</i>	<i>Insufficient Nominations</i>	<i>Richmond and Tweed District Division</i>
<i>Alternate Councillor - Shoalhaven District Division</i>	<i>1</i>	<i>Direct</i>	<i>Insufficient Nominations</i>	<i>Shoalhaven District Division</i>
<i>Alternate Councillor - South Coast District Division</i>	<i>1</i>	<i>Direct</i>	<i>Insufficient Nominations</i>	<i>South Coast District Division</i>
<i>Alternate Councillor - South District Division</i>	<i>1</i>	<i>Direct</i>	<i>Insufficient Nominations</i>	<i>South District Division</i>
<i>Alternate Councillor - South West District Division</i>	<i>2</i>	<i>Direct</i>	<i>Insufficient Nominations</i>	<i>South West District Division</i>
<i>Alternate Councillor - West District Division</i>	<i>1</i>	<i>Direct</i>	<i>Insufficient Nominations</i>	<i>West District Division</i>

<i>Councillor – Australian Automobile Dealers Association Metropolitan Division</i>	<i>1</i>	<i>Direct</i>	<i>Insufficient Nominations</i>	<i>Australian Automobile Dealers Association Metropolitan Division</i>
<i>Councillor - Australian Automobile Dealers Association North and North West Division</i>	<i>1</i>	<i>Direct</i>	<i>Insufficient Nominations</i>	<i>Australian Automobile Dealers Association North and North West Division</i>
<i>Councillor - Australian Automobile Dealers Association South and South West Division</i>	<i>1</i>	<i>Direct</i>	<i>Insufficient Nominations</i>	<i>Australian Automobile Dealers Association South and South West Division</i>
<i>Councillor - Auto Dismantlers Division</i>	<i>1</i>	<i>Direct</i>	<i>Insufficient Nominations</i>	<i>Auto Dismantlers Division</i>
<i>Councillor - Automotive and Marine Trimmers Division</i>	<i>1</i>	<i>Direct</i>	<i>Insufficient Nominations</i>	<i>Automotive and Marine Trimmers Division</i>
<i>Councillor - Automotive Electrical Specialists Division</i>	<i>1</i>	<i>Direct</i>	<i>Insufficient Nominations</i>	<i>Automotive Electrical Specialists Division</i>
<i>Councillor – Automotive Mechanical Repair Division</i>	<i>5</i>	<i>Direct</i>	<i>Insufficient Nominations caused by a Dual Nominations; Ray Beekman chose Metropolitan District; Robert Garland chose Commercial Vehicle Industry Association Division; Lindsay Vidler chose South West District Division; to be effective) see Annexure C</i>	<i>Automotive Mechanical Repair Division</i>
<i>Councillor - Automotive Transmission and Rebuilders Division</i>	<i>1</i>	<i>Direct</i>	<i>Insufficient Nominations</i>	<i>Automotive Transmission and Rebuilders Division</i>
<i>Councillor – Body Repair Division</i>	<i>1</i>	<i>Direct</i>	<i>Insufficient Nominations</i>	<i>Councillor – Body Repair Division</i>
<i>Councillor - Caravan Industry Division</i>	<i>1</i>	<i>Direct</i>	<i>Insufficient Nominations</i>	<i>Caravan Industry Division</i>
<i>Councillor - Engine Reconditioners Association of NSW Division</i>	<i>1</i>	<i>Direct</i>	<i>Insufficient Nominations</i>	<i>Engine Reconditioners Association of NSW Division</i>

<i>Councillor - Exhaust System Specialist Division</i>	<i>1</i>	<i>Direct</i>	<i>Insufficient Nominations</i>	<i>Exhaust System Specialist Division</i>
<i>Councillor - Farm Machinery Dealers Association Division</i>	<i>2</i>	<i>Direct</i>	<i>Insufficient Nominations</i>	<i>Farm Machinery Dealers Association Division</i>
<i>Councillor – Hire Car and Chauffeur Driven Limousines Division</i>	<i>1</i>	<i>Direct</i>	<i>Insufficient Nominations</i>	<i>Hire Car and Chauffeur Driven Limousines Division</i>
<i>Councillor - Motor Cycle Industry Association of NSW Division</i>	<i>1</i>	<i>Direct</i>	<i>Insufficient Nominations</i>	<i>Motor Cycle Industry Association of NSW Division</i>
<i>Councillor - Motor Vehicle Assessor and Inspector Division</i>	<i>1</i>	<i>Direct</i>	<i>Insufficient Nominations</i>	<i>Motor Vehicle Assessor and Inspector Division</i>
<i>Councillor - Parts and Accessories Division</i>	<i>1</i>	<i>Direct</i>	<i>Insufficient Nominations</i>	<i>Parts and Accessories Division</i>
<i>Councillor - Radiator Repair Specialists Division</i>	<i>1</i>	<i>Direct</i>	<i>Insufficient Nominations</i>	<i>Radiator Repair Specialists Division</i>
<i>Councillor - Rental Vehicle Division</i>	<i>1</i>	<i>Direct</i>	<i>Insufficient Nominations</i>	<i>Rental Vehicle Division</i>
<i>Councillor - Rustproofing Specialists Division</i>	<i>1</i>	<i>Direct</i>	<i>Insufficient Nominations</i>	<i>Rustproofing Specialists Division</i>
<i>Councillor – Service Station Division</i>	<i>2</i>	<i>Direct</i>	<i>Insufficient Nominations</i>	<i>Service Station Division</i>
<i>Councillor - Tyre Dealers and Retreaders Association of NSW Division</i>	<i>2</i>	<i>Direct</i>	<i>Insufficient Nominations</i>	<i>Tyre Dealers and Retreaders Association of NSW Division</i>
<i>Alternate Councillor – Australian Automobile Dealers Association Metropolitan Division</i>	<i>1</i>	<i>Direct</i>	<i>Insufficient Nominations</i>	<i>Australian Automobile Dealers Association Metropolitan Division</i>

<i>Alternate Councillor – Australian Automobile Dealers Association North and North West Division</i>	<i>2</i>	<i>Direct</i>	<i>Insufficient Nominations</i>	<i>Australian Automobile Dealers Association North and North West Division</i>
<i>Alternate Councillor - Australian Automobile Dealers Association South and South West Division</i>	<i>1</i>	<i>Direct</i>	<i>Insufficient Nominations</i>	<i>Australian Automobile Dealers Association South and South West Division</i>
<i>Alternate Councillor - Australian Heavy Vehicle Repairers Association Division</i>	<i>1</i>	<i>Direct</i>	<i>Insufficient Nominations</i>	<i>Australian Heavy Vehicle Repairers Association Division</i>
<i>Alternate Councillor - Auto Dismantlers Division</i>	<i>1</i>	<i>Direct</i>	<i>Insufficient Nominations</i>	<i>Auto Dismantlers Division</i>
<i>Alternate Councillor - Automotive and Marine Trimmers Division</i>	<i>1</i>	<i>Direct</i>	<i>Insufficient Nominations</i>	<i>Automotive and Marine Trimmers Division</i>
<i>Alternate Councillor - Automotive Electrical Specialists Division</i>	<i>1</i>	<i>Direct</i>	<i>Insufficient Nominations</i>	<i>Automotive Electrical Specialists Division</i>
<i>Alternate Councillor – Automotive Mechanical Repair Division</i>	<i>7</i>	<i>Direct</i>	<i>Insufficient Nominations</i>	<i>Automotive Mechanical Repair Division</i>
<i>Alternate Councillor - Automotive Transmission and Rebuilders Division</i>	<i>1</i>	<i>Direct</i>	<i>Insufficient Nominations</i>	<i>Automotive Transmission and Rebuilders Division</i>
<i>Alternate Councillor – Body Repair Division</i>	<i>2</i>	<i>Direct</i>	<i>Insufficient Nominations</i>	<i>Body Repair Division</i>
<i>Alternate Councillor – Brake Repair Specialist Division</i>	<i>1</i>	<i>Direct</i>	<i>Insufficient Nominations</i>	<i>Brake Repair Specialist Division</i>
<i>Alternate Councillor - Caravan Industry Division</i>	<i>1</i>	<i>Direct</i>	<i>Insufficient Nominations</i>	<i>Caravan Industry Division</i>

<i>Alternate Councillor - Commercial Vehicle Industry Association of NSW Division</i>	<i>1</i>	<i>Direct</i>	<i>Insufficient Nominations</i>	<i>Commercial Vehicle Industry Association of NSW Division</i>
<i>Alternate Councillor - Engine Reconditioners Association of NSW Division</i>	<i>1</i>	<i>Direct</i>	<i>Insufficient Nominations</i>	<i>Engine Reconditioners Association of NSW Division</i>
<i>Alternate Councillor - Exhaust System Specialist Division</i>	<i>1</i>	<i>Direct</i>	<i>Insufficient Nominations</i>	<i>Exhaust System Specialist Division</i>
<i>Alternate Councillor - Farm Machinery Dealers Association Division</i>	<i>2</i>	<i>Direct</i>	<i>Insufficient Nominations</i>	<i>Farm Machinery Dealers Association Division</i>
<i>Alternate Councillor – General Trades Division</i>	<i>1</i>	<i>Direct</i>	<i>Insufficient Nominations</i>	<i>General Trades Division</i>
<i>Alternate Councillor – Hire Car and Chauffeur Driven Limousines Division</i>	<i>1</i>	<i>Direct</i>	<i>Insufficient Nominations</i>	<i>Hire Car and Chauffeur Driven Limousines Division</i>
<i>Alternate Councillor – Licensed Used Car Dealers Division</i>	<i>1</i>	<i>Direct</i>	<i>Insufficient Nominations</i>	<i>Licensed Used Car Dealers Division</i>
<i>Alternate Councillor - Motor Cycle Industry Association of NSW Division</i>	<i>1</i>	<i>Direct</i>	<i>Insufficient Nominations</i>	<i>Motor Cycle Industry Association of NSW Division</i>
<i>Alternate Councillor - Motor Vehicle Assessor and Inspector Division</i>	<i>1</i>	<i>Direct</i>	<i>Insufficient Nominations</i>	<i>Motor Vehicle Assessor and Inspector Division</i>
<i>Alternate Councillor - Parts and Accessories Division</i>	<i>1</i>	<i>Direct</i>	<i>Insufficient Nominations</i>	<i>Parts and Accessories Division</i>
<i>Alternate Councillor - Radiator Repair Specialists Division</i>	<i>1</i>	<i>Direct</i>	<i>Insufficient Nominations</i>	<i>Radiator Repair Specialists Division</i>
<i>Alternate Councillor - Rental Vehicle Division</i>	<i>1</i>	<i>Direct</i>	<i>Insufficient Nominations</i>	<i>Rental Vehicle Division</i>

<i>Alternate Councillor - Rustproofing Specialists Division</i>	<i>1</i>	<i>Direct</i>	<i>Insufficient Nominations</i>	<i>Rustproofing Specialists Division</i>
<i>Alternate Councillor – Service Station Division</i>	<i>2</i>	<i>Direct</i>	<i>Insufficient Nominations</i>	<i>Service Station Division</i>
<i>Alternate Councillor – Steering and Suspension Specialists Division</i>	<i>1</i>	<i>Direct</i>	<i>Insufficient Nominations</i>	<i>Steering and Suspension Specialists Division</i>
<i>Alternate Councillor – Tow-Truck Operators Division</i>	<i>1</i>	<i>Direct</i>	<i>Insufficient Nominations</i>	<i>Tow-Truck Operators Division</i>
<i>Alternate Councillor - Tyre Dealers and Retreaders Association of NSW Division</i>	<i>2</i>	<i>Direct</i>	<i>Insufficient Nominations</i>	<i>Tyre Dealers and Retreaders Association of NSW Division</i>

NOTES: For insufficient nominations and casual vacancies, the date nominations open and close, unless specified in the rules, should be listed as 'To be determined by the returning officer'. This also applies where rules are silent as to the nominated dates.
If the nomination dates are 'To be Determined by the Returning Officer', but your organisation has a *preference*, please state 'To be Determined by Returning Officer' and clearly indicate that your nominated date is a preference.

- Important dates:

	Collegiate Electoral System
Nominations OPEN	<i>To be determined by the returning officer, preference 13 August 2019</i>
Nominations CLOSE	<i>To be determined by the returning officer, preference 30 August 2018</i>
Roll of Voters cut off date	<i>7 days prior to nominations opening (rule 38.7)</i>