



22 December 2016

Ms Kellie Dewar  
General Manager  
Motor Trades Association of Queensland

Email: [kellied@mtaq.com.au](mailto:kellied@mtaq.com.au)

Dear Ms Dewar,

**Reminder of actions required when persons elected to office**

The Australian Electoral Commission has provided the Fair Work Commission a copy of the declarations of results for the election E2016/88. The results were received today. This letter is a reminder of certain obligations imposed on organisations and persons elected to office.

Section 154D(1) of the *Fair Work (Registered Organisations) Act 2009* (the RO Act) requires the rules of organisations (and branches of organisations) to require 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 and 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 should be provided for in your organisation's rules.

Section 233(2) of the RO Act requires that an organisation must notify the Commission of any changes to the records for the holders of office in the organisation. If the election has resulted in any changes to the holders of office, the organisation must notify the Commission of these changes. The notification must include a declaration by the Secretary (or other prescribed officer) that the information is a correct statement of the changes made.

If there have been no changes, a notification is not required.

If you have any questions in relation to this matter, please don't hesitate to contact me on (02) 6746 3283 or email at [stephen.kellett@fwc.gov.au](mailto:stephen.kellett@fwc.gov.au).

Yours faithfully

Stephen Kellett  
Senior Adviser  
Regulatory Compliance Branch

**From:** KELLETT, Stephen  
**Sent:** Thursday, 22 December 2016 5:55 PM  
**To:** 'kellied@mtaq.com.au'  
**Subject:** Attention Ms Kellie Dewar - election results - E2016/88 - obligations - courtesy reminder

Dear Ms Dewar

Please see attached my letter in relation to the above.

Yours faithfully

**STEPHEN KELLETT**  
Regulatory Compliance Branch  
**FAIR WORK COMMISSION**

80 William Street  
EAST SYDNEY NSW 2011

(ph) (02) 6746 3283  
(mob.) 0429 462 979  
(email) [stephen.kellett@fwc.gov](mailto:stephen.kellett@fwc.gov)



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**From:** Anthea Featherstone [mailto:Anthea.Featherstone@aec.gov.au]  
**Sent:** Wednesday, 21 December 2016 2:43 PM  
**To:** Kellie Dewar; Orgs; Industrial Elections  
**Subject:** SK - Post Election Report - MTAQ E2016/88 [SEC=UNCLASSIFIED]

## UNCLASSIFIED

Kellie Dewar  
General Manager  
MTAQ

Good Afternoon Kellie,

My apologies for the delay in forwarding the Post Election Report for the below election.

### **Post Election Report For: Motor Trades Association of Queensland Election E2016/88**

I refer to the above election for your organisation.

Section 197(1) of the *Fair Work (Registered Organisations) Act 2009* ("the Act") 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 the Act 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 [gldelections@aec.gov.au](mailto:gldelections@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) Regulations 2009* requires an organisation or branch to publish a notice on its website 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.

Anthea Featherstone  
Returning Officer

**Anthea Featherstone | Manager A/g**

## Industrial and Commercial Elections QLD

North Lakes Area Office | QLD

Australian Electoral Commission

T: (07) 3049 2130 | M: 0401 140 672 | F: (07) 3049 2120

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**AEC**

Australian Electoral Commission

Make sure you're **enrolled**

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**UNCLASSIFIED**

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PER MTAQ  
E2016\_88.pdf



Fair Work (Registered Organisations) Act 2009

## POST ELECTION REPORT

### Motor Trades Association of Queensland

#### ELECTION/S COVERED IN THIS REPORT

Election Decision No/s: Election E No 2016/88

#### RULES

Rules used for the election:

[015Q: Rules as registration on 26/11/2014 in matter D2014/58]

Rules difficult to apply/interpret: Nil

#### ROLL OF VOTERS

Total number of voters on the Roll:	1. 188
	2. N/A
	3. 10
	4. N/A
	5. 13

#### IRREGULARITIES

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

Other irregularities identified, and action taken:

#### ATTACHMENTS

1. Dec of Con & Uncon Offices Tier 1 v0.2
2. Dec Uncon Offices Tier 2
3. Dec Con Offices Tier 2
4. Dec Uncon Offices Tier 3
5. Dec Con Offices Tier 3

Yours sincerely



Anthea Featherstone  
Returning Officer  
22 December 2016

# Motor Trades Association of Queensland MTA Queensland Board Election – E2016/88

## Declaration of Results – Attendance

Below is the result of the election for the following office, conducted in accordance with the provisions of the *Fair Work (Registered Organisations) Act 2009* and the rules of the organisation.

Total number of persons on the roll of voters	13
TOTAL BALLOT PAPERS ISSUED	13
Ballot papers returned for scrutiny	13
Ballot papers rejected at preliminary scrutiny	0
TOTAL BALLOT PAPERS ADMITTED TO SCRUTINY	13

### **MATA Queensland Vice-Chairman**

#### Candidates

BRYARS, Mark Steven	9
Kennedy, Michael	4
Informal ballot papers	0

I declare Mark Steven Bryars elected.



Darren Drysdale  
Returning Officer

28 October 2016

# **Motor Trades Association of Queensland MTA Queensland Board Elections - E2016/88**

## **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.

### **Chairman**

#### Candidates

FRASER, David Keith

### **Secretary**

#### Candidates

PETERSEN, Paul

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



Darren Drysdale  
Returning Officer

28 October 2016

# **Motor Trades Association of Queensland Division Representatives Collegiate Election – E2016/88**

## **Declaration of Results – Attendance**

Below is the result of the election for the following office, conducted in accordance with the provisions of the *Fair Work (Registered Organisations) Act 2009* and the rules of the organisation.

Total number of persons on the roll of voters	10
TOTAL BALLOT PAPERS ISSUED	8
Ballot papers returned for scrutiny	8
Ballot papers rejected at preliminary scrutiny	0
TOTAL BALLOT PAPERS ADMITTED TO SCRUTINY	8

### **National Auto Collision Alliance**

#### **Division Chairman**

##### Candidates

CHESTERFIELD, Ben	8
EATON, Steve	0
Informal ballot papers	0

I declare Ben Chesterfield elected.



Anthea Featherstone  
Returning Officer

9 September 2016



# **Motor Trades Association of Queensland Division Representatives Collegiate Elections - E2016/88**

## **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.

### **Queensland Farm and Industrial Machinery Dealers Division**

#### **Division Chairman**

##### Candidates

FRASER, David Keith – McIntosh & Son

#### **Division Vice-Chairman**

##### Candidates

SOMMERFELD, Bruce John – South Burnett Machinery Pty Ltd

#### **Division Secretary**

##### Candidates

MCINNES, Hector – David Evans Group - Yatala

### **Queensland Motor Cycle Industry Division**

#### **Division Chairman**

##### Candidates

PETERSON, Paul John – Pro Honda

#### **Division Vice-Chairman**

##### Candidates

LYNIS, Alex – Moto National Accessories

### **Division Secretary**

#### Candidates

D'ESPOSITO, Robert – Suzuki Australia Pty Ltd

### **Tyre and Undercar Division Qld**

#### **Division Chairman**

#### Candidates

COLLETT, Bradley – Geebung Tyres & More

#### **Division Vice-Chairman**

#### Candidates

RUDDICK, John – Microhouse Australia Pty Ltd

### **Division Secretary**

#### Candidates

HAYES, Stephen Thomas – Australian Scrap Tyre Disposals

### **Australian Automobile Dealers Association Queensland**

#### **Division Chairman (QLD)**

#### Candidates

STURGES, James – Llewellyn Motors

#### **Division Vice-Chairman (QLD)**

#### Candidates

MADILL, Garth T.S. – Madill Motor Group

#### **Division Secretary (QLD)**

#### Candidates

BATES, Russell – Russell Bates Ford & Fraser Coast Hyundai

## **Automotive Engineers Division**

### **Division Chairman**

#### Candidates

DODGE, Mark – Mark Dodge Motoring

### **Division Vice-Chairman**

#### Candidates

HOMAN, Gary – Nudgee Automotive Services

### **Division Secretary**

#### Candidates

FAIRBANKS, Rob – Twin Cities Automotive & Towing

## **National Auto Collision Alliance**

### **Division Vice-Chairman**

#### Candidates

MANTEIT, Chris – Toowong Milton Body Repairs

### **Division Secretary**

#### Candidates

MCCARTHY, Andrea – McCarthy Panel Works Pty Ltd

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



Anthea Featherstone  
Returning Officer

12 August 2016

**Motor Trades Association of Queensland  
Division & District Scheduled Elections - E2016/88**

**Declaration of Results for Contested and 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.

**Queensland Farm and Industrial Machinery Dealers Division  
Division Committee Member (5)**

Candidates

FRASER, David Keith – McIntosh & Son  
MCINNES, Hector – David Evans Group - Yatala  
MCNAMARA, Michael – Burnett Land & Machinery  
SOMMERFELD, Bruce – South Burnett Machinery Pty Ltd  
VANDERSEE, Rob – Vanderfield Pty Ltd - Torrington

I declare David Keith Fraser, Hector McInnes, Michael McNamara, Bruce Sommerfield and Rob Vandersee elected.

**Queensland Motor Cycle Industry Division  
Division Committee Member (5)**

Candidates

COCHRANE, Robbie – Moto Arena  
D'ESPOSITO, Robert – Suzuki Australia Pty Ltd  
LYNIS, Alex – Moto National Accessories  
MUGGERIDGE, James – Sunstate Motorcycles  
PETERSON, Paul John – Pro Honda

I declare Robbie Cochrane, Robert D'esposito, Alex Lynis, James Muggeridge and Paul John Peterson elected.

**Tyre and Undercar Division Qld  
Division Committee Member (7)**

Candidates

COCHRANE, Sydney – Advanced Tyre & Auto Centre  
COLLETT, Bradley – Geebung Tyres & More  
HART, Michael – Bob Jane T Mart Beenleigh  
HAYES, Stephen Thomas – Australian Scrap Tyre Disposals  
MCGUIRE, Ben – Bob Jane Corporation Taringa  
RUDDICK, John – Microhouse Australia Pty Ltd

I declare Sydney Cochrane, Bradley Collett, Michael Hart, Stephen Thomas Hayes, Ben McGuire and John Ruddick elected.  
No other nominations received.

**Australian Automobile Dealers Association Queensland  
Division Committee Member (QLD) (7)**

Candidates

BATES, Russell – Russell Bates Ford & Fraser Coast Hyundai  
BONNICI, Michael Anthony – Nova Ford  
MADILL, Garth T. S. – Madill Motor Group  
ROBERTS, Peter John – Peter Roberts Car Sales Pty Ltd  
STURGES, James – Llewellyn Motors

I declare Russell Bates, Michael Anthony Bonnici, Garth T. S. Madill, Peter John Roberts and James Sturges elected.  
No other nominations received.

**Automotive Engineers Division  
Division Committee Member (10)**

Candidates

BONANNO, Anthony – Interlock Shop  
BURTON, Bradley – Burton Motors  
DODGE, Mark – Mark Dodge Motoring  
DONOVAN, Maurice Henry – All Autos Advance Tuning  
FAIRBANKS, Rob – Twin Cities Automotive & Towing  
FRANGIOSA, Angelo – A P F Motors  
HANNA, Jason – J & J Auto Fix  
HOMAN, Gary – Nudgee Automotive Services  
MOSTERT, Andre A – Beerwah Mechanical Services  
TERRET, Paul – AVR Automotive

I declare Anthony Bonanno, Bradley Burton, Mark Dodge, Maurice Henry Donovan, Rob Fairbanks, Angelo Frangiosa, Jason Hanna, Gary Homan, Andre A Mostert and Paul Terret elected.

**National Auto Collision Alliance**

Total number of names on the roll of voters	188
Ballot papers issued	188
Replacement ballot papers issued	0
<b>Total Ballot Papers Issued</b>	<b>188</b>
Ballot papers / envelopes returned for scrutiny	42
Less ballot papers / envelopes rejected at preliminary scrutiny	1
Adjusting balance	0
<b>Total Ballot Papers Admitted to Scrutiny</b>	<b>41</b>
Percentage of ballot papers returned to number issued	22

Ballot papers returned as unclaimed mail	1
Ballot papers not returned	144

### **Division Committee Member (8)**

<u>Candidates</u>	<u>Votes</u>
Ben CHESTERFIELD – Car Craft Group	7
Nick CONTARINO – Exclusive Auto Centre	5
Steve DAVIES – Northside Smash Repairs Service	2
Paul DAWSON – Sureline Body Repairs	7
Steve EATON – Cairns Accident Repair Centre	5
Joe GUARDALA – Advanced Auto Accident Repair Centre	16
Chris MANTEIT – Toowong Milton Body Repairs	4
Andrea MCCARTHY – McCarthy Panel Works Pty Ltd	5
Antony SAVVA – Mangano Body Repairs	8
Rod WARD – The Body Shop	17
Exhausted Votes	0
Loss/Gain by Fraction	0
Total votes	76
Formal ballot papers	40
Informal ballot papers	1

As the election required the voter to select the two candidate names for whom they did not wish to vote for, the candidates with two highest counts are unsuccessful. I declare Ben Chesterfield, Nick Contarino, Steve Davies, Paul Dawson, Steve Eaton, Chris Manteit, Andrea McCarthy and Antony Savva elected.

### **Northern District District Representative Northern District**

#### Candidates

PETHER, Rod – Rod Pether Motors

I declare Rod Pether elected.



Anthea Featherstone  
Returning Officer  
Australian Electoral Commission

18 July 2016



# DECISION

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

## **Motor Trades Association of Queensland Industrial Organisation of Employers** (E2016/88)

MR ENRIGHT

MELBOURNE, 15 MARCH 2016

*Arrangement for conduct of election.*

[1] On 26 February 2016, the Motor Trades Association of Queensland Industrial Organisation of Employers lodged with the Fair Work Commission the prescribed information in relation to an election for the following offices:

Division Committee Member - Queensland Farm and Industrial Machinery Dealers Division ( <b>QFMIDD</b> )	(5)
Division Chairman ( <b>QFMIDD</b> )	(1)
Division Vice-Chairman ( <b>QFMIDD</b> )	(1)
Division Secretary ( <b>QFMIDD</b> )	(1)
Division Committee Member - Queensland Motor Cycle Industry Division ( <b>QMID</b> )	(5)
Division Chairman ( <b>QMID</b> )	(1)
Division Vice-Chairman ( <b>QMID</b> )	(1)
Division Secretary ( <b>QMID</b> )	(1)
Division Committee Member - Tyre and Undercar Division Qld ( <b>TUDQ</b> )	(7)
Division Chairman ( <b>TUDQ</b> )	(1)
Division Vice-Chairman ( <b>TUDQ</b> )	(1)
Division Secretary ( <b>TUDQ</b> )	(1)
Division Committee Member - Australian Automobile Dealers Association Queensland ( <b>AADA(QLD)</b> )	(7)
Division Chairman ( <b>AADA(QLD)</b> )	(1)
Division Vice-Chairman ( <b>AADA(QLD)</b> )	(1)
Division Secretary ( <b>AADA(QLD)</b> )	(1)
Division Committee Member - Automotive Engineers Division ( <b>AED</b> )	(10)
Division Chairman ( <b>AED</b> )	(1)
Division Vice-Chairman ( <b>AED</b> )	(1)
Division Secretary ( <b>AED</b> )	(1)
Division Committee Member - National Auto Collision Alliance ( <b>NACA</b> )	(8)

Division Chairman (NACA)	(1)
Division Vice-Chairman (NACA)	(1)
Division Secretary (NACA)	(1)
District Representative Northern District	(1)
MTA Queensland Chairman	(1)
MTA Queensland Vice-Chairman	(1)
MTA Queensland Secretary	(1)

[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 GENERAL MANAGER

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**svc-adlib5**

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**From:** Kellie Dewar <kellied@mtaq.com.au>  
**Sent:** Friday, 26 February 2016 3:40 PM  
**To:** Orgs  
**Subject:** FW: Notice and Statement for Elections 2016 CORRECTED  
**Attachments:** Notice and Statement for Election 2016.pdf

Good Afternoon,

Please find correct version of our Notice and Statement of prescribed Information for an Election 2016 (the correct version has AADA Committee (7))

If anything requires correction or clarification please do not hesitate to contact me.

Kind Regards.

Kellie

**KELLIE DEWAR**  
General Manager

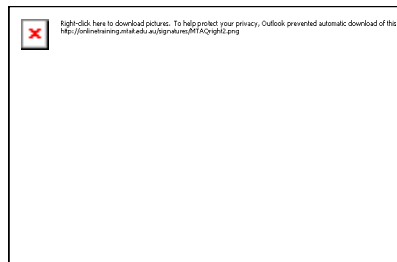
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**From:** Kellie Dewar  
**Sent:** Friday, 26 February 2016 2:16 PM  
**To:** 'orgs@fwc.gov.au' <[orgs@fwc.gov.au](mailto:orgs@fwc.gov.au)>  
**Subject:** Notice and Statement for Elections 2016

Good Afternoon,

Please find our attached our Notice and Statement of prescribed Information for an Election 2016.

If anything requires correction or clarification please do not hesitate to contact me.

Kind Regards,

Kellie

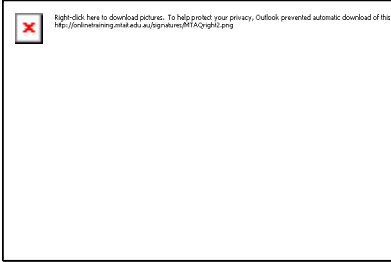
**KELLIE DEWAR**  
General Manager

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### Notice and Statement of Prescribed Information for an Election

I, Paul John Peterson, being the Secretary of Motor Trades Association of Queensland, Industrial Organisation of Employers (MTA Queensland), make the following statement:

I am the Secretary of the Motor Trades Association of Queensland, Industrial Organisation of Employers (MTA Queensland),

I am authorised to lodge the following prescribed information concerning forthcoming elections in the Queensland Branch of the Motor Trades Association of Queensland, Industrial Organisation of Employers, and

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

Signed: \_\_\_\_\_

Dated: \_\_\_\_\_

26.2.16

#### Offices/Positions

A	Queensland Farm and Industrial Machinery Committee QFMIDD (5) Queensland Farm and Industrial Machinery Chairman (1) Queensland Farm and Industrial Machinery Vice Chairman (1) Queensland Farm and Industrial Machinery Secretary (1)
	Queensland Motor Cycle Industry Division QMID (5) Queensland Motor Cycle Industry Division Chairman (1) Queensland Motor Cycle Industry Division Vice Chairman (1) Queensland Motor Cycle Industry Division Secretary (1)
	Tyre and Undercar Division Qld Committee TUDQ (7) Tyre and Undercar Division Qld Chairman (1) Tyre and Undercar Division Qld Vice Chairman (1) Tyre and Undercar Division Qld Secretary (1)
	Australian Automobile Dealers Association Queensland Committee AADA(Q) (7) Australian Automobile Dealers Association Queensland Chairman (1) Australian Automobile Dealers Association Queensland Vice Chairman (1) Australian Automobile Dealers Association Queensland Secretary (1)
	Automotive Engineers Division Committee AED (10) Automotive Engineers Division Chairman (1) Automotive Engineers Division Vice Chairman (1) Automotive Engineers Division Secretary (1)

	National Auto Collision Alliance Committee NACA (8) National Auto Collision Alliance Chairman (1) National Auto Collision Alliance Vice Chairman (1) National Auto Collision Alliance Secretary (1)
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B	District Representative North Queensland (1)
C	MTA Queensland Chairman (1)
	MTA Queensland Vice Chairman (1)
	MTA Queensland Secretary (1)

**Reasons for election:**

- Election for offices and positions marked A, B and C respectively 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 Direct Vote:**

- Division Committee Member;
- District Representatives; and

**Elected by Collegiate Vote:**

- Division Chairman, Vice Chairman and Secretary
- MTA Queensland Board Chairman, Vice Chairman and Secretary

**Elected by:**

- The electorate for the direct voting system for A:
  - Committee is the whole of each Division
  - Chairman, Vice Chairman and Secretary of each Division the collegiate electoral system is by and from the Elected Committee Representatives
- The electorate for the direct voting system for B is by and from the Members in each District
- The electorate for collegiate electoral system for C is by and from the Elected Industry Chairman and District Representatives

**Nominations open:**

- For offices to be elected by direct voting system for A Committee Members and B District Representatives – 1 May (Rule 13.1(a))
- For offices to be elected by collegiate voting system for A Chairman, Vice Chairman and Secretary – 26 July (Rule 18(e) (i) (A))
  - The Manager will conduct an election by secret ballot at the first meeting of the relevant college following the close of nominations (AGM) (Rule 18(f) (i))
- For offices to be elected by collegiate election for C – 01 October (Rule 18(e) (ii) (A))

**Nominations close:**

- For offices to be elected by direct voting system for A Committee Members and B District Representatives - 12 noon, 01 June (Rule 13.1(b))
  - Candidate may withdraw nomination 10 June
  - Defective nominations to be rectified 10 June
  - Opening date for secret ballot (if required) 25 June
  - Closing date for secret ballot (if required) 16 July
- For offices to be elected by collegiate voting system for A Chairman, Vice Chairman and Secretary – 12 noon, 9 August (Rule 18(e) (i) (B))
- For offices to be elected by collegiate election for C - 15 October (Rule 18(e) (ii) (b))

**Cut off date for roll:**

- In all cases – Both the eligible member and the Member they are nominating for office must have been a financial Member for a period of thirty (30) days prior to the opening date for nominations (Rule 13.5(b))

**Note:**

**Rule 12.3 Dates**

*Should any of the dates specified in these Rules for the appointment of Elected Office Holders fall on a non-business day, the revised date will be taken to be the first business day following the original date. If a date is revised all other dates are to remain as specified in these Rules for the appointment of Elected Office Holders.*