

PHONE, 08. 80883750

FAX. AS ABOVE.

E2021198.



MUSICIANS UNION OF AUSTRALIA  
BROKEN HILL BRANCH

10-7-98

70 BOUGHTMAN ST  
BROKEN HILL, N.S.W. 2880

GARY THOMPSON - SEC.  
S. HONG - PRESIDENT.  
Level 8, Terrace Towers  
East Sydney

To NSW Industrial Registry

Att: Marg Buchanan

Re: Telephone conversation for elections.

Dear Madam,

This is to advise that the term of secretary-treasurer of Broken Hill Branch Musicians Union of Australia expires 30 August, 1998

Also advise is sought on elections for the position of president and two vice-presidents, as in the past these positions were filled at each annual general meeting held locally.

Yours Sincerely

Secretary



## AUSTRALIAN INDUSTRIAL REGISTRY

Level 8, Terrace Towers  
80 William Street, East Sydney, NSW 2011  
Telephone: (02) 9332 0866  
Fax: (02) 9380 6990

Mr Gary Thompson  
Secretary  
Broken Hill Branch  
Musicians Union of Australia  
70 Boughtman Street  
Broken Hill NSW 2880

Dear Mr Thompson

### 1998 Elections

Thank you for your letter following our telephone conversation last week.

As agreed, I have looked into the situation regarding the election of other offices/positions in the Broken Hill Branch and the following appears from our public files:

- the last election for the office of Branch Secretary was conducted by the Australian Electoral Commission (AEC) in 1993;
- there are no records of elections conducted by the AEC for the other offices/positions in the Branch.

As I indicated in our telephone conversation, it is a requirement under s.210(1) of the *Workplace Relations Act 1996* (the Act) that elections for all office positions in a Branch of a registered organisation be conducted by the AEC. The failure to make the necessary arrangements for the conduct of elections by the AEC is an offence under s.310 of the Act - \$1,000 plus \$250 for each week that the required information is late. It is possible to obtain an exemption under s.213 of the Act from the requirement that the AEC conduct the elections but this cannot be granted retrospectively.

It appears to me that it is advisable to make arrangements for the conduct of elections by the AEC for the offices of President and Vice Presidents (2) at the same time as the election for the office of Branch Secretary in order to bring this aspect of the affairs of the Branch into line with the requirements of the Act. The term of office for President and Vice President is 2 years (rule 71C(a)) and the term of office for Secretary is 4 years (rule 71C(a)).

However, there are some additional matters in which the Branch needs to clarify in order for us to proceed. In this regard, I draw your attention to rule 71(b) of the rules of the Union which provides, in part:

*[The Branch Committee] shall consist of a President, two Vice-Presidents, a Secretary who may be Secretary-Treasurer and not more than eight other members of the Branch.*

I also draw your attention to rule 67 which requires three Trustees for each Branch to be elected in accordance with rule 73.

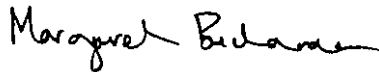
The Branch Committee has probably resolved these issues in the past at some stage but it would be most helpful if you could clarify the arrangements proposed for the 1998 elections:

- 1) Should an election be conducted for the office of Secretary or Secretary-Treasurer?
- 2) Should an election be conducted for any ordinary Committee members as well?
- 3) Should an election also be conducted for three Trustees? (It appears to me that it should be)

I trust this information is of some assistance to the Branch and please feel free to contact me to clarify any aspect of this letter or discuss other considerations which may need to be taken into account on (02) 9332 0641.

Once you have had an opportunity to consider this letter and, if necessary, discuss it with other Branch Committee members, it would be much appreciated if you could advise in writing in the near future all of the offices/positions that the Branch wishes arrangements to be made with the AEC for the conduct of the 1998 elections. A copy of this letter will be forwarded to the AEC for its information, meanwhile I will defer making the arrangements with the AEC for the conduct of the election for the office of Branch Secretary until I hear from you again.

Yours sincerely



Margaret Buchanan  
Deputy Industrial Registrar

14 July 1998



**AUSTRALIAN INDUSTRIAL REGISTRY**

Level 8, Terrace Towers  
80 William Street, East Sydney, NSW 2011  
Telephone: (02) 9332 0666  
Fax: (02) 9380 6990

# FACSIMILE

<b>TO</b>	Director, Industrial Elections		
<b>Organisation</b>	Australian Electoral Commission		
<b>Fax Number</b>		<b>Phone Number</b>	
<b>FROM</b>	Margaret Buchanan		
<b>Location</b>	Level 7, 80 William Street, East Sydney		
<b>Fax Number</b>	(02) 93607067	<b>Phone Number</b>	(02) 9332 0641
<b>No of Pages (including cover)</b>	3	<b>Date</b>	15/07/98
<b>Please notify sender if not all pages were received.</b>		<b>Time</b>	13:39

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**MESSAGE:**

**E 2021 of 1998**

Neal,

(Folio 3)

Please see attached letter for information of Returning Officer. Since letter was sent, Mr Thompson has rung to discuss. He has indicated that a further letter will be sent early next week requesting the conduct of elections for offices of Branch President and Branch Vice Presidents as well. He will not be requesting elections for other Committee members or Trustees and I have indicated that I will not press for these elections to occur.

Regards.  
Margaret

2

ATT.

To Margaret Buchanan  
Australian Industrial Registry  
Level 8 Terrace Towers  
80 William St  
East Sydney.

4 - 8 - 98  
70 Boughtman St  
Broken Hill  
N.S.W 2880

Election of officers for Broken Hill Branch, M.U.A.

Dear Margaret,

At a committee meeting of the Broken Hill Branch held Sunday, 2 - 8 -98, I was instructed to advise you to conduct an election for the following positions.

1. Secretary - Treasurer (1)
2. Two Vice Presidents (2)
3. President (1)

The meeting also instructed me to advise you that because of the very low number of members, a full committee could not be formed at any time, so an election would not be warranted for a committee.

Yours faithfully,

G. Thompson - Branch Secretary.

Workplace Relations Act 1996  
s.214 arrangements for conduct of an election

**Musicians' Union of Australia**  
(E No. 2021 of 1998)

M.BUCHANAN  
DEPUTY INDUSTRIAL REGISTRAR

SYDNEY, 6 August 1998

**DECISION**

On 10 July 1998 and 5 August 1998 the Broken Hill Branch of the abovenamed organisation lodged in the Industrial Registry prescribed information in relation to the conduct of an election for the following offices:

Branch President  
Branch Vice-President (2)  
Branch Secretary/Treasurer

I am satisfied that an election for the abovenamed offices is required to be held under the rules of the organisation and, under subsection 214(2) of the *Workplace Relations Act 1996*, I am making arrangements for the conduct of the election by the Australian Electoral Commission.





**AUSTRALIAN INDUSTRIAL REGISTRY**

Level 8, Terrace Towers  
80 William Street, East Sydney, NSW 2011  
Telephone: (02) 9332 0666  
Fax: (02) 9380 6990

Fax  
Electoral Commissioner Through  
Australian Electoral Officer for New South Wales

Under subsection 214(2) of the Workplace Relations Act 1996, please arrange for the conduct of the following election by the Sydney office of the Australian Electoral Commission:

**E No 2021 of 1998**

**Musicians' Union of Australia  
Broken Hill Branch**

Positions:

See Decision

Relevant Information: Scheduled elections  
Direct voting by secret postal ballot

Contact: Mr Garry Thompson  
Branch Secretary

Phone: (08) 8088 3750

A copy of the decision and the current registered rules of the organisation are being held at the Registry awaiting your collection.

I further request that you arrange for this office to be notified that arrangements for the conduct of this election have been made, by facsimile transmission on (02) 9360 7067.

John Harding  
for Deputy Industrial Registrar

6 August 1998



**AUSTRALIAN INDUSTRIAL REGISTRY**

Level 8, Terrace Towers  
80 William Street, East Sydney, NSW 2011  
Telephone: (02) 9332 0666  
Fax: (02) 9380 6990

Electoral Commissioner Through  
Australian Electoral Officer for New South Wales

**Re: Musicians' Union of Australia  
(E No. 2021 of 1998)**

I confirm my facsimile message of 6 August 1998 and enclose a copy of the Registrar's decision in relation to the conduct of an election in the abovenamed organisation under section 214 of the Workplace Relations Act 1996.

Also enclosed is a copy of the registered rules of the organisation.

Your sincerely

John Harding  
for Deputy Industrial Registrar

6 August 1998





**AUSTRALIAN INDUSTRIAL REGISTRY**

Level 8, Terrace Towers  
80 William Street, East Sydney, NSW 2011  
Telephone: (02) 9332 0666  
Fax: (02) 9380 6990

Assistant Commissioner  
Industrial Elections, Funding and Disclosure  
PO Box 21  
KINGSTON ACT 2604

**Re: Musicians' Union of Australia  
(E No 2021 of 1998)**

I enclose a copy of a decision made under section 214 of the Workplace Relations Act 1996.

John Harding  
for Deputy Industrial Registrar

6 August 1998



**AUSTRALIAN INDUSTRIAL REGISTRY**

Level 8, Terrace Towers  
80 William Street, East Sydney, NSW 2011  
Telephone: (02) 9332 0666  
Fax: (02) 9380 6990

Mr Garry Thompson  
Branch Secretary  
Broken Hill Branch  
Musicians' Union of Australia  
70 Boughtman Street  
BROKEN HILL NSW 2880

Dear Mr Thompson

**Re: Arrangements for the conduct of an Election  
(E No. 2021 of 1998)**

A copy of the Registrar's decision in relation to the above matter is enclosed.

The Registrar is making arrangements, under subsection 214(2) of the Workplace Relations Act 1996, with the Electoral Commissioner for the conduct of the subject election by a member of the staff of the Australian Electoral Commission, Sydney, telephone (02) 9375 6333 who will contact you in the near future about the election.

Yours Sincerely

John Harding  
for Deputy Industrial Registrar

6 August 1998

7

**MUSICIANS' UNION OF AUSTRALIA  
BROKEN HILL BRANCH**

**DECLARATION OF RESULTS FOR UNCONTESTED OFFICES**

Results of the election for the following offices conducted under the rules of the organisation.  
E. No. 2021 of 1998 refers.

**BRANCH PRESIDENT**

Candidate

LONG, James

**BRANCH VICE-PRESIDENTS (2)**

Candidates

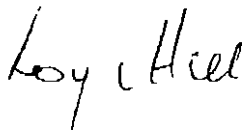
CROMBIE, Dennis  
LEDWITH, Maurice

**BRANCH SECRETARY/TREASURER**

Candidate

THOMPSON, Gary

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



Roy Hill  
Returning Officer  
Australian Electoral Commission  
Sydney

14 September 1998