

**Workplace Relations Act 1996 – Schedule 1
POST ELECTION REPORT**

**THE NATIONAL ELECTRICAL CONTRACTORS ASSOCIATION
WESTERN AUSTRALIA CHAPTER**

ELECTION/S COVERED IN THIS REPORT

Election Decision No/s: E2009/165

RULES

Rules used for the election: [233V-FED: Incorporates alterations of 30/3/2007][R2005/352](replaces 23/2/2005 version)

Rules difficult to apply/interpret: None

Model Rule reference (if any): N/A

ROLL OF VOTERS

As the election was not contested the roll of voters was not used.

IRREGULARITIES

Details of written allegations of irregularities, and action taken by AEC: N/A
Other irregularities identified, and action taken: N/A

ATTACHMENTS

Declaration of Results for Uncontested Office

Simon Bulloch
Returning Officer
19 June 2009



Mr Kyle Kutasi
Chapter Secretary
Western Australia Chapter
The National Electrical Contractors
Association
PO Box 782
BALCATTWA WA 6914

Post Election Report For:

**National Electrical Contractors Association – Western Australia Chapter
Chapter Secretary**

E2009/165

I refer to the above election for your organisation.

Section 197(1) of Schedule 1 of the Workplace Relations Act 1996 requires the AEC to provide a written report on the conduct of the election to the Industrial Registrar 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 Schedule 1 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 'industrial.elections@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 Workplace Relations (RAO) Regulations requires an organisation or branch to publish a notice on its web site 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.

Simon Bulloch
Returning Officer
19 June 2009

**National Electrical Contractors Association
Chapter Secretary E2009/165**

DECLARATION OF RESULTS FOR UNCONTESTED OFFICE

Results of the election for the following office conducted in accordance with the provisions of the Workplace Relations Act 1996 and the rules of the organisation.

E2009/165

Western Australia Chapter

Secretary

Candidate

KUTASI, Kyle

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

Simon Bulloch
Returning Officer

17 June 2009

Workplace Relations Act 1996
s.189 RAO Schedule - arrangement for conduct of an election

The National Electrical Contractors Association
(E2009/165)

T. NASSIOS
DEPUTY INDUSTRIAL REGISTRAR

MELBOURNE
5 JUNE 2009

Arrangement for conduct of election.

DECISION

[1] On 28 May 2009, abovenamed organisation lodged in the Industrial Registry the prescribed information in relation to an election for the following office:

Western Australia Chapter

Secretary

[2] I am satisfied that an election for the abovenamed office is required to be held under the rules of the organisation and, under subsection 189(3) of Schedule 1 of the *Workplace Relations Act 1996*, I am making arrangements for the conduct of the election by the Australian Electoral Commission.





28 May 2009

Industrial Registrar
Australian Industrial Registry
GPO Box 1994S
Melbourne VIC 3001

National office : national electrical and communications association
Level 4, 30 Atchison Street St Leonards New South Wales 2085
Locked Bag 1818 St Leonards New South Wales 1590
telephone: +61 2 9439 8523 facsimile: +61 2 9439 8525
email: necanat@neca.asn.au website: www.neca.asn.au
ABN 78 319 016 742

Dear Sir/Madam

**The National Electrical Contractors Association
Change of Office Holders- Section 189 of the Workplace Relations Act**

I, James C Tinslay herewith advise that on 8 August 2008 the Chapter Committee met and unanimously resolved that Kyle Kutasi, General Manager of NECA Western Australia fill the casual vacancy in the office of Chapter Secretary of NECA Western Australia (as provided in Rule 26 (c) of the National Rules).

Mr Kutasi replaced Terry Jones who resigned from NECA in May 2008. Mr Jones replaced Rod Hale as Chapter Secretary of Western Australia after Mr Hale's resignation effective from 9 August 2007. However, it has recently been brought to my attention that there is no record of Mr Jones formally being elected as Chapter Secretary although various correspondences received from the AEC in 2008 are addressed to Mr Jones as Chapter Secretary.

As Secretary of NECA, I ask on behalf of the Chapter Committee of NECA Western Australia that you inform the Australian Electoral Commission of the need to conduct an election for the office of Western Australia Chapter Secretary and the prescribed information in accordance with Regulation 138 of the RAO Schedule, s189 (1) is as follows:

- The name of the office for which an election is required – Chapter Secretary
- The reason for the election – casual vacancy has occurred
- Electorate – members of NECA Western Australia Chapter
- The date and time of the beginning and end of nominations – Refer to Rules 26 (b) ie. Nominations close not less than 7 and not more than 28 days from the date of delivery or posting of nomination forms.
- The date on which the roll of voters closed – Refer to rule 26 (b) ie The Chapter Returning Officer shall close the roll of voters for the election of the Chapter Secretary 10 working days prior to calling for such nominations.
- Kind of voting system – direct voting system (elected from committee by members of the Chapter)

Should anything else be required in order to expedite this request, please do not hesitate to let me know.

Yours faithfully,

James C Tinslay
Secretary
NECA

NECA National Ph: 02 9439 8523

NECA Victoria Ph: 03 9645 6533

NECA Western Australia Ph: 08 9321 8637

NECA New South Wales Ph: 02 9744 1090

NECA Tasmania Ph: 03 6236 3656

NECA Northern Territory Ph: 08 8922 9666

NECA Australian Capital Territory Ph: 02 5280 5580

NECA South Australia Ph: 08 8272 2966

NECA Queensland Ph: 1300 794 846