

17 August 2018

# Post-election Report

**E2018/25 - Scheduled Election - National Union  
of Workers**

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## Election Covered in this Report

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Election Decision No: E2018/25

### Rules

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Rules used for the election: 080V: Incorporates alterations of 3 July 2017 [R2017/98]

(replaces rulebook dated 24 May 2017 [R2017/40])

Rules difficult to apply/interpret:	None
Module Rule reference	N/A

### Roll of Voters

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Total number of voters on the Roll:	As there were no contested offices, no Roll of Voters was required.
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Number of apparent workplace addresses:	N/A
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Number of non-current addresses:	N/A
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Other matters pertaining to the roll of voters:	N/A
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### Irregularities

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Details of written allegations of irregularities, and action taken by AEC:	Nil
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Other irregularities identified, and action taken:	Nil
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## Other Matters

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Rule 37D (f) (B-E) refers to the entitlement of each of the areas of eligibility as defined at 37D (f) (A) to members on the Branch Committee of Management based on membership population.

It is recommended that the National Union of Workers consider amending this rule to reference 31 March in the year of the elections scheduled pursuant to rule 13 as the date by which this determination should be made.

Rule 13 (28) states that at the conclusion of the ballot used ballot materials shall be sealed in parcels and *“The parcels shall be lodged in a ballot box which shall be locked and sealed...and the keys of the box shall be retained by the General Returning Officer. The ballot box shall be kept at the Union Office.”*.

NUW may consider amending this rule so that if the Returning Officer is from the Australian Electoral Commission (AEC) used ballot material is retained by the AEC in accordance with Commonwealth record keeping procedures.

## Attachments

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Declaration of Results for Uncontested Offices – VIC

Declaration of Results for Uncontested Offices – NSW



Allison Valentine  
Returning Officer

17 August 2018



7 August 2018

Mr Timothy Kennedy  
General Secretary  
National Union of Workers  
tkennedy@nuw.org.au

Dear Mr Kennedy,

cc: NSW Branch

### **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 for New South Wales Branch [E2018/25]. 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 National Union of Workers 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

**Carolyn Moloney**  
**Registered Organisations Commission**

**National Union of Workers**  
**New South Wales Branch**  
**DECLARATION OF RESULTS - E2018/25**  
**Uncontested Offices**

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**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:

**NUW- NSW Branch**

**Branch President (1)**

Candidates

MORRIS, Sharon Lorna

**Branch Vice President (1)**

Candidates

PERRY, Jason

**Branch Secretary (1)**

Candidates

CARTWRIGHT, Martin

**Branch Assistant Secretary (1)**

Candidates

MENDONCA, Duarte Bruno

**Trustee (3)**

Candidates

HENRY, Kelly Ann

MCQUILLAN, Terry William

PEARSON, Geoffrey

**Organiser (8)**

Candidates

METE, Waru Noema Mastro

MORGAN, Charlie

NOSHIE, Ghazi Hashem  
SHANNON, Craig Anthony  
COCHRANE, Mark James  
COTTERILL, Brett John  
CRIPPS, Garry Mark  
MARTYN, Corrin Maree

**Area 1-Committee of Management Members (4)**

Candidates

IBRAHIM, Rahge  
DUNDON, Christopher Stephen  
DIXON, Ian Michael  
LORD, Adam Richard

**Area 2-Committee of Management Members (2)**

Candidates

LUXFORD, Patrick John  
MINNS, Colin

**Area 3-Committee of Management Members (2)**

Candidates

*No Nominations Received*

**Area 4-Committee of Management Members (2)**

Candidates

YAGCI, Guven  
GARCIA, Jose Manuel

**Area 5-Committee of Management Members (2)**

Candidates

ROWBOTHAM, John Dibbs  
ROBERTS, Sherelle Estelle

**National Council Delegate (9)**

Candidates

MORRIS, Sharon Lorna  
SHANNON, Craig Anthony  
ISSANCHON, Marilyn  
MENDONCA, Bruno Duarte



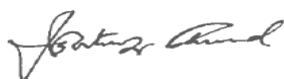
COCHRANE, Mark James  
CRIPPS, Garry Mark  
MORGAN, Charlie  
MCQUILLAN, Terry William  
Martyn, Corinn Maree

**Reserve National Council Delegate (1)**

Candidates

METE, Waru Noema Mastro

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  
Australian Electoral Commission  
26/06/2018





2 July 2018

Mr Timothy Kennedy  
General Secretary  
National Union of Workers  
tkennedy@nuw.org.au

Dear Mr Kennedy,

### **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 for National Office [E2018/25]. 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 National Union of Workers 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**

25 June 2018

# Post-election Report

**E2018/25 - Scheduled Election - National Union  
of Workers**

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## Election Covered in this Report

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Election Decision No: E2018/25

### Rules

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Rules used for the election: 080V: Incorporates alterations of 3 July 2017 [R2017/98]

(replaces rulebook dated 24 May 2017 [R2017/40])

Rules difficult to apply/interpret:	None
Module Rule reference	N/A

### Roll of Voters

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Total number of voters on the Roll:	As there were no contested offices, no Roll of Voters was required.
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Number of apparent workplace addresses:	N/A
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Number of non-current addresses:	N/A
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Other matters pertaining to the roll of voters:	N/A
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### Irregularities

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Details of written allegations of irregularities, and action taken by AEC:	Nil
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Other irregularities identified, and action taken:	Nil
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## Other Matters

---

Rule 13 (28) states that at the conclusion of the ballot used ballot materials shall be sealed in parcels and *“The parcels shall be lodged in a ballot box which shall be locked and sealed...and the keys of the box shall be retained by the General Returning Officer. The ballot box shall be kept at the Union Office.”*

NUW may consider amending this rule so that if the Returning Officer is from the Australian Electoral Commission (AEC) used ballot material is retained by the AEC in accordance with Commonwealth record keeping procedures.

## Attachments

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Declaration of Results for Uncontested Offices



Allison Valentine  
Returning Officer

25 June 2018

**National Union of Workers**  
**DECLARATION OF RESULTS - E2018/25**  
**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:

**National Office**

**General President (1)**

Candidates

CINANNI, Caterina

**General Vice President (6)**

Candidates

ALLISON, Susie

BEYNON, Imogen

CARTWRIGHT, Martin

MORRIS, Sharon

MUJKIC, Dario

ROBERTS, Sam

**General Secretary (1)**

Candidates

KENNEDY, Tim

**Assistant General Secretary (1)**

Candidates

RICHARDSON, Paul

**Victorian Branch**

**Branch President (1)**

Candidates

JACOBI, Belinda

**Branch Vice President (1)**

Candidates

CLEMENTS, David



## **Branch Secretary (1)**

### Candidates

ALLISON, Susie

## **Branch Assistant Secretary (1)**

### Candidates

MUJKIC, Dario

## **Organiser (4)**

### Candidates

LAMARO, Heath

ECONOMIDIS, Alycia

GILES, Andy

SMITH, Neil

## **Committee of Management Member (10)**

### Candidates

PAYNE, Paul

LEUNG, Narorn

WITTMANN, Andreas

CLOW, Evalyn

GALIZA-PUA, Agnes

GORDON, Nick

LIDSEY, Tracey

BIENIAK, Laura

KAMBER, Julie

LEECH, Lemmuel

## **National Council Delegate (17)**

### Candidates

SEGAN, Monique

JACOBI, Belinda

SMITH, Neil

AULD, Adam

SCHMIDT, Mark

BIENIAK, Laura

ECONOMIDIS, Alycia

HOWIE, Steve

GILES, Andy

LEWIS, Claire

MILLIKEN, Tegan

WELLS, Janice

MELLING, Dominic

TONER, Mathew

MUJKIC, Dario  
LAMARO, Heath  
RILEY, Andy

### **Reserve National Council Delegate (1)**

Candidates  
REICHSTEIN, Ben

### **General Branch**

#### **Branch President (1)**

Candidates  
BEYNON, Imogen

#### **Branch Vice President (1)**

Candidates  
WHENAN, Mark

#### **Branch Secretary (1)**

Candidates  
ROBERTS, Sam

#### **Assistant Branch Secretary (1)**

Candidates  
MOASE, Godfrey

#### **Committee of Management Members Rule 37(3)(a) (2)**

Candidates  
MADGWICK, Ian  
GUNSTONE, Tim

#### **Committee of Management Members Rule 37(3)(b) (2)**

Candidates  
RAGHWAN, Karthika  
TAYLOR, Bree

#### **Committee of Management Members Rule 37(3)(c) (1)**

Candidates  
BATT, Jill

**Committee of Management Members Rule 37(3)(d) (3)**

Candidates

WILKINSON, Chris

NEWTON, John

CHUC, Quan

**Committee of Management Members Rule 37(3)(e) (2)**

Candidates

WRIGHT, Samantha

PEWEE, Perry

**Committee of Management Members Rule 37(3)(f) (1)**

Candidates

GOW, John

**National Council Delegate (7)**

Candidates

MADGWICK, Ian

MOASE, Godfrey

TAYLOR, Bree

WHENAN, Mark

RAGHWAN, Karthika

CHUC, Quan

BATT, Jill

**Reserve National Council Delegate (1)**

Candidates

TE AWA, Margaret

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

*Allison Valentine*

Allison Valentine  
Returning Officer  
Australian Electoral Commission  
25/06/2018



## DECISION

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

**National Union of Workers**  
(E2018/25)

MR ENRIGHT

MELBOURNE, 4 APRIL 2018

*Arrangement for conduct of election.*

[1] On 1 February 2018 the National Union of Workers (the NUW) lodged with the Registered Organisations Commission prescribed information for an election. On 4 April 2018 the NUW corrected the prescribed information. The prescribed information pertains to an election for the following offices:

**National Office**

General President	(1)
General Vice President	(6)
General Secretary	(1)
Assistant General Secretary	(1)

**Victorian Branch**

Branch President	(1)
Branch Vice President	(1)
Branch Secretary	(1)
Branch Assistant Secretary	(1)
Organiser	(4)
Committee of Management Member	(10)
National Council Delegate	(17)
Reserve National Council Delegate	(1)

**New South Wales Branch**

Branch President	(1)
Branch Vice President	(1)
Branch Secretary	(1)
Branch Assistant Secretary	(1)
Trustee	(3)
Organiser	(8)

Committee of Management Members from the following areas:

Area 1	(number to be determined in accordance with rule 37D(1)(f))
Area 2	(number to be determined in accordance with rule 37D(1)(f))
Area 3	(number to be determined in accordance with rule 37D(1)(f))
Area 4	(number to be determined in accordance with rule 37D(1)(f))
Area 5	(number to be determined in accordance with rule 37D(1)(f))
National Council Delegate	(9)
Reserve National Council Delegate	(1)

**General Branch**

Branch President	(1)
Branch Vice President	(1)
Branch Secretary	(1)
Assistant Branch Secretary	(1)

Committee of Management Members from the following electorates defined in rule 37(3):

Rule 37(3)(a)	(number to be determined in accordance with rule 37(F)(3))
Rule 37(3)(b)	(number to be determined in accordance with rule 37(F)(3))
Rule 37(3)(c)	(number to be determined in accordance with rule 37(F)(3))
Rule 37(3)(d)	(number to be determined in accordance with rule 37(F)(3))
Rule 37(3)(e)	(number to be determined in accordance with rule 37(F)(3))
Rule 37(3)(f)	(number to be determined in accordance with rule 37(F)(3))
National Council Delegate	(7)
Reserve National Council Delegate	(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 COMMISSIONER

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<PR350994>

18B-001

4 April 2018

Ms. E. Anderson  
Principal Adviser  
Registered Organisations Commission  
GPO Box 2983  
MELBOURNE VIC 3001

By email: [eve.anderson@roc.org.au](mailto:eve.anderson@roc.org.au)

Dear Ms. Anderson

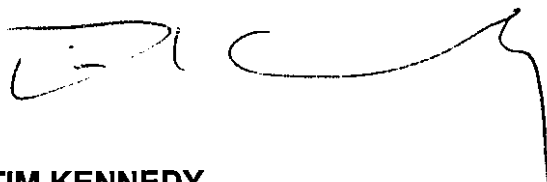
Re: **E2018/25 – National Union of Workers – Prescribed Information for Conduct of Election**

I refer to the above prescribed information lodged on 1 February 2018.

Arising from our meeting of 3 April 2018, please find attached a corrected prescribed information which the Union submits incorporates the matters discussed as well as those contained in our previous correspondence dated 26 March 2018.

Should you wish to discuss matters further or require any additional information, please do not hesitate to contact Assistant General Secretary Paul Richardson.

Yours sincerely



**TIM KENNEDY**  
**GENERAL SECRETARY**

c.c. Mr. M Moutevelis

**nuwassist**

**1300 275 689**

**nuw.org.au**

FOR WORKPLACE SUPPORT

National PO Box 343, North Melbourne VIC 3051  
VIC PO Box 343, North Melbourne VIC 3051  
NSW 3-5 Bridge Street, Granville NSW 2142  
QLD 1st Floor, 17 Cribb Street, Milton QLD 4064  
SA 87-91 5t Vincent Street, Port Adelaide SA 5015  
WA 5/896 Beaufort Street, Inglewood WA 6052

# REGISTERED ORGANISATIONS COMMISSION

## FAIR WORK (REGISTERED ORGANISATIONS) ACT 2009

### Section 189 – Conduct of elections

## FAIR WORK (REGISTERED ORGANISATIONS) REGULATIONS 2009

### Section 139 – Prescribed information for conduct of an election

#### National Union of Workers

#### PRESCRIBED INFORMATION FOR CONDUCT OF ELECTION

A. The following information is in relation to an election that is to be conducted by the Australian Electoral Commission (“AEC”).

1. The name of each office or position for which an election is required.  
[Regulation 139 (1) (a)]

<i>Electorate</i>	<i>Office</i>	<i>Number of Offices (where more than one)</i>
<b>National Office</b>	General President	
	General Vice President	6
	General Secretary	
	Assistant General Secretary	
<b>Victorian Branch<sup>1</sup></b>	Branch President	
	Branch Vice President	
	Branch Secretary	
	Branch Assistant Secretary	
	Organiser	4
	Committee of Management Member	10
	National Council Delegate	17 <sup>2</sup>
<b>New South Wales Branch<sup>3</sup></b>	Branch President	

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<sup>1</sup> The Victorian Branch Committee of Management met on 14 November 2017 and determined that the election of officers should include the office of Assistant Branch Secretary and Branch Vice President (Rules 37B(2)(iii)(1) and (2)). At the same meeting it was determined that the number of organisers be 4 and that the number of committee members be 10. (Rule 37B(2)(i)).

<sup>2</sup> The National Office in accordance with Rule 7(2)(b)(ii) calculated and communicated the number of delegates each branch is entitled to for the purposes of elections on 7 December 2018. Each branch delegation is reduced by one, insofar as Rule 7(1)(e) provides that the first delegate for each branch shall be the Branch Secretary.

Branch Vice President  
 Branch Secretary  
 Branch Assistant Secretary  
 Trustee 3  
 Organiser 8

Committee of Management Members  
 from the following areas (as defined), the  
 number of which shall be determined by  
 reference to Rule 37D(1)(f) at the close of  
 nominations:

Area 1

Area 2

Area 3

Area 4

Area 5

National Council Delegate 9<sup>4</sup>  
 Reserve National Council Delegate

**General Branch<sup>5</sup>**

Branch President  
 Branch Vice President  
 Branch Secretary  
 Assistant Branch Secretary  
 Committee of Management Members from the  
 following electorates, as defined at Rule 37 (3):<sup>6</sup>

Rules 37 (3) (a) and 37F(3) (b)

Rules 37 (3) (b) and 37F(3) (b)

Rules 37 (3) (c) and 37F(3) (b)

Rules 37 (3) (d) and 37F(3) (b)

Rules 37 (3) (e) and 37F(3) (b)

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<sup>3</sup> The New South Wales Branch Committee of Management met on 21 December 2018 and determined that the election of officers include the office of Assistant Branch Secretary (Rule 37D(5)). At the same meeting it was determined that the number of organisers be 8. (Rule 37D(4)).

<sup>4</sup> Refer note 2 above.

<sup>5</sup> The General Branch Committee of Management met on 14 November 2018 and determined that the election of officers include the office of Assistant Branch Secretary. (Rule 37F(5)).

<sup>6</sup> The General Branch Committee of Management, at the time of filing the prescribed information is considering a decision by correspondence pursuant to Rule 52, as to the number of committee members in accordance with formula set out in Rule 37F(3). Under the rules, once a decision has been made the Branch Secretary is required to inform the Returning Officer (i.e. the AEC) within 14 days. (Rule 37F(3)(b)(iv)).



2. The reason for the election is that the term of office will expire in the normal course of events. **[Regulation 138 (1) (b) (i)]**
3. Those offices or positions which have the same name and the number of such offices or positions required to be determined appears at paragraph A.1 above. **[Regulation 138 (1) (c)].**
4. The electorates comprising only members of a branch, section or division of the organisation appears at paragraph A.1 above. **[Regulation 138 (1) (d)]**
5. The date and time of the beginning of the nomination period is the first working day in May 2018 in accordance with Rule 13 (e) (5). Accordingly, the date would be Tuesday 1 May 2018. **[Regulation 138 (1) (e)]**
6. The date and time of the end of the nomination period is 12noon on the last Friday in May (i.e. 25 May 2018) in accordance with Rule 13 (e) (5). **[Regulation 138 (1) (e)]**
7. The day upon which the roll of voters closes is seven days prior to the opening of nominations in accordance with Rule 13 (e) (5). **[Regulation 138 (1) (f)].**
8. The kind of voting is direct voting (i.e. "first past the post"). **[Regulation 138 (1) (g)]**

B. A statement in accordance with Regulation 138 (2) is attached hereto.



**TIMOTHY JOHN KENNEDY**  
**GENERAL SECRETARY**

**DATED: 4 April 2018**

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<sup>7</sup> Refer note 2 above.

This notice is filed by Timothy John Kennedy, General Secretary, National Union of Workers, 833 Bourke Street, Docklands, Victoria 3008.

The contact officer for this matter is Assistant General Secretary Paul Richardson.

Telephone: 03 9287 1850  
Facsimile: 03 9287 1818  
Mobile: 0417 330 825  
Email: [prichardson@nuw.org.au](mailto:prichardson@nuw.org.au)

**REGISTERED ORGANISATIONS COMMISSION**

**FAIR WORK (REGISTERED ORGANISATIONS) ACT 2009**

**Section 189 – Conduct of elections**

**FAIR WORK (REGISTERED ORGANISATIONS) REGULATIONS 2009**

**Section 139 – Prescribed information for conduct of an election**

**National Union of Workers**

**AUTHORISED STATEMENT**

I, Timothy John Kennedy, General Secretary of the National Union of Workers state as follows:

1. The information attached is lodged in accordance with and under subsection 189 (1) of the *Fair Work (Registered Organisations) Act 2009*; and
2. I am an officer of the organisation authorised to sign this statement.



**TIMOTHY JOHN KENNEDY**  
**GENERAL SECRETARY**

**DATED: 4 April 2018**