



**The Pharmacy  
Guild of Australia**

25 November 2011

General Manager of Fair Work Australia  
Fair Work Australia  
GPO Box 1994  
Melbourne VIC 3001

Attention: Eve Anderson, Mark Elliot

Dear Madam / Sir

**Response to "Difficult Rules" identified in AEC Post-Election Report**

In compliance with the provisions of section 198(6)(b)(i) of the Fair Work (Registered Organisations) Act, please find attached:

- An extract of the Australian Electoral Commission (AEC) Post-election report that identifies the rules of The Pharmacy Guild of Australia (the Guild) that, in the AEC's opinion, were difficult to interpret or apply.
- A copy of the response given by The Guild to the AEC on 24 November 2011.

I also declare that The Guild will provide a copy of this extract and The Guild's response to any member who so requests.

Yours sincerely

**Timothy John Logan  
National Vice President**

**National Secretariat**

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## POST ELECTION REPORT - EXTRACT

Client: The Pharmacy Guild of Australia

### ELECTIONS COVERED IN THIS REPORT

*Election Decision No/s:* E2011/2533

### RULES

*Rules difficult to apply/interpret:*

Rules 55B(j)(ii) (A) (ii), Rules 55B(j)(ii) (B) (ii) & (iii),  
Rules 55B(j)(ii) (C) :

The Rule requires that a tied ballot when there are two candidates in the election for National President, be decided by a recount where there is a requirement for weighted votes [Determination by poll as per Rule 22 (a) & (b)]. This maybe in breach of the secrecy of votes in the ballot.

Rule 74 (h) (ii) requires an automatic recall of nominations in the event that there are insufficient nominations in Stage 1 for the unfilled Branch Committee positions.

The RO is able to conduct elections for office bearers before the re-call, if there is a quorum of nominations and they must consult with the Branch Director.

In the normal course of events, the RO will conduct the re-call for nominations for Branch Committee members before the election for office bearers. At the completion of the re-call election, there is no need for a quorum to exist to proceed to the 2<sup>nd</sup> stage election for office bearers.



24 November 2011

Noopur Madan  
Returning Officer  
Australian Electoral Commission  
PO Box 496  
HAYMARKET NSW 1239

Dear Ms Madan

**Response to Post Election Report**

I refer to the Post Election Report issued by the Australian Electoral Commission (AEC) dated 2 November 2011 regarding the election (E2011/2533) for the National President position of The Pharmacy Guild of Australia (The Guild). In its report the AEC has identified Rules that are difficult to apply/interpret. Responses to these are set out below:

*Rules 55B(j)(ii) (A) (ii), Rules 55B(j)(ii) (B) (i) & (iii), Rules 55B(j)(ii) (C) :*

*The Rule requires that a tied ballot when there are two candidates in the election for National President, be decided by a recount where there is a requirement for weighted votes. Determination by poll as per Rule 22 (a) & (b). This may be in breach of the secrecy of votes in the ballot.*

The Guild notes the concerns raised by the AEC, as to the potential for a vote determined by poll (i.e. weighted votes) to potentially compromise the secrecy of the voting process (as required by section 143(1)(e) of the Fair Work (Registered Organisations) Act 2009 and Rule 55B(h) of the Guild's registered rules). As such, the Guild, through its Consultation and Rules Committee, will conduct a review of the relevant rules to ensure that the process for deciding the result of a tied vote also meets the requirements for a secret ballot.

*Rule 74 (b) (ii) requires an automatic recall of nominations in the event that there are insufficient nominations in Stage 1 for the unfilled Branch Committee positions.*

It is the Guild's opinion that Rule 74(h)(ii) refers to enabling the Returning Officer, after consultation with the Branch Director, to conduct elections for office bearing positions even if all positions on the Branch Committee are not filled in the original Stage 1 elections, as long as there are sufficient nominations to form a quorum of the Branch Committee. The Rule allows for the calling of nominations to fill the vacant position(s) at a date subsequent to the office bearing position elections.

The Guild is of the opinion however that there is no automatic recall provision in the Rules, but rather further elections for unfilled Branch Committee positions will require a new election to be arranged, including the lodging by the Guild of "prescribed information" with Fair Work Australia (FWA), as required by section 139(1) of the Fair Work (Registered Organisations) Act 2009. It is noted that Regulation 138(1)(b)(iv) of the Fair Work (Registered Organisations) Regulations 2009 states that the "prescribed information" to be lodged with FWA for an election includes stating the reason for the election, such as where the office or position was not filled at the previous election.

**National Secretariat**

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*The RO is able to conduct elections for office bearers before the re-call, if there is a quorum of nominations and they must consult with the Branch Director.*

The Guild agrees that the Returning Officer is able to, after consultation with the Branch Director, conduct elections for office bearers prior to calling for nominations to fill the vacant position(s) on the Branch Committee, provided that there are sufficient nominations to form a quorum of the Branch Committee at all times.

*In the normal course of events, the RO will conduct the re-call for nominations for Branch Committee members before the election for office bearers. At the completion of the re-call election, there is no need for a quorum to exist to proceed to the 2nd stage election for office bearers.*

It is the Guild's opinion that the normal course of events as prescribed by the Rule would be to conduct the election for office bearers prior to any further election to fill vacant Branch Committee positions, provided a quorum of Branch Committee nominations exist at the time.

The Guild is of the belief that a quorum of Branch Committee members must exist in order to proceed to the 2<sup>nd</sup> stage elections for office bearers. It is stated in the relevant Rule that the Returning Officer may act as prescribed "(p)rovided that at all times there are sufficient nominations to form a quorum of the Branch Committee".

Yours sincerely

A handwritten signature in black ink, appearing to read 'T. Logan', with a long horizontal flourish extending to the right.

Timothy John Logan  
National Vice President

Fair Work (Registered Organisations) Act 2009 – Schedule 1

## POST ELECTION REPORT

**Client:** The Pharmacy Guild of Australia

**Contact details:** Tim Logan  
National Vice President  
PO Box 7036  
Canberra ACT 2610

**Email:** Guild.nat@guild.org.au  
**Tel:** 02 6270 1888

**AIR contact officer:** Mark Elliott

**Email:** [mark.elliott@fwa.gov.au](mailto:mark.elliott@fwa.gov.au)  
**Tel:** 03 8661 7811

### ELECTIONS COVERED IN THIS REPORT

**Election Decision No/s:** E2011/2533

### RULES

**Rules Used for the election:** 175V: Incorporates alterations of 24/06/2011 [R2011/108](replaces 11/08/2010 [R2010/59] version)

**Rules difficult to apply/interpret:**

Rules 55B(j)(ii) (A) (ii), Rules 55B(j)(ii) (B) (ii) & (iii), Rules 55B(j)(ii) (C) :

The Rule requires that a tied ballot when there are two candidates in the election for National President, be decided by a recount where there is a requirement for weighted votes [Determination by poll as per Rule 22 (a) & (b)]. This maybe in breach of the secrecy of votes in the ballot.

Rule 74 (h) (ii) requires an automatic recall of nominations in the event that there are insufficient nominations in Stage 1 for the unfilled Branch Committee positions.

The RO is able to conduct elections for office bearers before the re-call, if there is a quorum of nominations and they must consult with the Branch Director.

In the normal course of events, the RO will conduct the re-call for nominations for Branch Committee members before the election for office bearers. At the completion of the re-call election, there is no need for a quorum to exist to proceed to the 2<sup>nd</sup> stage election for office bearers.

**Model Rule reference (if any):** None

**ROLL OF VOTERS – As per attachments**

## **ALLEGATIONS OF IRREGULARITIES RECEIVED**

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

## **ATTACHMENTS**

- A Declaration of Results Contested National Offices
- B Declaration of Results Uncontested Offices NSW Branch Stage 1
- C Declaration of Results Uncontested Offices NSW Branch Stage 2
- D Declaration of Results Contested & Uncontested Offices for VIC Branch Stage1
- E Declaration of Results Contested & Uncontested Offices for VIC Branch Stage 2
- F Declaration of Results Contested & Uncontested Offices for QLD Branch Stage1
- G Declaration of Results Uncontested Offices for QLD Branch Stage 2
- H Declaration of Results Contested Offices for SA Branch Stage 1
- H Declaration of Results Uncontested Offices for SA Branch Stage 2
- I Declaration of Results Uncontested Offices for WA Branch Stage 1
- J Declaration of Results Uncontested Offices for WA Branch Stage 2
- K Declaration of Results Uncontested Offices for WA Branch Stage 1 Recall
- L Declaration of Results Uncontested Offices for TAS Branch Stage 1
- M Declaration of Results Uncontested Offices for TAS Branch Stage 1 Recall
- N Declaration of Results Uncontested Offices for TAS Branch Stage 2
- O Declaration of Results Uncontested Offices for ACT Branch Stage 1
- P Declaration of Results Uncontested Offices for ACT Branch Stage 1 Recall
- Q Declaration of Results Uncontested Offices for ACT Branch Stage 2
- R Declaration of Results Uncontested Offices for NT Branch Stage 1
- S Declaration of Results Uncontested Offices for NT Branch Stage 2
- T Various Post election reports from branches



Noopur Madan  
Returning Officer

2 November 2011

# The Pharmacy Guild of Australia

## Election of National Office Bearers 2011

### DECLARATION OF RESULTS FOR CONTESTED OFFICES

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.

E2011/2533

#### National

Total number of persons on the roll of voters	16
Ballot papers issued	16
Duplicate ballot papers issued	0
<b>TOTAL BALLOT PAPERS ISSUED</b>	<b>16</b>
Ballot papers / envelopes returned for scrutiny	15
Less ballot papers / envelopes rejected at	0
Adjusting Balance	0
<b>TOTAL BALLOT PAPERS ADMITTED TO</b>	<b>15</b>
Percentage of ballot papers returned to number	93%
Ballot papers returned as unclaimed mail	0
Ballot papers not returned	1

#### National President

<u>Candidates</u>	<u>Votes</u>
SINCLAIR, Paul Gregory	6
SCLAVOS , Kosmas Stan	9
Exhausted Votes	0
Loss/Gain by Fraction	0
Total votes	15
Formal ballot papers	15
Informal ballot papers	0

I declare Kosmas Stan Sclavos elected.



Noopur Madan  
Returning Officer  
Australian Electoral Commission

19 October 2011

# **The Pharmacy Guild of Australia**

## **Stage 1- Election of Branch Committee members**

### **DECLARATION OF RESULTS FOR UNCONTESTED OFFICES**

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.

E2011/2533

#### **New South Wales Branch**

##### **Branch Committee Member (15)**

###### Candidates

BANKS, Si  
BARONE, Mario  
BLACK, John Zachary  
DOUGLASS, Mark Frederick  
EVERETT , Greg  
HEWITT, Timothy  
LAWLER, Anthony John  
LEAHY, Denis Michael  
LUU, Binh  
MCBEATH, Peter Stewart  
MENDRIA, George Simon  
SAMIMI, Rick  
SINCLAIR, Paul Gregory  
SPIRO, Michelle  
WALSH, Richard

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

Noopur Madan  
Returning Officer

30 May 2011



Mr Maurice Sheehan  
Executive Director  
The Pharmacy Guild of Australia – Victoria  
Branch  
40 Burwood Road  
HAWTHORN VIC 3122

**Post Election Report For: Pharmacy Guild of Australia  
Election 2011/2533**

I refer to the above election for your organisation.

Section 197(1) of Schedule 1 of the Fair Work (Registered Organisations) Act 2009 requires the AEC to provide a written report on the conduct of the election to Fair Work Australia 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 Fair Work (Registered Organisations) Act 2009 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.

Jeff Webb  
Returning Officer

25 August 2011

Fair Work (Registered Organisations) Act 2009

POST ELECTION REPORT

Pharmacy Guild of Australia

**ELECTION/S COVERED IN THIS REPORT**

Election Decision No/s: E2011/2533

**RULES**

Rules used for the election: [175V: Incorporates alterations of 11/08/2010]  
[R2010/59]

Rules difficult to apply/interpret: None

Model Rule reference (if any): N/A

**ROLL OF VOTERS**

Total number of voters on the Roll: 976

Number of apparent workplace addresses: 914

Number of non-current addresses: 5

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Other matters pertaining to the roll of voters: Nil

**IRREGULARITIES**

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

Other irregularities identified, and action taken: Nil

**IRREGULARITIES**

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

Other irregularities identified, and action taken: Nil

**ATTACHMENTS**

Declaration of Results for both contested & uncontested elections.

Jeff Webb  
Returning Officer

25 August 2011

**The Pharmacy Guild of Australia  
Branch Committee Members**

**The Pharmacy Guild of Australia  
Branch Offices**

**DECLARATION OF RESULTS FOR UNCONTESTED AND CONTESTED OFFICES**

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.

E2011/2533

**Victorian Branch**

Total number of persons on the roll of voters	976
Ballot papers issued	976
Duplicate ballot papers issued	5
<b>TOTAL BALLOT PAPERS ISSUED</b>	<b>981</b>
Ballot papers / envelopes returned for scrutiny	445
Less ballot papers / envelopes rejected at preliminary scrutiny	1
Adjusting Balance	0
<b>TOTAL BALLOT PAPERS ADMITTED TO SCRUTINY</b>	<b>444</b>
Percentage of ballot papers returned to number issued	45%
Ballot papers returned as unclaimed mail	7
Ballot papers not returned	529

**Branch President/National Councillor/National Vice-President**

<u>Candidates</u>	<u>Votes</u>
RILEY, Toni	190
TAMBASSIS, George	252
Exhausted Votes	0
Loss/Gain by Fraction	0
Total votes	442
Formal ballot papers	978
Informal ballot papers	2

I declare George Tambassis elected.

**National Councillor (2)**

<u>Candidates</u>	<u>Votes</u>
RILEY, Toni	206
TASSONE, Anthony	146
SANGHVI, Dipak Rajnikant	199
TAMBASSIS, George	320
Exhausted Votes	0
Loss/Gain by Fraction	0
Total votes	871
Formal ballot papers	443
Informal ballot papers	1

I declare Toni Riley and Dipak Rajnikant Sanghvi elected. George Tambassis was excluded under Pharmacy Guild Rule 76(b)

**Branch Vice-President (3)**

Candidates

RILEY, Toni  
ROBERTSON, Bruce.R  
SANGHVI, Dipak Rajnikant

I declare Toni Riley, Bruce.R.Robertson and Dipak Rajnikant Sanghvi elected.

**Alternate National Councillor (3)**

Candidates

ROBERSTON, Bruce.R  
TASSONE, Anthony

I declare Bruce.R Roberston and Anthony Tassone elected.  
No other nominations received.

Jeff Webb  
Returning Officer  
Australian Electoral Commission  
23 August 2011

**The Pharmacy Guild of Australia  
Branch Committee Members**

**AMENDED DECLARATION OF RESULTS FOR UNCONTESTED AND CONTESTED OFFICES**

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.

E2011/2533

**Victorian Branch**

Ballot papers issued	128
Duplicate ballot papers issued	0
<b>TOTAL BALLOT PAPERS ISSUED</b>	<b>128</b>
Ballot papers / envelopes returned for scrutiny	52
Less ballot papers / envelopes rejected at preliminary scrutiny	0
Adjusting Balance	0
<b>TOTAL BALLOT PAPERS ADMITTED TO SCRUTINY</b>	<b>52</b>
Percentage of ballot papers returned to number issued	40%
Ballot papers returned as unclaimed mail	0
Ballot papers not returned	76

**Branch Committee Member - District No 2**

<u>Candidates</u>	<u>First Preference Votes</u>	<u>Votes</u>
SANGHVI, Dipak	36	36
NOLTE, David	16	16
Exhausted Votes		0
Loss/Gain by Fraction		0
Total votes	52	52
Formal ballot papers	52	52
Informal ballot papers	0	0

I declare Dipak Sanghvi elected.

**Branch Committee Member - District No 1**

Candidate

PRICOLO, Angelo

I declare Angelo Pricolo elected.

**Branch Committee Member - District No 3**

Candidate

SCOTT, Willam J

I declare Willam J Scott elected.

**Branch Committee Member - District No 4**

Candidate

TAMBASSIS, George

I declare George Tambassis elected.

**Branch Committee Member - District No 5**

Candidate

TASSONE, Anthony

I declare Anthony Tassone elected.

**Branch Committee Member - District No 6**

Candidate

KRASSARIS, Paul

I declare Paul Krassaris elected.

**Branch Committee Member - District No 7**

Candidate

FOSTER, Robert

I declare Robert Foster elected.

**Branch Committee Member - District No 8**

Candidate

No nomination was received

No candidates elected.

**Branch Committee Member - District No 9**

Candidate

MCLEAN, David

I declare David McLean elected.

**Branch Committee Member - District No 10**

Candidate

RILEY, Toni

I declare Toni Riley elected.

**Branch Committee Member - District No 11**

Candidate

ROBERTSON, Bruce

I declare Bruce Robertson elected.

**Branch Committee Member - District No 12**

Candidate

KILPATRICK, Roger

I declare Roger Kilpatrick elected.

Jeff Webb  
Returning Officer  
Australian Electoral Commission  
17 June 2011



Fair Work (Registered Organisations) Act 2009

## POST ELECTION REPORT

PGA

### PHARMACY GUILD OF AUSTRALIA

#### ELECTIONS COVERED IN THIS REPORT

Election Decision No: *E2011/2533*

#### RULES

Rules used for the election: *[175V: Incorporates alterations of 11/08/2010]*

Rules difficult to  
apply/interpret:  
Model Rule reference (if any):

#### ROLL OF VOTERS

(Stage 1)

Total number of voters on the Roll:	316
Number of apparent workplace addresses:	107
Number of Personal residences:	209
Number of non-current addresses:	Nil

Other matters pertaining to the roll of voters: Association to review addresses of members, some mail issued were returned undelivered.

#### IRREGULARITIES

Details of written allegations of irregularities, and action taken by AEC:	None
Other irregularities identified, and action taken:	None

#### ATTACHMENTS

- 1) Stage 1 Declaration of Contested Offices
- 2) Stage 2 Declaration of Uncontested Offices

Charlie Laurendi  
Returning Officer  
26 July 2011

# The Pharmacy Guild of Australia SA Office Bearers 2011

## DECLARATION OF RESULTS FOR UNCONTESTED OFFICES

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.

E2011/2533

### South Australian Branch

#### Branch President/National Councillor

Candidate

TODD, Ian

#### Branch Vice-President (3)

Candidates

PANAYIARIS, Nick

SIMMONS, Paul

No further nomination was accepted

#### National Councillor

Candidate

PANAYIARIS, Nick

#### Alternate National Councillor (2)

Candidates

MCGREGOR, Scott

SIMMONS, Paul

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



Charlie Laurendi  
Returning Officer

26 July 2011



# The Pharmacy Guild of Australia Scheduled Branch Election SA

## DECLARATION OF RESULTS FOR CONTESTED OFFICES

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.

E2011/E2533


### South Australian Branch

Total number of persons on the roll of voters	316
Ballot papers issued	316
Duplicate ballot papers issued	1
<b>TOTAL BALLOT PAPERS ISSUED</b>	<b>317</b>
Ballot papers / envelopes returned for scrutiny	103
Less ballot papers / envelopes rejected at preliminary scrutiny	3
Adjusting Balance	0
<b>TOTAL BALLOT PAPERS ADMITTED TO SCRUTINY</b>	<b>100</b>
Percentage of ballot papers returned to number issued	32%
Ballot papers returned as unclaimed mail	1
Ballot papers not returned	214

### Branch Committee Member (10)

<u>Candidates</u>	<u>First Preference Votes</u>	<u>Votes</u>
HUYNH, Tin	74	74
PANAYIARIS, Nick	85	85
SIMMONS, Paul David	88	88
TODD, Ian	94	94
SCARLETT, Greg	87	87
BROOMHEAD, Laurie	91	91
FLANNERY, Helen Louise	89	89
MCGREGOR, Scott Kenneth	93	79
SCHULTZ, Barry	88	88
DOAN, An Tuyen	79	79
SEMAN, Zel Anthony	82	82
Exhausted Votes		0
Loss/Gain by Fraction		0
Total votes	950	950
Formal ballot papers	95	95
Informal ballot papers	5	5

I declare Laurie Broomhead, An Tuyen Doan, Helen Louise Flannery, Scott Kenneth McGregor, Nick Panayiaris, Greg Scarlett, Barry Schultz, Zel Anthony Seman, Paul David Simmons and Ian Todd elected.



Charlie Laurendi  
Returning Officer  
Australian Electoral Commission  
20 June 2011

# The Pharmacy Guild of Australia 2011 Queensland Branch Officers Election

## DECLARATION OF RESULTS FOR UNCONTESTED OFFICES

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.

E2011/E2533

### Queensland Branch Committee

#### Branch President

##### Candidate

LOGAN, Timothy John

#### Branch Vice-President (3)

##### Candidates

FARRELL, Michael Patrick  
HOLZBERGER, Susann Mary  
XYNIAS, Rick

#### National Councillor (Additional to Branch President)

##### Candidate

SCLAVOS, Kosmas Stan

#### Alternate National Councillor (2)

##### Candidates

TWOMEY, Trent  
XYNIAS, Rick

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

Trish Bonamy  
Returning Officer

25 July 2011

**The Pharmacy Guild of Australia  
2011 Queensland Branch Committee Election**

**DECLARATION OF RESULTS FOR UNCONTESTED AND CONTESTED OFFICES**

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.

E2011/E2533

**Brisbane District**

**Branch Committee Member (5)**

Candidates

FOTINOS, George  
HOLZBERGER, Suzann  
LUU, Hanh  
SCLAVOS, Kosmas Stan  
XYNIAS, Rick

I declare George Fotinos, Suzann Holzberger, Hanh Luu, Kosmas Stan Sclavos and Rick Xynias elected.

**Central Queensland District**

**Branch Committee Member**

Candidate

FARRELL, Michael

I declare Michael Farrell elected.

**Far North Queensland District**

**Branch Committee Member**

Candidate

TWOMEY, Trent

I declare Trent Twomey elected.

**Gold Coast District**

**Branch Committee Member**

Candidate

BELLGROVE, Matthew

I declare Matthew Bellgrove elected.

## North Queensland District

Total number of persons on the roll of voters	0
Ballot papers issued	38
Duplicate ballot papers issued	1
<b>TOTAL BALLOT PAPERS ISSUED</b>	<b>39</b>
Ballot papers / envelopes returned for scrutiny	19
Less ballot papers / envelopes rejected at preliminary scrutiny	0
Adjusting Balance	0
<b>TOTAL BALLOT PAPERS ADMITTED TO SCRUTINY</b>	<b>19</b>
Percentage of ballot papers returned to number issued	48%
Ballot papers returned as unclaimed mail	0
Ballot papers not returned	20

### Branch Committee Member

<u>Candidates</u>	<u>First Preference Votes</u>	<u>Votes</u>
O'REILLY, Martin	1	0
CALANNA, Mario	18	0
Exhausted Votes		0
Loss/Gain by Fraction		0
Total votes	19	0
Formal ballot papers	19	19
Informal ballot papers	0	0

I declare Mario Calanna elected.

## South West District

### Branch Committee Member

#### Candidate

OWEN, Christopher

I declare Christopher Owen elected.

## Sunshine Coast District

### Branch Committee Member

#### Candidate

LOGAN, Timothy

I declare Timothy Logan elected.

## Wide Bay Burnett District

### Branch Committee Member

#### Candidate

HOLMES, David

I declare David Holmes elected.

Trisha Bonamy  
Returning Officer  
Australian Electoral Commission  
24 May 2011

# **The Pharmacy Guild of Australia Recall Election**

## **DECLARATION OF RESULTS FOR UNCONTESTED OFFICES**

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.

E2011/2533 Refers

### **Western Australian Branch**

#### **Branch Committee Member from the North Coast Metro District**

##### Candidate

PIRONE, Ernest

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

Doreen Etheridge  
Returning Officer

11 October 2011

# The Pharmacy Guild of Australia WA Branch Offices Election 2011

## DECLARATION OF RESULTS FOR UNCONTESTED OFFICES

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.

### Western Australian Branch

#### Branch President (National Councillor)

##### Candidate

MULLEN, Zoe Lenette

#### Branch Vice President (3)

##### Candidates

WILLIS, Natalie Jane  
WRAGG, Stephen John  
ZAFER, Harold Denis

#### National Councillor

##### Candidate

ZAFER, Harold Denis

#### Alternate National Councillor (2)

##### Candidates

WILLIS, Natalie Jane  
WRAGG, Stephen John

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

Michael Brierley  
Returning Officer

# **The Pharmacy Guild of Australia WA Branch Committee Election 2011**

## **DECLARATION OF RESULTS FOR UNCONTESTED OFFICES**

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.

### **Western Australian Branch**

#### **Branch Committee Member from the Eastern Country District**

Candidate

NGEOW, Andrew

#### **Branch Committee Member from the Eastern Metro District**

Candidate

STALTARI, Adrian Maurice

#### **Branch Committee Member from the Fremantle-Melville District**

Candidate

MULLEN, Zoe Lenette

#### **Branch Committee Member from the Great Southern Country District**

Candidate

WARLAND, Bruce Rodney

#### **Branch Committee Member from the North Coast Metro District**

No nomination was received

#### **Branch Committee Member from the North Eastern Metro-Maylands Morley District**

Candidate

WRAGG, Stephen John

#### **Branch Committee Member from the Northern Country District**

Candidate

MASI, Anthony

**Branch Committee Member from the Northern Metro District**

Candidate

REES, Paul

**Branch Committee Member from the Perth City District**

Candidate

MANUEL, David Gerald

**Branch Committee Member from the South Coastal Metro District**

Candidate

GOLOVODA, Tom

**Branch Committee Member from the South Eastern Metro or Victoria Park-Armadale District**

Candidate

JARDINE, Paul Leslie

**Branch Committee Member from the South Perth Metro District**

Candidate

WILLIS, Natalie Jane

**Branch Committee Member from the South West Country District**

Candidate

KEANE, Linda Diana

**Branch Committee Member from the West Coast Metro District**

Candidate

ZAFER, Harold Denis



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

Michael Brierley  
Returning Officer



**Fair Work (Registered Organisations) Act 2009**

**RETURNING OFFICER - POST ELECTION REPORT**

**Client:** The Pharmacy Guild of Australia

**Contact details:** Ms Amanda Vallance **Email:** amanda.vallance@guild.org.au  
Branch Director **Tel:** 03 6278 1900  
The Pharmacy Guild of Australia  
PO Box 949  
Sandy Bay TAS 7006

**AIR contact officer:** Mark Elliott **Email:** industrial.elections@air.gov.au  
**Tel:** 03 8661 7811

**ELECTIONS COVERED IN THIS REPORT**

**Election Decision No:** E2011/2533

**Election:** Tasmanian Branch Elections:  
Stage 1 – Branch Committee Members (10),  
Stage 2 – Branch President/National Councillor/National Vice President (1),  
Branch Vice Presidents (3), National Councillor (1) and Alternate National  
Councillors (2)  
Stage 1 – Recall Branch Committee Members (1),

**Returning Officer** Jennifer Dix

**RULES**

**Rules used for elections Rule ID:** [175V: Incorporates alterations of 11/08/2010] [R2010/59]  
(replaces 15/2/2008 version)

**Rules difficult to apply/interpret:**

**Rules re eligibility to vote** 74(j) 7(a)

**Model Rule reference (if any):**

**Legal precedents considered:**

**Action taken under section 193 of  
RAO Schedule:**

## **ROLL OF VOTERS**

Total number of voters on the roll	139	
Number of private addresses	7	5.04%
Number of apparent workplace addresses	132	94.96%
Number of non-current addresses	0	0%
Returned unclaimed	0	0%

## **OTHER MATTERS PERTAINING TO ROLL OF VOTERS**

The postal address details recorded by the PGA are generally the workplace address. For life members, the postal address is usually a home address.

## **ALLEGATIONS OF IRREGULARITIES RECEIVED**

There were no written complaints or allegations of irregularities.

## **ATTACHMENTS**

- A** Stage 1 – Declaration of Results for Uncontested Offices
- B** Stage 2 – Declaration of Results for Uncontested and Contested Offices
- C** Stage 1 Recall – Declaration of Results for Uncontested Offices

Jennifer Dix  
Returning Officer

31 August 2011

**The Pharmacy Guild of Australia  
Tasmanian Branch Elections - Stage 1 Recall**

**DECLARATION OF RESULTS FOR UNCONTESTED OFFICES**

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.

E2011/2533

**Tasmanian Branch**

**Branch Committee Member**

Candidates

O'MALLEY, Joseph

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

Jennifer Dix  
Returning Officer  
31 August 2011

# The Pharmacy Guild of Australia Tasmanian Branch Elections - Stage 1

## DECLARATION OF RESULTS FOR UNCONTESTED OFFICES

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.

E2011/2533

### Tasmanian Branch

#### Branch Committee Member (10)

##### Candidates

CUTHILL, Harvey W G  
DOWLING, John Christopher  
DREWITT, Julianne Lee  
EADE, Martin  
GARNHAM, Sam  
GODMAN, Tristy-Anne  
HAMPTON, Jeremy Lewis  
QUINN, Martin  
WARD, Glenn  
No further nomination was accepted

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

Jennifer Dix  
Returning Officer  
25 May 2011

# The Pharmacy Guild of Australia Northern Territory Branch

## DECLARATION OF RESULTS FOR UNCONTESTED OFFICES

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 the rules of the organisation.

E2011/2533 – Stage 2

### **Branch President/National Councillor/National Vice President (1)**

Candidate

BATTALIS, Terry

### **Branch Vice-President (2)**

Candidate

META, Nunzio  
No further nominations received

### **Alternate National Councillor (1)**

Candidate

META, Nunzio

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

Nick Parsons  
Returning Officer  
Australian Electoral Commission

25 July 2011

**The Pharmacy Guild of Australia  
Northern Territory Branch**

**DECLARATION OF RESULTS FOR UNCONTESTED OFFICES**

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 the rules of the organisation.

E2011/2533 – Stage 1

**Branch Committee Member (7)**

Candidates

Terry BATTALIS  
Adam BENNETT  
Bradley Matthew COLEMAN  
Shelley Anne FORESTER  
Maria GIACON  
Nunzio META  
Darryl James STEWART

One other nomination received but withdrawn.

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

Nick Parsons  
Returning Officer  
Australian Electoral Commission

27 May 2011



**Industrial Elections – ACT Office**

GPO Box 1824  
CANBERRA ACT 2601

**Reference:** N11/162

website: [www.aec.gov.au](http://www.aec.gov.au) ; ABN: 21 133 285 851

**Industrial Elections – ACT Office**

1st Floor, 8 - 10 Hobart Place  
CANBERRA ACT 2601

Telephone: (02) 6249 7943

Facsimile: (02) 6248 7559

Email: [sonny.neoh@aec.gov.au](mailto:sonny.neoh@aec.gov.au)

Ms Margaret Beerworth  
Branch Director, ACT Branch  
The Pharmacy Guild of Australia  
PO Box 13  
DEAKIN WEST ACT 2600

Dear Ms Beerworth

**The Pharmacy Guild of Australia, ACT Branch  
Office Bearers Elections 2011 (Stage 2) – Declaration of Results  
E2011/2533 Refers**

I refer to my letter of 20 June 2011 concerning the arrangements for me to conduct an election for the above-mentioned offices in your Organisation and wish to advise that a ballot will not be necessary.

My declaration of the uncontested offices is attached.

This concludes the Stage-2 elections.

Yours sincerely

Sonny Neoh  
Returning Officer  
Australian Electoral Commission, Canberra

21 July 2011

cc Delegate of the General Manager, Fair Work Australia  
Candidates



# **The Pharmacy Guild of Australia ACT Branch**

## **Office Bearers Elections – Stage 2**

### **DECLARATION OF RESULTS**

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.

E2011/2533 Refers

#### **ACT Branch**

##### **Branch President/ National Councillor/ National Vice President**

###### Candidate

GALBRAITH, Amanda

##### **Branch Vice-Presidents (2)**

###### Candidates

TRAN, Vincent

No other nomination received

##### **Alternate National Councillor**

###### Candidate

TRAN, Vincent

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

Sonny Neoh  
Returning Officer  
Australian Electoral Commission, Canberra

21 July 2011



**Industrial Elections – ACT Office**  
GPO Box 1824  
CANBERRA ACT 2601

**Industrial Elections – ACT Office**  
1st Floor, 8 - 10 Hobart Place  
CANBERRA ACT 2601

**Reference:** N11/162  
website: [www.aec.gov.au](http://www.aec.gov.au) ; ABN: 21 133 285 851

Telephone: (02) 6249 7943  
Facsimile: (02) 6248 7559  
Email: [sonny.neoh@aec.gov.au](mailto:sonny.neoh@aec.gov.au)

Ms Margaret Beerworth  
Branch Director, ACT Branch  
The Pharmacy Guild of Australia  
PO Box 13  
DEAKIN WEST ACT 2600

Dear Ms Beerworth

**The Pharmacy Guild of Australia  
ACT Branch – Stage 1 Elections – Branch Committee Members (7)  
Declaration of Results**

I refer to my letter of 14 April 2011 concerning the arrangements for me to conduct an election for the above-mentioned offices in your Organisation and wish to advise that a ballot will not be necessary.

My declaration of the uncontested offices is attached.

An election to fill two vacant Branch Committee Member positions will get underway soon, as only five out of the seven Branch Committee Member positions were filled in the original call for nominations.

Yours sincerely

**Sonny Neoh**  
Returning Officer  
Australian Electoral Commission, Canberra

19 May 2011

cc: Deputy Industrial Registrar VIC  
All Candidates

# **The Pharmacy Guild of Australia ACT Branch Committee Elections 2011 - Stage 1**

## **DECLARATION OF RESULTS**

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.

E2011/2533 Refers.

### **ACT Branch**

#### **Branch Committee Members (7)**

#### Candidates

GALBRAITH, Amanda  
REID, Patrick William  
RICE, Catherine  
TRAN, Vincent  
TURNER, Robert

No other nominations were received.

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

Sonny Neoh  
Returning Officer  
Australian Electoral Commission, Canberra

19 May 2011



FAIR WORK  
AUSTRALIA

## DECISION

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

**The Pharmacy Guild of Australia**  
(E2011/2533)

T. NASSIOS

MELBOURNE, 27 APRIL 2011

*Arrangement for conduct of election; amending decision*

[1] On 12 April 2011 I made arrangements under subsection 189(3) of the Act for the conduct of an election [[2011] FWAD 2242, [PR508377]] for a number of offices within The Pharmacy Guild of Australia and its Branches.

[2] On 19 April 2011 and 27 April 2011 I received correspondence from the New South Wales Branch (the Branch) of the organisation. That correspondence sought an amendment of my earlier decision. In particular, the Branch sought the election of, inter alia, 15 New South Wales Branch Committee Members whereas I had made arrangements for the conduct of an election for 12 Branch Committee Members, consistent with the prescribed information which was initially lodged. It seems that following lodgement of the prescribed information but prior to my 12 April 2011 decision, the Branch resolved to increase the number of Branch Committee Members for the forthcoming term of office. However, Fair Work Australia was not made aware of that resolution until 19 April 2011.

[3] I have examined the rules of The Pharmacy Guild of Australia. I am satisfied that the Branch is entitled to determine the number of its Committee Members as it has done in this case. I am therefore satisfied that an election for the 15 New South Wales Branch Committee Members is required to be held under the rules of the organisation.

[4] As the conduct of the election for the offices contained in my decision of 12 April 2010 has not yet been commenced by the Australian Electoral Commission, my decision of that date is amended to require an election of 15 Branch Committee Members in the New South Wales Branch of The Pharmacy Guild, instead of 12.



DELEGATE OF THE GENERAL MANAGER  
FAIR WORK AUSTRALIA

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## ELLIOTT, Mark

---

**From:** ANDERSON, Eve  
**Sent:** Wednesday, 27 April 2011 5:20 PM  
**To:** 'Ian Campbell NSW'  
**Cc:** 'Mark Hill'  
**Subject:** E2011/2533: Amending decision  
**Attachments:** E2011\_2533\_amending\_decision.pdf

Dear Ian

Please find attached a copy of the amending decision regarding the election for the PGA NSW branch committee of management. The amending decision has been forwarded to the AEC.

Regards

**EVE ANDERSON**

Tribunal Services and Organisations

**Fair Work Australia**

Tel: (03) 8661 7929

Fax: (03) 9655 0410

[eve.anderson@fwa.gov.au](mailto:eve.anderson@fwa.gov.au)

11 Exhibition Street, Melbourne Victoria 3000  
GPO Box 1994, Melbourne Victoria 3001

[www.fwa.gov.au](http://www.fwa.gov.au)

## ELLIOTT, Mark

---

**From:** ANDERSON, Eve  
**Sent:** Wednesday, 27 April 2011 5:17 PM  
**To:** 'Industrial Elections'  
**Subject:** E2011/2533  
**Attachments:** E2011\_2533\_amending\_decision.pdf

To industrial elections

Please find attached an amending decision regarding the elections for the Pharmacy Guild of Australia (E2011/2533). This decision amends the number of NSW Branch committee of management members.

Regards

**EVE ANDERSON**  
Tribunal Services and Organisations

**Fair Work Australia**  
Tel: (03) 8661 7929  
Fax: (03) 9655 0410  
[eve.anderson@fwa.gov.au](mailto:eve.anderson@fwa.gov.au)

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**The Pharmacy  
Guild of Australia**

27 April, 2011

Mr T Nassios  
Delegate of General Manager  
Fair Work Australia  
GPO Box 1994  
Melbourne VIC 3001

Dear Mr Nassios

I am writing further to the letter to Mark Elliott of 19 April, 2011, seeking an amendment of your earlier decision in respect of the number of members to be elected to the NSW Branch Committee of Management of the Pharmacy Guild of Australia.

The Pharmacy Guild of Australia lodged on 28 February, 2011 the prescribed information in relation to the election for officers in the Pharmacy Guild of Australia, including for 12 Branch Committee members in NSW.

The NSW Branch Committee had been considering the merits of increasing Branch Committee numbers to 15 prior to that advice being provided to you by the Guild's National office, who were not aware of these considerations being given to increased numbers at the Branch level.

With Branch Committee meetings being held every two months, it was not until the NSW Branch Committee meeting of 7 April that the Committee was able to consider the change as a body and to formally resolve to increase the numbers for this election. A core consideration was to attract new members onto the Committee who could be mentored through a period of proposed generational change.



**New South Wales Branch**

84 Christie Street St Leonards NSW 2065  
Locked Bag 2112 St Leonards NSW 1590  
Telephone +61 2 9467 7100 • Facsimile +61 2 9467 7101  
Email [gulld.nsw@gulld.org.au](mailto:gulld.nsw@gulld.org.au) • Web [www.gulld.org.au/nsw](http://www.gulld.org.au/nsw)

ABN 87 740 877 429

Respectfully, I submit that it is in the interests of good administration to give effect where possible to the considered intentions and formal resolution of a Committee acting in what it has judged to be the best interests of its members in accord with the Rules of the organisation.

Thanking you for your further consideration of this matter.

Yours sincerely

**Ian Campbell**  
**Director – NSW Branch**



## ELLIOTT, Mark

---

**From:** Ian Campbell NSW [ian.campbell@nsw.guild.org.au]  
**Sent:** Wednesday, 27 April 2011 4:57 PM  
**To:** ANDERSON, Eve  
**Subject:** PGA Variation to NSW Branch Numbers  
**Attachments:** SSA00J0400011042716470.pdf

**Importance:** High

Dear Eve  
Letter as discussed Thanks again for your assistance  
Regards Ian

\*\*\*\*\*

Ian Campbell  
Branch Director  
Pharmacy Guild of Australia (NSW Branch)  
84 Christie Street  
ST LEONARDS NSW 2065

Locked Bag 2112  
ST LEONARDS NSW 1590

Ph: (02) 9467 7104  
Fax (02) 9467 7105  
Mobile: 0407 944 146  
Email: [ian.campbell@nsw.guild.org.au](mailto:ian.campbell@nsw.guild.org.au)  
[www.guild.org.au](http://www.guild.org.au)

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## ELLIOTT, Mark

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**From:** ELLIOTT, Mark  
**Sent:** Wednesday, 20 April 2011 11:03 AM  
**To:** 'industrial.elections@aec.gov.au'  
**Cc:** 'lee.jones@aec.gov.au'  
**Subject:** E2011/2533 - PGA - amending PI  
**Attachments:** Mark Elliott Fair Work Aust 190411.pdf

**Importance:** High

Lee,

As discussed please find attached further prescribed information in relation to the abovementioned matter. We will endeavour to place an amending decision before the Delegate of FWA's General Manager at the earliest opportunity, likely Wednesday next week.

Kind regards,

### MARK ELLIOTT

Tribunal Services and Organisations

#### Fair Work Australia

Tel: 03 8661 7811  
Fax: 03 9655 0410  
[mark.elliott@fwa.gov.au](mailto:mark.elliott@fwa.gov.au)

11 Exhibition Street, Melbourne Victoria 3000  
GPO Box 1994, Melbourne Victoria 3001

[www.fwa.gov.au](http://www.fwa.gov.au)

---

**From:** Ian Campbell NSW [<mailto:ian.campbell@nsw.guild.org.au>]  
**Sent:** Tuesday, 19 April 2011 3:39 PM  
**To:** ELLIOTT, Mark  
**Cc:** 'Mark Hill'  
**Subject:** PGA election/Amendment of delegates direction  
**Importance:** High

Dear Mark

Letter as discussed. Please advise if you require anything else from the Pharmacy Guild.

The timetable set by the AEC is for nominations to open on 2 May so earliest possible processing of this request would be appreciated. Thank you for your assistance in this matter.

Regards Ian

\*\*\*\*\*

Ian Campbell  
Branch Director  
Pharmacy Guild of Australia (NSW Branch)  
84 Christie Street  
ST LEONARDS NSW 2065

Locked Bag 2112  
ST LEONARDS NSW 1590

Ph: (02) 9467 7104  
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**The Pharmacy  
Guild of Australia**

19 April, 2011

Mr Mark Elliott  
Tribunal Services and Organisations  
Fair Work Australia  
GPO Box 1994  
Melbourne VIC 3001

Dear Mr Elliott

I refer to the earlier lodged prescribed information in relation to the Pharmacy Guild of Australia's election and the delegate's decision of 12 April, 2011.

The NSW Branch Committee of the Pharmacy Guild of Australia has determined on 7 April, 2011 as follows:

"The Branch Committee pursuant to Rules 74 (a) (i) and 60 (a) of the Pharmacy Guild of Australia determines that the number of members to be elected to the Committee of Management shall be 15".

I respectfully request that the delegate amend his earlier decision accordingly and that the AEC be advised of this request in the meantime.

Yours sincerely

**Si Banks**  
President – NSW Branch



**New South Wales Branch**  
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ABN 87 740 877 429

## ELLIOTT, Mark

---

**From:** Ian Campbell NSW [ian.campbell@nsw.guild.org.au]  
**Sent:** Tuesday, 19 April 2011 3:39 PM  
**To:** ELLIOTT, Mark  
**Cc:** 'Mark Hill'  
**Subject:** PGA election/Amendment of delegates direction  
**Attachments:** Mark Elliott Fair Work Aust 190411.pdf

**Importance:** High

Dear Mark

Letter as discussed. Please advise if you require anything else from the Pharmacy Guild.

The timetable set by the AEC is for nominations to open on 2 May so earliest possible processing of this request would be appreciated. Thank you for your assistance in this matter.

Regards Ian

\*\*\*\*\*

Ian Campbell  
Branch Director  
Pharmacy Guild of Australia (NSW Branch)  
84 Christie Street  
ST LEONARDS NSW 2065

Locked Bag 2112  
ST LEONARDS NSW 1590

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## DECISION

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

**The Pharmacy Guild of Australia**  
(E2011/2533)

T. NASSIOS

MELBOURNE, 12 APRIL 2011

*Arrangement for conduct of election.*

[1] On 28 February 2011 and 3 March 2011 The Pharmacy Guild of Australia lodged with Fair Work Australia the prescribed information in relation to an election for the following offices:

National President (1)

### **New South Wales Branch**

Branch Committee Members (12)

Branch President - who is also National Councillor and National Vice President (1)

Branch Vice Presidents (3)

National Councillors (2) (in addition to Branch President)

Alternate National Councillors (3)

### **Victorian Branch**

Branch Committee Members (12)

Branch President - who is also National Councillor and National Vice President (1)

Branch Vice Presidents (3)

National Councillors (2) (in addition to Branch President)

Alternate National Councillors (3)

### **Queensland Branch**

Branch Committee Members (12)

Branch President - who is also National Councillor and National Vice President (1)

Branch Vice Presidents (3)

National Councillor (1) (in addition to Branch President)

Alternate National Councillors (2)

**South Australian Branch**

Branch Committee Members (10)

Branch President - who is also National Councillor and National Vice President (1)

Branch Vice Presidents (3)

National Councillor (1) (in addition to Branch President)

Alternate National Councillors (2)

**Western Australian Branch**

Branch Committee Members (14)

Branch President - who is also National Councillor and National Vice President (1)

Branch Vice Presidents (3)

National Councillor (1) (in addition to Branch President)

Alternate National Councillors (2)

**Tasmanian Branch**

Branch Committee Members (10)

Branch President - who is also National Councillor and National Vice President (1)

Branch Vice Presidents (3)

National Councillor (1) (in addition to Branch President)

Alternate National Councillors (2)

**Australian Capital Territory**

Branch Committee Members (7)

Branch President - who is also National Councillor and National Vice President (1)

Branch Vice Presidents (2)

Alternate National Councillor (1)

**Northern Territory Branch**

Branch Committee Members (7)

Branch President - who is also National Councillor and National Vice President (1)

Branch Vice Presidents (2)

Alternate National Councillor (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  
FAIR WORK AUSTRALIA

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## ELLIOTT, Mark

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**From:** ELLIOTT, Mark  
**Sent:** Tuesday, 12 April 2011 12:32 PM  
**To:** 'Mark Hill'  
**Subject:** Pharmacy Guild 2011 elections - E2011/2533  
**Attachments:** E2011\_2533\_decision.pdf

Good afternoon Mark,

The Delegate of FWA's General Manager today issued a decision in the abovementioned matter. A copy of that decision is attached.

Enquiries in relation to the conduct of the election should be directed to the Australian Electoral Commission. Contact details for the AEC in the various States and Territories may be accessed via this [link](#).

Kind regards,

**MARK ELLIOTT**

Tribunal Services and Organisations

**Fair Work Australia**

Tel: 03 8661 7811

Fax: 03 9655 0410

[mark.elliott@fwa.gov.au](mailto:mark.elliott@fwa.gov.au)

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GPO Box 1994, Melbourne Victoria 3001

[www.fwa.gov.au](http://www.fwa.gov.au)

## ELLIOTT, Mark

---

**From:** ELLIOTT, Mark  
**Sent:** Tuesday, 12 April 2011 12:36 PM  
**To:** 'industrial.elections@aec.gov.au'  
**Subject:** Pharmacy Guild of Australia - E2011/2533 - decision  
**Attachments:** E2011\_2533\_decision.pdf; PGA - 175vfed (11-08-10).doc

Good afternoon,

The Delegate of FWA's General Manager today issued a decision in the abovementioned matter. A copy of that decision is attached.

Also attached is a copy of the rules of The Pharmacy Guild of Australia. No alterations to those rules are pending.

Kind regards,

**MARK ELLIOTT**  
Tribunal Services and Organisations

**Fair Work Australia**  
Tel: 03 8661 7811  
Fax: 03 9655 0410  
[mark.elliott@fwa.gov.au](mailto:mark.elliott@fwa.gov.au)

11 Exhibition Street, Melbourne Victoria 3000  
GPO Box 1994, Melbourne Victoria 3001

[www.fwa.gov.au](http://www.fwa.gov.au)

## **ELLIOTT, Mark**

---

**From:** ELLIOTT, Mark  
**Sent:** Monday, 7 March 2011 10:50 AM  
**To:** 'industrial.elections@aec.gov.au'  
**Subject:** E2011/2533 PGA prescribed information  
**Attachments:** Letter to FWA re # of members at 1 March 2011 20110303.pdf; Letter to FWA re 2011 Branch Elections 20110228.pdf; Letter to FWA re 2011 National Election 20110228.pdf

Please find attached prescribed information in the abovementioned matter

### **MARK ELLIOTT**

Tribunal Services and Organisations

### **Fair Work Australia**

Tel: 03 8661 7811

Fax: 03 9655 0410

[mark.elliott@fwa.gov.au](mailto:mark.elliott@fwa.gov.au)

11 Exhibition Street, Melbourne Victoria 3000  
GPO Box 1994, Melbourne Victoria 3001

[www.fwa.gov.au](http://www.fwa.gov.au)



Ref: MH

3 March 2011

General Manager of Fair Work Australia  
Fair Work Australia  
GPO Box 1994  
Melbourne VIC 3001

Attention: Eve Anderson, Mark Elliot

Dear Madam/Sir

**Re: Branch Elections for 2011**

In compliance with the provisions of Section 189(1) of the Fair Work (Registered Organisations) Act 2009 and Regulation 138 of the Fair Work (Registered Organisations) Regulations 2009, and with reference to our previous letter dated 28 February 2011 in relation to Guild elections, The Pharmacy Guild of Australia submits the following information.

The number of members, including Honorary Life members, entitled to vote at 1 March 2011 is as follows:

Branch	Number of Members
New South Wales	1,295
Victoria	909
Queensland	769
South Australia	339
Western Australia	539
Tasmania	136
Australian Capital Territory	58
Northern Territory	21
<b>Total</b>	<b>4,066</b>

Yours sincerely

**Timothy John Logan**  
National Vice President

cc: K Sclavos W Phillips Branch Directors J Taylor M Johnson

**National Secretariat**

Level 2, 15 National Circuit, Barton, ACT 2600 Australia  
PO Box 7036, Canberra Business Centre, ACT 2610 Australia

## ELLIOTT, Mark

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**From:** Mark Hill [Mark.Hill@guild.org.au]  
**Sent:** Thursday, 3 March 2011 3:09 PM  
**To:** ANDERSON, Eve; ELLIOTT, Mark  
**Subject:** Elections for The Pharmacy Guild of Australia  
**Attachments:** Letter to FWA re # of members at 1 March 2011 20110303.pdf

Dear Eve and Mark,

Please find attached a letter advising of the number of members at 1 March 2011.

Regards,

**Mark Hill**

*National Accountant*

*Corporate Services*

### **The Pharmacy Guild of Australia National Secretariat**

Level 2, 15 National Circuit, Barton, ACT 2600 Australia  
PO Box 7036, Canberra Business Centre, ACT 2610 Australia  
Telephone: + 61 2 6270 1888 · Facsimile: + 61 2 6270 1800  
Email: [mark.hill@guild.org.au](mailto:mark.hill@guild.org.au) · Website: [www.guild.org.au](http://www.guild.org.au)

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Ref: MH

28 February 2011

General Manager of Fair Work Australia  
Fair Work Australia  
GPO Box 1994  
Melbourne VIC 3001

Attention: Eve Anderson, Mark Elliot

Dear Madam/Sir

**Re: Branch Elections for 2011**

In compliance with the provisions of Section 189(1) of the Fair Work (Registered Organisations) Act 2009 and Regulation 138 of the Fair Work (Registered Organisations) Regulations 2009, the Pharmacy Guild of Australia submits the following information.

Elections for Branch Committee Members and Branch Committee Officer Bearers will need to be held as the current terms of office will expire on 30 September 2011. In accordance with the Guild's Constitution, the elections will be conducted on a direct voting system.

Nominations will be required to be called during the 2011 year for the following Guild Office Bearers:

<b>Branch Committee</b>	<b>Number of Officers required</b>
New South Wales	12
Victoria	12
Queensland	12
South Australia	10*
Western Australia	14
Tasmania	10
Australian Capital Territory	7
Northern Territory	7

\* The Branch Committee of South Australia formally resolved on 21 February 2011 that the number of office bearers for the South Australia Branch increase from eight to ten.

**National Secretariat**

Level 2, 15 National Circuit, Barton, ACT 2600 Australia  
PO Box 7036, Canberra Business Centre, ACT 2610 Australia

<b>Branch Committee Office Bearers</b>	<b>Number of Officers required</b>
Branch President who is automatically a National Councillor and a National Vice President	1
Branch Vice Presidents	
- NSW, VIC, QLD, SA, TAS and WA	3 each
- ACT and NT	2 each
National Councillors in addition to Branch Presidents	
- NSW, VIC	2 each
- QLD, SA, TAS and WA	1 each
Alternate National Councillors	
- NSW, VIC	3 each
- QLD, SA, TAS and WA	2 each
- ACT and NT	1 each

The Branch Committee elections for Victoria, Queensland and Western Australia will be conducted on a district basis. The electoral rolls for the Branch Committee elections will close on 18 April 2011 and for the Branch Office Bearers on 20 June 2011. A suggested timetable for the elections is as follows (also see copy attached):

<b>Nominations</b>	<b>Dates Opening</b>	<b>Dates Closing</b>
Branch Committees	2 May 2011	16 May 2011
Branch Office Bearers	4 July 2011	18 July 2011

The Guild would appreciate the 2011 Branch Elections be conducted by the Australian Electoral Commission. The terms of office for the 2011 elections will be three years. The number of members, including Honorary Life Members, entitled to vote at 1 March 2011 (per Rule 76(a)(iii)) will be provided separately to you at a later date.

It would be appreciated if you could arrange for the elections to take place.

Yours sincerely



**Timothy John Logan**  
National Vice President

cc: K Slavos  
W Phillips  
Branch Directors  
J Taylor  
M Johnson

## Election to Branch Offices - Timetable

2011

Monday 18 April	Branch members' electoral rolls for eligible voters close
Monday 2 May	Branch Committee nominations called
Monday 16 May	Nominations Close
Monday 23 May	Announce results if election not necessary (a nominee is entitled to withdraw their nomination within 7 days of the close of nominations)
Monday 30 May	Ballot papers posted (if ballot required)
Monday 13 June	Close ballot
Thursday 16 June	Count and announce result
Monday 20 June	Electoral rolls for eligible Branch voters close
Monday 4 July	Call nominations for Office Bearers from Branch Committee Persons. Elect for the following offices: <ul style="list-style-type: none"><li>• Branch President (1) who is automatically a National Councillor and National Vice President</li><li>• Branch Vice President (2 or 3)</li><li>• National Councillors (1 or 2)</li><li>• Alternate National Councillors (1 or 2 or 3)</li></ul>
Monday 18 July	Nominations close for office bearers
Monday 25 July	Announce results if election not necessary (a nominee is entitled to withdraw their nomination within 7 days of the close of nominations)
Monday 1 August	Mail ballot paper (if ballot required)
Monday 15 August *	Close Ballot
Thursday 18 August	Count and announce results. If no further ballots are necessary, immediately advise National Secretariat of the names of Councillors-elect by email/facsimile or other form of electronic transfer.

\* This date should be strictly adhered to enable the National President Election to commence on time.





Ref: MH

28 February 2011

General Manager of Fair Work Australia  
Fair Work Australia  
GPO Box 1994  
Melbourne VIC 3001

Attention: Eve Anderson, Mark Elliot

Dear Madam/Sir

**Re: National Election for 2011**

In compliance with the provisions of Section 189(1) of the Fair Work (Registered Organisations) Act 2009 and Regulation 138 of the Fair Work (Registered Organisations) Regulations 2009, the Pharmacy Guild of Australia submits the following information.

Nominations will be called during the 2011 year for the office of National President (1).

An election will be required as the current term of office will expire in November 2011. In accordance with the Guild's Constitution, the following will occur:

1. If the number of candidates for this office number 2, the National President's election will be conducted under the direct voting system.
2. In the event that there are 3 or more candidates, the election will be conducted under a preferential voting system.

A suggested timetable for the election is as follows (also see copy attached):

<b>Nomination</b>	<b>Dates Opening</b>	<b>Dates Closing</b>
National President	5 September 2011	19 September 2011

The Guild would appreciate the 2011 National President Election be conducted by the Australian Electoral Commission. The terms of office will be three years.

It would be appreciated if you could arrange for the election to take place.

Yours sincerely

**Timothy John Logan**  
**National Vice President**

cc: K Slavos W Phillips Branch Directors J Taylor M Johnson

**National Secretariat**

Level 2, 15 National Circuit, Barton, ACT 2600 Australia  
PO Box 7036, Canberra Business Centre, ACT 2610 Australia

**Election to National Office  
National President**

2011

Monday 22 August Councillors-elect Names are received by National Office from Branch Directors following announcement of results of Branch Elections.

Monday 5 September Returning Officer calls for nominations for National President from Councillors-elect.

Monday 19 September Nominations Close

Monday 26 September If only one nomination is received to fill the position of National President, no election is required and the result can be announced by the Returning Officer although the National President-elect will not assume office until the National Council meeting in November. A nominee is entitled to withdraw their nomination within 7 days of the close of nominations.

Monday 3 October If more than one nomination received for the office of National President, the Returning Officer shall distribute ballot papers and 'how to vote' instructions with pre-paid envelopes.

Monday 17 October Ballot closes at 5pm.

Thursday 20 October Returning Officer counts ballot papers and announces result.

Finally on the first day of the November 2011 National Council meeting, the Returning Officer declares the official election result.

## ELLIOTT, Mark

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**From:** ELLIOTT, Mark  
**Sent:** Monday, 28 February 2011 10:22 AM  
**To:** ANDERSON, Eve  
**Subject:** FW: Elections for The Pharmacy Guild of Australia  
**Attachments:** Letter to FWA re 2011 Branch Elections 20110228.pdf; Letter to FWA re 2011 National Election 20110228.pdf

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**From:** Mark Hill [<mailto:Mark.Hill@guild.org.au>]  
**Sent:** Monday, 28 February 2011 10:09 AM  
**To:** ANDERSON, Eve; ELLIOTT, Mark  
**Subject:** Elections for The Pharmacy Guild of Australia

Dear Eve & Mark,

Please find attached two letters advising of the elections required for The Pharmacy Guild of Australia in 2011.

Regards,

**Mark Hill**  
*National Accountant*  
*Corporate Services*

### **The Pharmacy Guild of Australia** **National Secretariat**

Level 2, 15 National Circuit, Barton, ACT 2600 Australia  
PO Box 7036, Canberra Business Centre, ACT 2610 Australia  
Telephone: + 61 2 6270 1888 · Facsimile: + 61 2 6270 1800  
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