

Workplace Relations Act 1996
s.189 of Schedule 1B - arrangement for conduct of an election

The Pharmacy Guild of Australia
(E2005/226)

T. NASSIOS
DEPUTY INDUSTRIAL REGISTRAR

MELBOURNE, 20 JANUARY 2006

Arrangement for conduct of election.

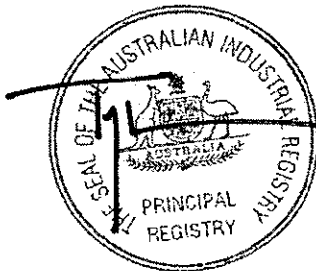
DECISION

[1] On 1 December 2005, and 10, 12 and 20 January 2006 the abovenamed organisation lodged in the Industrial Registry prescribed information in relation to an election for the following offices:

Queensland Branch

Branch Vice President (1) (casual vacancy)
Alternate National Councillor (1) (casual vacancy)

[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 Schedule 1B of the Act, I am making arrangements for the conduct of the election by the Australian Electoral Commission.





FAXED
1-12-05

The PHARMACY GUILD of AUSTRALIA
NATIONAL PRESIDENT

GWLDM File - A45

1 December 2005

~~XXXXXXXXXX~~ E
2005/226

Industrial Registrar
Australian Industrial Registry
Nauru House
GPO Box 1994S
MELBOURNE VIC 3001

Attention: Mr Robert Pfeifer – Statutory Services Branch
Mr Shane Ellard – Statutory Service Branch

Dear Sir

In compliance with the provisions of Section 189(1) and Regulation 138 of the RAO Schedule of the Workplace Relations Act 1996, The Pharmacy Guild of Australia submits the following information.

Nominations will be required to be called during the period commencing 21 December 2005 for the following National Guild Office Bearer.

National Vice President – representing the Queensland Branch.

The reason for the election is as follows:

National Vice President

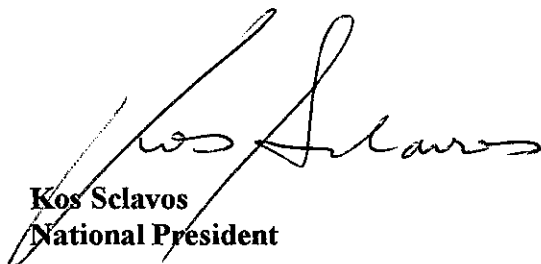
Mr Kosmos Sclavos, the Branch President from the Queensland Branch was elected National President of The Pharmacy Guild on 12 October 2005 thereby rendering him ineligible to continue to hold the office of Branch President, leaving a casual vacancy in the office. An election is currently being conducted by the Queensland Australian Electoral Office which will conclude on 21 December 2005,

The successful candidate in that election will then be eligible to stand for the vacant National Vice President's office, Rule 55B of the Guild's Constitution relates to the election of candidates for election to the office of National Vice Presidents (see copies

attached). In accordance with the Constitution the election will be conducted by ordinary secret ballot and I will be obliged if you will arrange for it to be conducted by the Australian Electoral Commission ACT Branch. Suggested dates for the election are as set out below.

Nominations	Dates Opening	Dates Closing
National Vice President – Queensland	28 December 2005	18 January 2006

Yours faithfully



Kos Sclavos
National President

CC; Mr S Greenwood
Ms R Ede
Mr T Logan
Ms K Peachey



The PHARMACY GUILD of AUSTRALIA
NATIONAL SECRETARIAT

File: GWL/JL

10 January 2006

Industrial Registrar
Australian Industrial Registry
Nauru House
GPO Box 1994S
MELBOURNE VIC 3001

E5/226

Attention: Mr Robert Pfeifer – Statutory Services Branch
Mr Shane Ellard – Statutory Services Branch

Dear Sirs

In compliance with the provisions of Section 189(1) and Schedule 1B and Regulation 138 of the RAO Schedule of the Workplace Relations Act 1996, The Pharmacy Guild of Australia submits the following information:

Alteration to the list of office holders of the Queensland Branch of The Pharmacy Guild of Australia:

Branch Vice President

Mr Timothy John Logan was declared elected to the offices of Branch President/National Councillor of the Queensland Branch by the Australian Electoral Commission on 22 December 2005. As a consequence of his election to these offices Mr Logan resigned as a Branch Vice President of the Queensland Branch effective from 4 January 2006 leaving a casual vacancy in that office.

Nominations will now be required to be called during the period commencing 17 January 2006 for the following Guild Office Bearers:

Branch Vice President – Queensland Branch
Alternate National Delegates (2 positions) – Queensland Branch

The reason for the election for a Branch Vice President is as detailed above. The reason for the election of two further alternate National Delegates is that one of the two persons elected to these offices in August 2005 is now required to attend National Council meetings on behalf of the Branch in the National President's stead (please refer to Rule 55B(h)). The other person viz Mr Logan is now an elected member of the National Council. This has left casual vacancies in these offices.

in place of Scavos

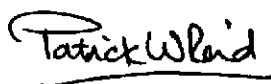
LEVEL 2, 15 NATIONAL CIRCUIT BARTON ACT 2600
PO BOX 7036 CANBERRA BUSINESS CENTRE ACT 2610 AUSTRALIA
TELEPHONE +61 2 6270 1888 • FACSIMILE +61 2 6270 1800
EMAIL guild.nat@guild.org.au
INTERNET www.guild.org.au



Rule 76 of the Guild's Constitution relates to the nomination of candidates for election (see copies attached). In accordance with the Constitution the elections will be conducted under a direct voting system and I would be obliged if you will arrange for the elections to be conducted by the Australian Electoral Commission – Queensland. Suggested dates for the elections are as set out below:

Nominations	Dates Opening	Dates Closing
Branch Vice President	17 January 2006	7 February 2006
Alternate National Delegates (2 positions)	17 January 2006	7 February 2006

Yours faithfully



Patrick W Reid
Senior National Vice President

Encl

CC: Mr PW Reid
Mr SG Greenwood
Ms C Nelson
Mr TJ Logan

Mr KS Sclavos
Ms R Ede
Mr GW Lloyd

The PHARMACY GUILD of AUSTRALIA
NATIONAL SECRETARIAT



12/1/06

To the Industrial Registrar

Please find attached letter re QLD Branch elections for your perusal & further action. This letter replaces the letter dated 10 January 2006. An email copy of this letter was sent to melbourne@air.gov.au on 12/1/06.

LEVEL 3, 15 NATIONAL CIRCUIT BARTON ACT 2600
PO Box 7036 CANBERRA MAIL CENTRE ACT 2610
TELEPHONE +61 2 6270 1888 FACSIMILE +61 2 6270 1800
E-MAIL guild.nat@guild.org.au INTERNET www.guild.org.au

Regards,

J. Heenan

E2005/226.



The PHARMACY GUILD of AUSTRALIA
NATIONAL SECRETARIAT

File: GWL/JL

12 January 2006

Industrial Registrar
Australian Industrial Registry
Nauru House
GPO Box 1994S
MELBOURNE VIC 3001

Attention: Mr Robert Pfeifer – Statutory Services Branch
Mr Shane Ellard – Statutory Services Branch

Dear Sirs

In compliance with the provisions of Section 189(1) and Schedule 1B and Regulation 138 of the RAO Schedule of the Workplace Relations Act 1996, The Pharmacy Guild of Australia submits the following information:

Alteration to the list of office holders of the Queensland Branch of The Pharmacy Guild of Australia:

Branch Vice President

Mr Timothy John Logan was declared elected to the offices of Branch President/National Councillor of the Queensland Branch by the Australian Electoral Commission on 22 December 2005. As a consequence of his election to these offices Mr Logan resigned as a Branch Vice President of the Queensland Branch effective from 4 January 2006 leaving a casual vacancy in that office.

Nominations will now be required to be called during the period commencing 17 January 2006 for the following Guild Office Bearers:

Branch Vice President – Queensland Branch
Alternate National Delegate (1 position) – Queensland Branch

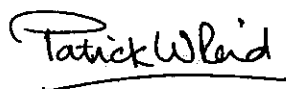
The reason for the election for a Branch Vice President is as detailed above. The reason for the election of a further alternate National Delegate is that the person elected to this office in August 2005 is now required to attend National Council meetings on behalf of the Branch in the National President's stead (please refer to Rule 55B(h)). This has left casual vacancies in these offices.



Rule 76 of the Guild's Constitution relates to the nomination of candidates for election (see copies attached). In accordance with the Constitution the elections will be conducted under a direct voting system and I would be obliged if you will arrange for the elections to be conducted by the Australian Electoral Commission – Queensland. Suggested dates for the elections are as set out below:

Nominations	Dates Opening	Dates Closing
Branch Vice President	17 January 2006	7 February 2006
Alternate National Delegate	17 January 2006	7 February 2006

Yours faithfully



Patrick W Reid
Senior National Vice President

Encl

CC: Mr PW Reid Mr KS Sclavos
 Mr SG Greenwood Ms R Ede
 Ms C Nelson Mr GW Lloyd
 Mr TJ Logan

AUSTRALIAN INDUSTRIAL RELATIONS COMMISSION

Contact Officer: Andrew Schultz
Telephone No: (03) 8661 7799
Facsimile No: (03) 9654 6672

Ms Robyn Ede,
Branch Director
The Pharmacy Guild of Australia
Queensland Branch

19/1/06

Dear Robyn,

Re: Pharmacy Guild Election – Queensland Branch - E2005/226

The PGA has requested that further elections occur in the Qld Branch as follows:

Queensland Branch:

1. National Vice-President – Queensland (1) (casual vacancy)
2. Branch Vice President (1) (casual vacancy)
3. Alternate National Councillor (1) (casual vacancy) (*not 2 as requested on 10/01/06*)

A copy of the election requests from the PGA are enclosed as follows:

- 2 Dec 2005 - request by Nat Pres Sclavos for *National Vice President – Qld (1) (casual vacancy)*
- 10 Jan 2006 - request by Senior Nat VP Reid for *Branch Vice President – Qld (1) & Alternate Nat Councillors – Qld (2) (casual vacancies)*
- 12 Jan 2006 - amended request by Senior Nat VP Reid for *Branch Vice President – Qld (1) & Alt Nat Councillor - Qld (1) (casual vacancies)*

I have discussed these vacancies today with Ms Karen Thorpe, a Returning Officer in the Queensland Office of the Australian Electoral Commission (AEC).

The Registry is satisfied that positions 2 and 3 are due and an election decision may be issued with respect to these positions.

However, it does not appear that the Registry should issue a decision for the first position (Nat VP-Qld) because an election for the same position is already pending. The relevant election decision (E2005/200) was issued by the Registry on 3 November 2005. Ms Thorpe at the AEC advised me today that the election for this position in E2005/200 is to be conducted shortly by Mr John Howarth at the AEC in NSW (Tel: (02) 6249 7908).

A copy of the election decision E2005/200 is enclosed.

Action required – in the light of the above would you be able to advise whether or not the PGA wishes to withdraw the Nat VP-Qld position from the present election request E2005/226.

1
20/1/06

Robyn Ede & Branch agreed this position was requested in regard to the 1st position.

Further election matter – membership figures in Qld Branch

If a branch has more than 900 members it is entitled to:

- 3 National Councillors (including Branch Pres/Nat Councillor) and
- 3 Alternate National Councillors – see rule 76(a)(iv) and (v).

For the purposes of the branch elections held in 2005 (E2005/59) the PGA provided the following membership figures for the branches:

	Branch Members	Nat Councillors (incl Br Pres)	Alt Nat Councillors
NSW	1,384	3	3
VIC	974	3	3
QLD	667	2	2
SA	301	2	2
WA	428	2	2
TAS	128	2	2
ACT	51	1	1
NT	14	1	1

However, I note that the QLD Branch has on other occasions provided differing membership figures to the Registry as follows:

2005 Financial Report	membership as at 30 June 2005	683
2004 Financial Report	membership as at 30 June 2004	1,492
2005 Annual Report	membership as at 30 June 2005	1,527
2004 Annual Report	membership as at 30 June 2004	1,492
2005 Annual Return	membership as at 31 Dec 2004	679
2004 Annual Return	membership as at 31 Dec 2003	764

In addition, I note that the 2005 Annual Report for the Qld Branch describes 5 different categories of membership - see enclosed.

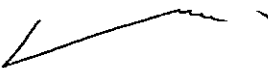
Mr Sclavos addressed this issue in a letter to the Registry dated 20 October 2005, however the letter did not fully resolve the matter – see enclosed.

Action required - Would you be able to provide further information regarding the following two points:

1. How many members are there in the Qld Branch of the PGA,
2. If the membership exceeds 900 does the Branch intend to request an election for 1 additional Nat Councillor and 1 additional Alternate Nat Councillor as per Rule 76(a)(iv) and (v).

If you have any queries regarding the above please contact me on (03) 8661 7799.

Regards,



Andrew Schultz
Australian Industrial Registry
19 January 2006

Workplace Relations Act 1996
s.189 of Schedule 1B - arrangement for conduct of an election

The Pharmacy Guild of Australia
(E2005/200)

T. NASSIOS
DEPUTY INDUSTRIAL REGISTRAR

MELBOURNE, 3 NOVEMBER 2005

Arrangement for conduct of election.

DECISION

[1] On 20 and 25 October 2005, the abovenamed organisation lodged in the Industrial Registry prescribed information in relation to an election for the following offices:

Queensland Branch



National Vice President representing Queensland Branch

Branch Committee Member – Wide Bay District

[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 Schedule 1B of the Workplace Relations Act 1996, I am making arrangements for the conduct of the election by the Australian Electoral Commission.



MEMBERSHIP FIGURES

The below table represents membership figures for the year ending 30 June 2005.

Membership Category	June 2003	June 2004	June 2005
Proprietor	679	663	679
Main Shop Premise	625	620	624
Additional Premise	152	133	153
Nominal / Associate	63	72	67
Honorary Life	4	4	4
Total	1523	1492	1527

GOOD PEOPLE CHEMISTRY CAMPAIGN

ABC radio personality Adam Spencer once again joined with the RRPWDP and the Pharmacy Guild to launch the third campaign to encourage regional and rural students to consider pharmacy as a career choice.

The campaign launch was timed specifically to attract students' interest when they are considering their HSC subjects for next year.

GUILD MEDIA

The Queensland Guild continued to express their opinion and promote various projects through a range of media including television, radio and print.

PROJECT PSEUDO

The Guild's Project Pseudo, a campaign to stop criminals from buying large quantities of cold and flu medications for diversion into illegal and dangerous drugs, has received resounding support from Queensland pharmacists.

Just 30 days after the launch of the new voluntary guidelines, more than 340 pharmacists across Queensland had signed up in support of the campaign, and others are still joining enthusiastically.

The response confirmed that Queensland pharmacists were taking the matter seriously, and wanted to help police stamp out the illegal diversion of legitimate medications into illegal drugs that posed a serious health risk to users, especially young people.

SMOKING CESSATION PILOT PROJECT

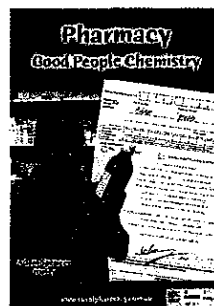
In October last year, the Guild requested an expression of interest from pharmacies wishing to participate in a national research project into smoking cessation funded by the Department of Health and Ageing.

The selection of 400 pharmacies for the project was finalised with an allocation of 200 pharmacies into the intervention group and 200 into the control group in line with the demographic mix and type of pharmacies required by the research methodology.

The program is vital to demonstrate how pharmacy advice and support can make a real difference in helping customers quit smoking.



Above: Kos Sclavos gives an interview to Brisbane Extra



Left: Poster from The Good People Chemistry Campaign



The PHARMACY GUILD of AUSTRALIA
QUEENSLAND BRANCH
A.B.N. 87 076 197 623

20 October 2005

Andrew Schultz
Statutory Services Branch
Australian Industrial Registry (AIR)
Level 35, Nauru House
80 Collins Street
MELBOURNE Victoria 3000

Financial Documents – year ended 30 June 2005 (FR2005/270)
Schedule 1B – Workplace Relations Act (RAO Schedule)
Re: Response to your email of 12 October 2005

Dear Andrew,

Further to your email of 12 October 2005 the following matters are addressed:

Membership Figures

Operating Report vs Annual Report

In 2004 the Operating Report showed the same member numbers as the Annual Report (1492). The Operating Report was a new AIR requirement in 2004. Our office was advised by your office to complete this report to the best of our ability, with clarification of definitions etc to be in place by 2005. On the 12 November 2004 we received a memo from Gordon Lloyd at our National Secretariat advising us that member numbers in the Operating Report represents voting members only.

In 2005 the Operating Report shows 683 members; the 2005 Annual Report shows 1527 total members, showing 679 Proprietors & 4 Honorary Life Members (voting members). Please advise if you would like any changes to our reported figures in future years.

Annual Return

These represent voting members (i.e. Proprietors & Life Members) as at 31 December.

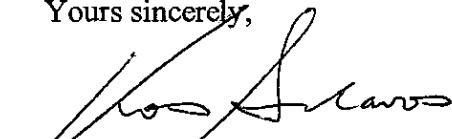
Other matters

We have noted your comments to assist in future financial years.

We hope this clarifies all matters you have raised and we believe we are consistent in our reporting with other branches of the Pharmacy Guild of Australia.

Should you have any queries please contact our Accountant, Stan Lysiuk, on 07 3831 3788.

Yours sincerely,



Kos Sclayos,
Branch President.

132 LEICHHARDT STREET SPRING HILL QLD 4004
PO Box 457 SPRING HILL QLD 4004
TELEPHONE (07) 3831 3788 • FACSIMILE (07) 3831 9246
website: www.guild.org.au

SCHULTZ, Andrew

From: Lyn Hinson [l.hinson@guild.org.au]
Sent: Friday, 20 January 2006 12:45 PM
To: andrew.schultz@air.gov.au
Cc: Robyn Ede
Subject: Election for PGA - Qld Branch - E2005/226

20/1/06

Hi Andrew

We have been in contact with the Australian Electoral Commission, Canberra and have been informed the election of National Vice President (Queensland) is in progress as per decision E2005/200, therefore the position of National Vice President (Queensland) should not be included in the new decision E2005/226.

With regards to the number of members in Queensland, as at 30 June 2005 there were 683 members. The Queensland Branch membership does not exceed 900 and is not eligible for an additional National Councillor and Alternate National Councillor.

If you require further information please let me know.

Regards

Lyn Hinson
Administration Manager
Pharmacy Guild of Australia (Queensland Branch)
PO Box 457
Spring Hill Qld 4004
Ph: 07 3831 3788
Fax: 07 3831 9246
www.guild.org.au

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SCHULTZ, Andrew

AEC Comments

From: karen.thorpe@aec.gov.au
Sent: Friday, 20 January 2006 2:54 PM
To: SCHULTZ, Andrew
Cc: jeff.howarth@aec.gov.au
Subject: Re: FW: Re: Pharmacy Guild Election - E2005/226

Re status of

E 2005/196

&

E 2005/200

Andrew,

As requested:-

E2005/196

Branch President/National Councillor

Timothy John Logan declared elected on 22 December 2005

Alternate National Councillor
E2005/226, yet to be issued)

Election to be conducted soon (called with vacancies on

Branch Committee Member -
South West Queensland District

Election underway, nominations close 31 January 2006

E2005/200

~~National Vice President
office~~
representing Queensland Branch

Jeff Howarth, Returning Officer ACT is calling nominations for this

Branch Committee Member -
Wide Bay District

Election underway, nominations close 31 January 2006

Hope this helps,
regards

Karen

"SCHULTZ, Andrew"
<Andrew.SCHULTZ@air.gov.au>

To "karen.thorpe@aec.gov.au" <karen.thorpe@aec.gov.au>
cc

19/01/2006 12:29 PM

Subject FW: Re: Pharmacy Guild Election - E2005/226

Classification

Karen,

20/01/2006

20/1/06.

SCHULTZ, Andrew

Aec Comments

From: ashley.campbell@aec.gov.au
Sent: Tuesday, 13 December 2005 11:54 AM
To: andrew.schultz@air.gov.au
Cc: jeff.howarth@aec.gov.au; karen.thorpe@aec.gov.au; glenn.rollo@aec.gov.au;
brendan.carroll@aec.gov.au
Subject: The Pharmacy Guild of Australia

13/12/05

E 5/226

Elce - QLD!

Andrew

Sorry for the delay but it took me longer than I thought to put this together. As per your request from last week, attached is my summary of the processes undertaken so far on behalf of The Pharmacy Guild of Australia in Queensland and an outline of what still needs to be actioned and the possible outcomes of current action in relation to further action being required.

Ashley Campbell
Returning Officer

Australian Electoral Commission

ph.07 38343405; fax 07 38324784 **IMPORTANT:** This transmission is intended only for the use of the addressee and may contain confidential or legally privileged information. If you are not the intended recipient, you are notified that any use or dissemination of this communication is strictly prohibited. If you have received this transmission in error, please notify us immediately by telephone on (02) 6271 4777 and delete all copies of this transmission together with any attachments.

Andrew Schultz

The following is a brief summary of the action taken by the AEC in Queensland re: the PGA over the past 8 months.

E2005/59

Stage 1

Branch Committee Members

Brisbane District (5)	not contested
Wide Bay-Burnett (1)	not contested
Sunshine Coast (1)	not contested
Central Queensland (1)	not contested
Far North Queensland (1)	not contested

Required number of Branch Committee Members elected to above positions

Gold Coast (1)	no nominations
South West Queensland	no nominations
North Queensland	no nominations

Stage one was completed with the "Declaration of Uncontested Results" issued on 26 May 2005. No action was taken at this time in relation to the vacant positions (no nominations received).

In accordance with Rule 74(b)(ii) Stage 2 was commenced prior to the recall provisions for stage 1 were actioned.

Stage 2

Branch Committee Office Bearers

Branch President (1)	not contested
Alternate National Councillor	not contested

Required number of Branch Committee Members elected to above positions

The Branch President is automatically named as one of the National Councillors for the Branch.

Branch Vice President (3)	contested
National Councillor (1)	contested

The ballot for the contested positions opened 3 August 2005 and closed on 18 August 2005. The uncontested positions were declared on 18 July 2005 and the contested positions were declared on 19 August 2005.

The position of Alternate National Councillor was uncontested and originally declared on 18 July 2005 however the successful candidate was also successful as a candidate for National Councillor creating a vacancy in the Alternate National Councillor position.

Still vacant position: Alternate National Councillor

✓
Logan

Following the completion of the stage 2 election the vacancies in the Branch Committee were recalled.

Stage 1 Recall Branch Committee Members (positions not filled in first round of elections ie.Stage 1)

Gold Coast District (1) not contested

North Queensland (1) not contested

Required number of Branch Committee Members elected to above positions

South West Queensland (1) no nomination

The uncontested positions were declared on 27 September 2005.

The South West District position remains vacant.

E2005/157 National Committee Elections

National President (1) contested

National Vice-President (QLD) no nomination

The successful candidate for National President was the Qld Branch President. Under the rules of the Guild the candidate had to relinquish the Qld President position in order to take up the National President position.

This created a vacancy in the Queensland Branch President position. *ie Sclavos* ✓
The National Vice-President (Qld) remains vacant. ✓

E2005/196 Queensland Branch Elections

This decision identified vacancies on the Queensland Branch Committee in both committee member and office bearer positions

Branch President (1) contested

The decision was made to run the Branch President election first as there was a strong possibility that the result would/could create a further vacancy (2 of the candidates already hold positions on the Branch Committee which would have to be relinquished if either were successful).

The ballot for the contested position opened on 7 December 2005 and closes on 21 December 2005.

Once the Branch President position is finalised a decision will be made on what consequential positions will be actioned subject to the outcome of the Branch President election along with the following vacancies.

Alternate National Councillor
Committee Member South West Queensland District (1)

No action has been taken to undertake any election activity for the Alternate National Councillor position or the Branch Committee Member position. In addition I have been advised that a current member of the committee has recently passed away creating a further vacancy on the Branch Committee.

Wide Bay – Burnett District (1)

E2005/200

National Committee Elections

National Vice-President (Qld)

This position remains vacant from decision E2005/157,

Wide Bay – Burnett District (1)

Vacancy as a result of current committee member passing away and is now subject of decision E2005/200.

What next?

Depending on the result of the election of the Qld Branch President, the following additional vacancies **may** occur:

- Qld Branch Vice President; ✓ as Logan up row Logan P
- Qld National Councillor; ✗ No - as Peachey ANC becomes Peachey NC
- Qld Alternate National Councillor; or → yes as Peachey vacates ANC position
a combination of two or even all three positions

All of these vacancies would require new decisions before they can be undertaken and given the number of already incomplete elections:

E2005/196 – Alternate National Councillor
Committee Member South West District

and

E2005/200 - National Vice President (Qld)
Committee Member Wide Bay Burnett
District

It would probably be in everyone's interest to try to undertake elections for all vacancies at once where possible.