

### **DECISION**

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

**Real Estate Employers' Federation of South Australia** (E2011/2586)

T. NASSIOS

MELBOURNE, 14 JUNE 2011

Arrangement for conduct of election.

[1] On 24 May 2011 the Real Estate Employers' Federation of South Australia lodged with Fair Work Australia the prescribed information in relation to an election for the following office:

Board Member (1) (due to an unfilled position from a previous election)

[2] I am satisfied that an election for the abovenamed office is required to be held under the rules of the organisation and, under subsection 189(3) of the *Fair Work (Registered Organisations) Act 2009*, I am making arrangements for the conduct of the election by the Australian Electoral Commission.



#### <u>DELEGATE OF THE GENERAL MANAGER</u> FAIR WORK AUSTRALIA

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Ms E Bulluss Tribunal Services and Organisation Fair Work Australia GPO Box 1994 MELBOURNE VIC 3001

Dear Erin

## Real Estate Employers Federation of South Australia (REEFSA) Re: Request for conduct of election for a casual vacancy

In accordance with the prescriptions of the Fair Work Act 2009 (Act), REEFSA is required to call for nominations for the election of one (1) vacant position on its Board.

Please find below my notice of statement to be used in relation to the REEFSA request for scheduled elections for the one mentioned vacant position on its Board.

#### **Notice of Statement**

I, Derek Lynch, being the President of the Real Estate Employers Federation of South Australia, make the following statement:

I am the President of the Real Estate Employers Federation of South Australia,

I am authorised to lodge the following prescribed information concerning forthcoming election for one (1) Vacant Position on the Board of the Real Estate Employers Federation of South Australia, and

I confirm that the following information is being lodged under subsection 189(1) of the Fair Work (Registered Organisations) Act 2009

#### **Reason for Election**

An election was held by the Australian Electoral Commission (AEC) for all REEFSA Board Members (8) in November 2010.

Since the above election, by the AEC, two (2) Board Members resigned. The two (2) positions were temporarily filled under Rule 8.4 "Casual Vacancies" of the REEFSA constitution. A further election was held by the AEC (Election E2011/2537) in April 2011 to fill the two (2) vacant positions. REEFSA was notified by the AEC on 2 May 2011 that one position was filled uncontested and that no further nominations were accepted (refer attached). This still leaves REEFSA with one (1) vacant position to fill on its Board and in accordance with Rule 8.4.1 of the constitution the REEFSA Board is required to take immediate action to have the vacancy filled.

As a requirement under the Act all elections of office holders in our organisation are conducted by the Australian Electoral Commission (AEC). We seek your assistance in commencing this process.

#### Statement of prescribed information

- 1. One "vacant position" is required to be filled under Rule 5 "Election of Board Members and Office Bearers".
- 2. The one "vacant position" is to be elected under the direct voting system.
- 3. Nominations for the one "vacant position" will open at the discretion of the AEC in accordance with Rule 5.
- 4. Nominations for the one "vacant position" will close at the discretion of the AEC in accordance with Rule 5.
- 5. The "Register of voters" Rule 5.3.1(a) shall close, seven (7) days before nominations for the election open, as determined by the AEC in accordance with Rule 5.

Hayden Creek, REEFSA Executive Officer (EO) will provide the AEC with any administrative assistance during the process.

Should you require further information please do not hesitate to contact myself or Hayden Creek (EO) on 08 83664310 or email hayden@reefsa.org.au.

Derek Lynch President

20 May 2011

# Real Estate Employers' Federation of South Australia Vacancy Election for Two Board Members

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

Results of the election for the following offices conducted in accordance with the provisions of Section 189(3) of the Fair Work (Registered Organisations) Act 2009 and the rules of the organisation.

E2011/2537

Real Estate Employers' Federation of South Australia

Board Member (2)

Candidate

STANTON, Paul Richard 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.

Barry Barons Returning Officer

2 May 2011 .