



## AMENDING DECISION

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

### **The Shearing Contractors' Association of Australia** (E2019/216)

MR STEENSON

SYDNEY, 23 DECEMBER 2020

*Arrangement for conduct of election.*

[1] On 4 and 9 December 2019, the Shearing Contractors' Association of Australia (the organisation) lodged with the Registered Organisations Commission prescribed information for an election to fill the following offices:

|                         |      |
|-------------------------|------|
| Committee of Management | (12) |
| President               | (1)  |
| Vice President          | (2)  |
| Trustees                | (2)  |
| Secretary-Treasurer     | (1)  |

[2] The rules governing the operation of the organisation require the annual election of these offices.

[3] On 16 December 2019, a decision was issued by a Delegate of the Commissioner making arrangements for the conduct of an election for those offices by the Australian Electoral Commission (AEC), as the Delegate was satisfied that an election for the abovenamed offices was required to be held under the rules of the organisation at that time.

[4] However, as a result of the decision by the AEC to suspend the conduct of most industrial elections due to the COVID-19 pandemic and associated restrictions, this election (along with many others) was delayed. On 22 December 2020, the AEC confirmed that the election in **E2019/216** has yet to be conducted.

[5] On 3 and 14 December 2020, the organisation lodged prescribed information, in accordance with its rules, requesting a scheduled annual election (**E2020/214**), to fill these offices for the next term of office.

[6] I have today issued a decision making arrangements for the conduct of the scheduled election **E2020/214** (Decision [2020] ROCD 184) by the AEC for the new term of office..

[7] Accordingly, there is the potential for the two elections – **E2019/216** and **E2020/214** to occur simultaneously or in close temporal proximity to each other where the same offices are required to be filled in both elections. The outcome of conducting both elections either simultaneously or close together would likely present difficulties.

[8] In order to prevent a duplication of elections, this amending decision is issued to advise that the election that would otherwise arise from the Delegate's decision dated 16 December 2019 in **E2019/216** is no longer required.



DELEGATE OF THE COMMISSIONER

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Fairwork Australia  
Tribunal Services and Organisations  
NSW

Dear Sir/Madam

**Request application for a Section 189  
Fairwork (Registered Organisations) Act 2009**

For subsection 189 (1) of the Fairwork (Registered Organisations) Act 2009, the following information is prescribed information for an election conducted for an office or for a position other than an office

1. The offices in which an election is required are:  
Committee of Management members consisting of 12 persons.

From those elected to the Committee of Management, those persons will then elect:

- 1x President
  - 2 x Vice President
  - 2 x Trustees
  - 1 x Secretary-Treasurer
2. The reason for the election is:
    - the term of the office or position has expired
  3. The kind of voting system to be used in the conduct of the election is:
    - DVS for Committee of Management, and
    - Collegiate electoral system for Officers.
  4. The dates and times for the nominations open and close are as provided in Rule 26 and Rule 26A. The AGM is to be held on Friday 29<sup>th</sup> May 2020. The closing date for nominations is two months prior to the AGM, or 27<sup>th</sup> March 2020. Nominations should be called for the election of the Management Committee from the financial members of the Association by notice posted to them not less than fourteen days before the closing date for nominations, or 13<sup>th</sup> March 2020.

5. No Rule Alterations are pending that will impact the election.

6. Roll of voters

The ballot to be conducted under rule 26 the day on which the roll of voters is to be closed, shall be on the fourteenth day after to the opening of nominations.

Declaration:

I Jason Letchford, Secretary of The Shearing Contractors Association of Australia (SCAA), am authorised to sign this statement which is lodged in accordance with Section 189(1) of the Fairwork (Registered Organisations) Act 2009.

Signed:  
Jason Letchford  
Secretary/Treasurer

