

**Shop, Distributive and Allied Employees Association  
Branch Officers**

**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.

E2010/2572

**Victorian Branch**

Total number of persons on the roll of voters	43472
Ballot papers issued	43472
Duplicate ballot papers issued	28
<b>TOTAL BALLOT PAPERS ISSUED</b>	<b>43500</b>
Ballot papers / envelopes returned for scrutiny	14762
Less ballot papers / envelopes rejected at preliminary scrutiny	392
<b>TOTAL BALLOT PAPERS ADMITTED TO SCRUTINY</b>	<b>14370</b>
Percentage of ballot papers returned to number issued	33%
Ballot papers returned as unclaimed mail	120
Ballot papers not returned	28590

**Secretary/ Treasurer**

<u>Candidates</u>	<u>Votes received</u>
METE, Sam	1411
DONOVAN, Michael	12891
Formal ballot papers	14302
Informal ballot papers	68

I declare Michael Donovan elected.

**Assistant Secretary/Treasurer**

Candidate  
CONNELLY, Trish

As only one nomination was accepted, I declare Trish Connelly elected.

Shane T Lanning  
Returning Officer  
Australian Electoral Commission

3 September 2010

Mr Michael Donovan  
State Secretary  
Shop, Distributive & Allied Employees' Association – Victorian Branch  
65 Southbank Boulevard  
SOUTHBANK VIC 3006

**Post Election Report For: Shop, Distributive & Allied Employees' Association – Victorian Branch  
Election E2010/2572**

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 (RAO) Regulations 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.

Shane T Lanning  
Returning Officer

Fair Work (Registered Organisations) Act 2009 – Schedule 1

**POST ELECTION REPORT**

**Shop, Distributive & Allied Employees Association**

**ELECTION/S COVERED IN THIS REPORT**

Election Decision No: E2010/2572

**RULES**

Rules used for the election: [006N -Vic: Incorporates alterations of 09/02/2009  
(R2009/211)]  
(replaces 28/08/2008 R2008/309 version)

Rules difficult to apply/interpret: None  
Model Rule reference (if any): N/A

**ROLL OF VOTERS**

Total number of voters on the Roll: 43472  
Number of apparent workplace addresses: Nil  
Number of non-current addresses: Nil  
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

**ATTACHMENTS**

Declaration of Results

Shane T Lanning  
Returning Officer  
AEC Melbourne  
3 September 2010



FAIR WORK  
AUSTRALIA

## DECISION

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

**Shop, Distributive and Allied Employees Association**  
(E2010/2572)

T. NASSIOS

MELBOURNE, 11 MAY 2010

*Arrangement for conduct of election.*

[1] On 30 April 2010 the Victorian Branch of the abovenamed organisation lodged with Fair Work Australia the prescribed information in relation to an election for the following offices:

Secretary/Treasurer  
Assistant Secretary/Treasurer

[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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State Secretary: Michael Donovan

20 April 2010

General Manager  
Fair Work Australia  
GPO Box  
Melbourne Vic 3001

Dear Sir/Madam

**Re: Provision of Prescribed Information re Election in SDA Victorian Branch**

Please find, attached the prescribed information in respect of an election for offices and positions in the Shop, Distributive & Allied Employees' Association, Victorian Branch.

The information supplied is in accordance with that set out in sub-section 189(1) of the Fair Work (Registered Organisations) Act 2009 and with Regulation 138(2) of the Fair Work Regulations 2009.

Should you require any further information please do not hesitate to contact the undersigned on 9698 1400.

Yours sincerely

**Michael Donovan**  
State Secretary

# Fair Work (Registered Organisations) Act 2009

## Statement and Notice of Prescribed Information

I, MICHAEL JOHN DONOVAN, of 65 Southbank Boulevard, Southbank, Victoria make the following statement:

1. I am the State Secretary-Treasurer of the Shop, Distributive & Allied Employees' Association, Victorian Branch and I am authorised to lodge the following prescribed information concerning the forthcoming elections in the SDA Victorian Branch.
2. I confirm that the following information is being lodged under sub-section 189 (1) of the Fair Work (Registered Organisations) Act 2009 ("the Act").
3. At a meeting of State Council held 17 March 2010, the following resolution was passed:

*"Noting that elections for the positions of Secretary/Treasurer and Assistant Secretary/Treasurer are due and pursuant to Rules 36, 38 and 42, State Council recommends nominations open on Thursday 1 July 2010 and close at 11 am on 16 July 2010 and any ballot necessary open on Friday 13 August 2010 and close at 9 am on Thursday 2 September 2010."*

4. I provide the following prescribed information:

### ***Prescribed Day***

The prescribed day for the purposes of subsection 189(2) of the Act and for the purposes of the Fair Work Regulations 2009 is **1st May 2010**.

### ***Offices/Positions and Electorate***

For the purposes of Regulation 138(1)(a) I state that the name of each office or position for which an election is required are set out below, and for the purposes of Regulation 138(1)(d) I state that the electorate for each position is set out below.

OFFICE	NUMBER OF THOSE OFFICES	ELECTORATE
Secretary/Treasurer	1	All Victorian Branch members
Asst Secretary/Treasurer	1	All Victorian Branch members

### ***Nominations Open/Close***

For the purposes of Regulation 138(1)(e) the date of the beginning and end of the period in which nominations will be called for in relation to the election are as follows:

- date on which nominations will be called is the 1<sup>st</sup> July 2010; and
- date on which nominations shall close is the 16<sup>th</sup> July 2010.

***Cut Off Date for Roll***

For the purposes of Regulation 138(1)(f) I state that pursuant to Rule 36(e) of the registered Rules of the Victorian Branch that the day provided for in the rules of the organisation as the day on which the roll of voters is to be closed is the 24<sup>th</sup> June 2010, being 7 days before the day on which nominations open.

***Voting System***

For the purpose of Regulation 138(1)(g) I state that a direct voting system is to be used in the conduct of the election

Signed:

  
.....  
Michael Donovan

20 April 2010

