

1 August 2018

Post-election Report

**Shop, Distributive and Allied Employees
Association - E2018/98**

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Election(s) Covered in this Report

Election Decision No: E2018/98

Rules

Rules used for the election:	006N-VIC: Incorporates alterations of 15 September 2017 (R2017/160) (replaces rulebook dated 17 November 2014 [R2014/175])
Rules difficult to apply/interpret:	None
Model Rule reference (if any)	N/A

Roll of Voters

As there were no contested offices, no Roll of Voters was required.

Irregularities

N/A

Other Matters

The rules for this election do not specify a method of advertising the election. The Association may want to consider notifying members of it through a SDAEA Journal or e-bulletin to members.

Model Rule:

The returning officer shall cause an election notice to be published:

a) on the SDAEA website;

and

b) in a journal or bulletin or newsletter published by the organisation and circulated to all members eligible to participate in the election, either directly to the member's known postal address or via circulation to all workplaces at which members are employed;

Attachments

- 1) Declaration of results for Uncontested Offices



Benjamin Murray
Returning Officer

1/08/2018



31 July 2018

Mr Michael Donovan
Secretary/Treasurer
Shop, Distributive and Allied Employees Association-Victorian Branch
secretary@sdavic.org

Dear Mr Donovan,

cc: National Secretary, general@sda.org.au

Reminder of actions required when persons elected to office

The Australian Electoral Commission has provided the Registered Organisations Commission (the ROC) a declaration of results for the election of uncontested offices for Victorian Branch [E2018/98]. This letter is a reminder of certain obligations imposed on organisations and on persons elected to office.

A notice must be published on the organisation's website

The organisation or branch must, as soon as practicable after receiving the post-election report, publish on its website a notice that a copy of the report is available from the organisation, branch or the AEC on request. The notice must be kept on the website for a period of at least 3 months (see regulation 141 of the Fair Work (Registered Organisations) Regulations 2009).

Holders of office required to undertake approved training

Section 293K of the *Fair Work (Registered Organisations) Act 2009* (the RO Act) requires each officer with financial management duties to undertake approved training that covers those duties within 6 months after the person begins to hold office. Please ensure that relevant officers undertake approved training within the required timeframe. Please also ensure that all new holders of office are advised of their obligations to make disclosures regarding remuneration, non-cash benefits and material personal interests, the details of which are provided for in the RO Act.

Organisation must notify the Commission of changes

Also, section 233(2) of the RO Act requires that an organisation must notify the Commission **within 35 days of any changes** to the holders of office in the organisation. **If there are no changes a notification is not required.** If the election has resulted in **any changes** to the holders of office, the Shop, Distributive and Allied Employees Association-Victorian Branch must notify the Commission of these changes. In particular, please advise:

1. Person(s) who have ceased to hold office:
 - the name of the office vacated;
 - the date of the change of office holder; and
 - the name of the person vacating the office.

2. Person(s) who have commenced to hold office:
 - the name of the office now held;
 - the date of the change of office holder;
 - the name of the person now holding the office;

- the postal address of the person (generally the postal address of the organisation); and
- the occupation of the person now holding the office.

The notification must include a declaration by the Secretary (or other prescribed officer) that the information is a correct statement of the changes made. A template notification of changes, which may assist you, is attached. If any change does not apply until a date in the future, you do not need to notify until then (e.g. AGM, 1 January, 2nd Monday in March). If you have already lodged this information, please disregard this reminder.

Regards

Christine Hibberd
Registered Organisations Commission

Shop, Distributive and Allied Employees Association
Victorian Branch
DECLARATION OF RESULTS - E2018/98
Uncontested Offices

Scheduled Election

The 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 are:

Victorian Branch

Branch Secretary/Treasurer (1)

Candidates

DONOVAN, Michael

Assistant Branch Secretary/Treasurer (1)

Candidates

CONNELLY, Patricia

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



Benjamin Murray
Returning Officer
Australian Electoral Commission
25/07/2018



DECISION

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

Shop, Distributive and Allied Employees Association (E2018/98)

MR ENRIGHT

MELBOURNE, 23 MAY 2018

Arrangement for conduct of election.

[1] On 19 April 2018 the Victorian Branch of the Shop, Distributive and Allied Employees Association lodged with the Registered Organisations Commission prescribed information for an election to fill the following offices:

Branch Secretary/Treasurer
Assistant Branch 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 COMMISSIONER

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18 April 2018

Registered Organisations Commission
GPO Box 2983
Melbourne VIC 3001
regorgs@roc.gov.au

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 in the Shop, Distributive & Allied Employees' Association, Victorian Branch.

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

I advise that on Wednesday 31 January 2018 State Council of the Victorian Branch passed the following resolution:

Pursuant to Rules 38, State Council resolves that nominations for the positions of Branch Secretary/Treasurer and Branch Assistant Secretary/Treasurer shall be called on Friday 6 July 2018 and shall close at 10 am on Wednesday 25 July 2018 and in the event of a ballot being necessary it shall open on Friday 17 August 2018 and close at 9 am on Thursday 6 September 2018.

Should you require any further information please do not hesitate to contact the undersigned on 9698 1489.

Yours sincerely



Michael Donovan
Branch Secretary/Treasurer

PRESCRIBED INFORMATION FOR ELECTIONS in accordance with Section 189 *Fair Work (Registered Organisations) Act 2009* and Regulation 138 *Fair Work (Registered Organisations) Regulations 2009*

I, Michael Donovan, being the Branch Secretary/Treasurer of the Shop, Distributive and Allied Employees' Association Victorian Branch, make the following statement:

1. I am authorised to sign this statement containing prescribed information for Shop, Distributive and Allied Employees' Association Victorian Branch.
2. The following information is lodged under subsection 189(1) of the Fair Work (Registered Organisations) Act 2009 (the RO Act).
3. The elections that are required are set out in the table in Annexure A.
4. This statement **IS** lodged at least 2 months before nominations open for the election below.

Signed: *Michael Donovan*

Dated: *19 April 2018*

[PLEASE NOTE: This statement should be lodged with the Registered Organisations Commission at least 2 months prior to nominations opening. It can be submitted to regorgs@roc.gov.au.]

ANNEXURE A

- Elections that are required [*insert as many pages as required*]:

Branch	Name of Office	Number required	Voting System	Reason for Election	Electorate
Victoria	Branch Secretary/Treasurer	1	Direct Voting System	Scheduled	Victoria
Victoria	Assistant Branch Secretary/Treasurer	1	Direct Voting System	Scheduled	Victoria

- Important dates:

	Direct Voting System	Collegiate Electoral System
Nominations OPEN	<i>6 July 2018</i>	
Nominations CLOSE	<i>10 am, 25 July 2018</i>	
Roll of Voters cut off date	<i>29 June 2018 7 days prior to nominations opening</i>	
Ballots OPEN	<i>17 August 2018</i>	
Ballots CLOSE	<i>9 am, 6 September 2018</i>	

Please note: that for insufficient nominations and casual vacancies, the date nominations open and close, unless specified in the rules, should be listed as 'to be determined by the returning officer'. Casual vacancies must be accompanied by proof of resignation and attached to this statement.