



Fair Work (Registered Organisations) Act 2009

POST ELECTION REPORT

Client: Timber Trade Industrial Association

Contact details: Mr Mark Grundy
Secretary/ Treasurer
Timber Trade Industrial
Association
4/160 Goulburn Street
SURRY HILLS NSW 2010

Email: ttia@ttia.asn.au
Tel: 02 9264 0011

FWC contact officer: Kiet Mac

Email: orgs@fwc.gov.au
Tel: 02 8374 6511

ELECTIONS COVERED IN THIS REPORT

Election Decision No/s: E2013/285

RULES

Rules used for elections Rule ID: [077N: Incorporates alterations of 24/5/2004]

Rules difficult to apply/interpret: None

Model Rule reference (if any): N/A

ROLL OF VOTERS N/A

ALLEGATIONS OF IRREGULARITIES RECEIVED

Details of written allegations of irregularities, and action taken by AEC: N/A

Other irregularities identified, and action taken: N/A

ATTACHMENTS

A: Declaration of results for uncontested offices - Councillors

B: Declaration of results for uncontested offices - Office Bearers

Ishtiaq Ahmed
Returning Officer
23 December 2013

Timber Trade Industrial Association Branch Office Bearers

Declaration of Results for Uncontested Offices

E2013/285

Below are 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.

Branch Office Bearers

President

Candidates

STEWART, Allan

Senior Vice President

Candidates

PRICE, Ashley

Vice President

Candidates

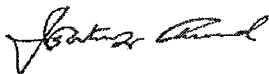
HETHERINGTON, Jill

Secretary/Treasurer

Candidates

GRUNDY, Mark

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



Ishtiaq Ahmed
Returning Officer

18 December 2013

Timber Trade Industrial Association Branch Councillors

Declaration of Results for Uncontested Offices

E2013/285

Below are 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.

Branch

Delegate to Council (8)

Candidates

GRUNDY, Mark

HETHERINGTON, Jill

LEWIS, Wayne

MCINTYRE, Lynette

NICOL, David Andrew

PRICE, Ashley

STEWART, Allan

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.

Ishtiaq Ahmed
Returning Officer

25/11/2013



DECISION

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

Timber Trade Industrial Association (E2013/285)

MR ENRIGHT

MELBOURNE, 21 OCTOBER 2013

Arrangement for conduct of election.

[1] On 11 October 2013, the Timber Trade Industrial Association lodged with the Fair Work Commission prescribed information in relation to an election.

[2] On 16 October 2013, the Fair Work Commission wrote to the Timber Trade Industrial Association to inform them that under section 189(2) of the *Fair Work (Registered Organisations) Act 2009* (the Act) prescribed information must be lodged before the prescribed day, and that as on this occasion the prescribed information was not lodged before the prescribed day, a request for an extension of time would be required. The letter also requested the abovementioned organisation to confirm the number of Councillors and to specify who the electorate was for the scheduled election.

[3] On 17 October 2013, the Timber Trade Industrial Association lodged with the Fair Work Commission amended and further prescribed information in relation to an election for the following offices:

Councillors	(8)
President	(1)
Senior Vice-President	(1)
Vice-President	(1)
Secretary-Treasurer	(1)

[4] On 17 October 2013, the Timber Trade Industrial Association also provided a written request for an extension of time for lodgement in accordance with s.189(2) of the Act.

[5] I allow for the extension of time to lodge the prescribed information.

[6] 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

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FAIR WORK
COMMISSION

21 October 2013

Mr Mark Grundy
Secretary/Treasurer
Timber Trade Industrial Association
PO Box 236
DARLINGHURST NSW 1300

Dear Mr Grundy

Arrangements for the conduct of an Election (E2013/285)

A copy of the decision in relation to the above matter is enclosed.

The Fair Work Commission is making arrangements, under subsection 189(3) of the *Fair Work (Registered Organisations) Act 2009*, with the Electoral Commissioner for the conduct of the subject election by a member of staff of the Australian Electoral Commission, who will contact you in the near future about the election.

Yours sincerely

Kiet Mac

Regulatory Compliance Branch, NSW
Fair Work Commission

MAC, Kiet

From: MAC, Kiet
Sent: Monday, 21 October 2013 4:02 PM
To: 'industrial.elections@aec.gov.au'
Subject: E2013/285 - Application/Notification by Timber Trade Industrial Association (077N)
Attachments: E2013_285.pdf

Dear AEC

Please find attached a copy of the Decision for the Timber Trade Industrial Association (TTIA) for its upcoming scheduled election (E2013/285).

Kiet Mac
Regulatory Compliance Branch
Fair Work Commission
Tel: 02 8374 6511
Fax: 02 9380 6990
8/80 William Street, East Sydney, NSW 2011
www.fwc.gov.au

21 October 2013



Electoral Commissioner Through
Australian Electoral Officer (industrial.elections@aec.gov.au)

Under subsection 189 of the Fair Work (Registered Organisations) Act 2009, please arrange for the conduct of the following election by the Australian Electoral Commission:

E No: 2013/285

RE: Timber Trade Industrial Association

Offices: See Decision

Relevant Information: Scheduled election.

Contact: Mr Mark Grundy - Secretary/ Treasurer

Phone: (02) 9264 0011

A copy of the decision is enclosed.

I further request that you arrange for this office to be notified that arrangements for the conduct of this election have been made, by email transmission at industrial.elections@fwc.gov.au

Yours sincerely

A handwritten signature in black ink, appearing to read 'Kiet Mac', is written over a horizontal line.

Kiet Mac
Regulatory Compliance Branch, NSW
Fair Work Commission



TIMBER TRADE INDUSTRIAL ASSOCIATION

17 October 2013

Mr David Vale
Principal Adviser
Regulatory Compliance Branch, NSW
Fair Work Commission (by email)



Dear Mr Vale,

Re: Arrangement for the conduct of an Election (E2013/285)

Thank you for your letter dated 16 October 2013.

In response, I request an extension of time with regard to lodging the prescribed information. I did not realise that the day of lodgement was not within the allotted time, for which I apologise.

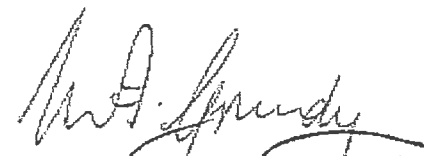
With regard to the electorate, all financial members of the Association are allowed to vote in the election.

Specifically, the offices required to be filled by election are:

8 positions on the Council of the Association and from that number, 4 office-bearers, being the President, Senior Vice President, Vice President and Secretary/Treasurer.

I trust that this information satisfies the requirements.

Yours sincerely,


.....
Secretary/Treasurer - Mark Grundy



16 October 2013

Mr Mark Grundy
Secretary/Treasurer
Timber Trade Industrial Association
PO BOX 236
Darlinghurst NSW 1300

Also by fax: (02) 9264 1924

Dear Mr Grundy

Re: Arrangements for the conduct of an Election (E2013/285)

I refer to the prescribed information dated 8 October 2013 which was lodged with the Fair Work Commission on 11 October 2013 for the conduct of a scheduled election for offices of the Timber Trade Industrial Association.

Section 189(2) of the *Fair Work (Registered Organisations) Act 2009* states that prescribed information must be lodged before the prescribed day, which under regulation 138(3) of the *Fair Work (Registered Organisations) Regulations 2009* (the Regulations), is two months before the first day when a person may become a candidate. Under the organisation's rules, it appears that an election must be completed at least 14 days before the annual general meeting which is scheduled for 11 December 2013. Accordingly, It appears that the prescribed information was not lodged before the prescribed day.

Since s.189(2) is a civil penalty provision the Delegate of the General Manager will require a written request for an extension of time for lodging the prescribed information and providing reasons why the prescribed information was not lodged before the prescribed day.

In addition the prescribed information does not list who the electorate is for the purpose of regulation 138(1)(c) of the Regulations. Finally, the prescribed information does not provide the number of councillors who are to be elected for the 2013 quadrennial election. A copy of a resolution from the organisation or other pertinent documentation is required to satisfy and confirm the correct number of Councillors who are to be elected for the scheduled election.

Accordingly, please lodge amended and further prescribed information which satisfies the abovementioned requirements as soon as possible. If you have any questions relating to this correspondence please do not hesitate to contact me on (02) 8374 6509.

Yours sincerely

David Vale
Principal Adviser
Regulatory Compliance Branch, NSW
Fair Work Commission

MAC, Kiet

From: MAC, Kiet
Sent: Friday, 11 October 2013 3:26 PM
To: 'industrial.elections@aec.gov.au'
Subject: E2013/285
Attachments: TTIA E2013_285 PI lodged 11102013.pdf; 077N TTIA 24 May 04.pdf

Dear AEC

Please find the prescribed information and a copy of the current rulebook for an upcoming election of Timber Trade and Industrial Association for an upcoming election (E2013/285).

Regards

Kiet Mac
Assistant Adviser
Regulatory Compliance Branch
Fair Work Commission
Tel: 02 8374 6511
Fax: 02 9380 6990
8/80 William Street, East Sydney, NSW 2011
www.fwc.gov.au



TIMBER TRADE INDUSTRIAL ASSOCIATION



The General Manager
Fair Work Commission
Level 8/ Terrace Tower
80 William Street
East Sydney NSW 2011

8 October 2013

Dear Sir,

Re: *Election of Councillors and Office-Bearers of Timber Trade Industrial Association*

Pursuant to section 189 of the Fair Work (Registered Organisations) Act 2009 and Regulation 138 of the Fair Work (Registered Organisations) Regulations 2009, I hereby lodge the prescribed information in order for Fair Work Commission to arrange for the conduct of elections for the above Association.

The offices required to be filled by election are:

Not less than 3/not more than 12 positions on the Council of the Association and from that number 4 office bearers being the President, Senior Vice President, Vice President and Secretary/Treasurer.

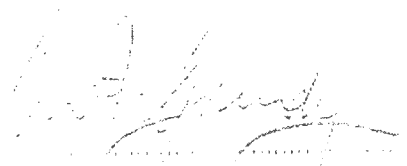
The reason for the election is that the terms of the above offices expire before the Annual General Meeting to be held in December 2013.

Under the Rules, the election must be completed at least 14 days before the Annual General Meeting scheduled for 11 December 2013. Nominations are to remain open for at least 14 days from when the Returning Officer posts the nomination forms.

The voting system to be employed is a direct voting system.

The Statement required by Regulation 138 is enclosed.

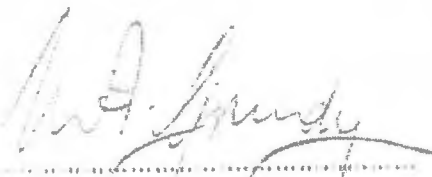
Yours faithfully,


Secretary/Treasurer - Mark Grundy

4/160 Goulburn St, Surry Hills, NSW 2010
PO Box 236, Darlinghurst 1300
Ph: (02) 9264 0011 Fax: (02) 9264 1924
email: ttia@ttia.asn.au

**STATEMENT PURSUANT TO REGULATION 138
FAIR WORK (REGISTERED ORGANISATIONS)
REGULATIONS 2009**

The information contained in the enclosed letter is being lodged in accordance with subsection 189 of the Fair Work (Registered Organisations) Act 2009.



Secretary/Treasurer - Mark Grundy

8 October 2013