

Mr Mark Boyd  
NSW Branch Secretary  
Liquor, Hospitality and Miscellaneous Union  
Locked Bag 12  
HAYMARKET NSW 1240

**Post Election Report For: Liquor, Hospitality and Miscellaneous Union – E2007/239**

I refer to the above election for your organisation.

Section 197(1) of Schedule 1 of the Workplace Relations Act 1996 requires the AEC to provide a written report on the conduct of the election to the Industrial Registrar 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 Workplace Relations (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.

Marie Malfitana  
Returning Officer

5 February 2008

**Workplace Relations Act 1996 – Schedule 1**

**POST ELECTION REPORT**

**The Liquor, Hospitality and Miscellaneous Union**

**New South Wales Branch – Liquor and Hospitality Division**

**ELECTION/S COVERED IN THIS REPORT**

***Election Decision No:*** E2007/239

**RULES**

***Rules used for the election:*** 108V: Incorporates the alterations of 11/07/2007 in matters R2007/263, 265, 274 & 275

***Rules difficult to apply/interpret:*** None

***Model Rule reference (if any):*** N/A

**ROLL OF VOTERS**

As a Ballot was not required, therefore the Roll of Voters was not requested.

**ALLEGATIONS OF IRREGULARITIES RECEIVED**

There were no written complaints or allegations of irregularities.

**ATTACHMENT**

**A)** Declaration of Results for Uncontested Offices

Marie Malfitana  
Returning Officer

5 February 2008

**Liquor, Hospitality and Miscellaneous Union  
Vacancy Election Liquor & Hospitality Division 2007**

**DECLARATION OF RESULT FOR UNCONTESTED OFFICE**

Result of the election for the following office conducted in accordance with the provisions of the Workplace Relations Act 1996 and the rules of the organisation.

E2007/239

**Liquor and Hospitality Division**

**Divisional Committee Member**

Candidate

MILFORD, Mary

As the number of nomination accepted did not exceed the number of position to be filled, I declare the above candidate elected.

Marie Malfitana  
Returning Officer

19 November 2007

*Workplace Relations Act 1996*  
s.189 RAO Schedule - arrangement for conduct of an election

**Liquor, Hospitality and Miscellaneous Union**  
(E2007/239)

B. R. JENKINS  
DEPUTY INDUSTRIAL REGISTRAR

SYDNEY, 14 SEPTEMBER 2007

**DECISION**

[1] On 5 September 2007 the abovenamed organisation lodged in the Industrial Registry the prescribed information in relation to an election for the following office:

**New South Wales Branch**

Liquor & Hospitality Division

Divisional Committee Member (1)

[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 Schedule 1 of the *Workplace Relations Act 1996*, I am making arrangements for the conduct of the election by the Australian Electoral Commission.





Australian Government

Australian Industrial Registry

Level 8, Terrace Towers  
80 William Street, East Sydney, NSW 2011  
Telephone: (02) 8374 6666  
Fax: (02) 9380 6990  
Email: sydney@air.gov.au

Mr Tim Ferrari  
Assistant National Secretary,  
Liquor, Hospitality and Miscellaneous Union  
Level 9  
187 Thomas Street  
HAYMARKET NSW 2000

Dear Mr Ferrari

**Re: Arrangements for the conduct of an Election  
(E2007/239)**

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

The Registrar is making arrangements, under subsection 189(3) of Schedule 1 of the *Workplace Relations Act 1996*, 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,

A handwritten signature in black ink, appearing to read 'Steve Teece', written in a cursive style.

Steve Teece  
for Deputy Industrial Registrar  
14 September 2007

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

Under subsection 189 of Schedule 1 of the Workplace Relations Act 1996, please arrange for the conduct of the following election by the Australian Electoral Commission:

**E No 2007/239**

**RE: LIQUOR, HOSPITALITY AND MISCELLANEOUS UNION**

Positions:

See Decision

Relevant Information: casual vacancy, direct voting system, secret postal ballot

Contact: Tim Ferrari  
Assistant National Secretary

Phone: (02) 8204 3000

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@air.gov.au](mailto:industrial.elections@air.gov.au)



Steve Teece  
for Deputy Industrial Registrar

14 September 2007

**TEECE, Steve**

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**From:** TEECE, Steve  
**Sent:** Tuesday, 11 September 2007 2:55 PM  
**To:** 'industrial.elections@aec.gov.au'  
**Subject:** Election E2007/239 LHMU NSW Branch Prescribed information

**Attachments:** lhmu e2007\_239 pi.pdf; LHMU 11 July 2007.doc

Prescribed Information and Rulebook for the abovementioned election:



lhmu e2007\_239  
pi.pdf (79 KB)



LHMU 11 July  
2007.doc (1 MB)

Sent Twice

*Steve Teece*

Research Information Advice Team  
NSW Registry  
Australian Industrial Registry

**Ph: (02) 8374 6516 Fax: (02) 9380 6990**  
**steve.teece@air.gov.au**

**TEECE, Steve**

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**From:** TEECE, Steve  
**Sent:** Wednesday, 5 September 2007 5:42 PM  
**To:** 'industrial.elections@aec.gov.au'  
**Subject:** E2007/239 LHMU Election - Prescribed Information and Rulebook

**Attachments:** E2007\_239 LHMU Elec PI.pdf; LHMU 11 July 2007.doc

Position unfilled at last election (E2007/137): NSW Branch - Member of Liquor & Hospitality Divisional Committee

Prescribed Information and Rulebook:



E2007\_239 LHMU Elec PI.pdf (78...



LHMU 11 July 2007.doc (1 MB)

*Steve Teece*

Research Information Advice Team  
NSW Registry  
Australian Industrial Registry

**Ph: (02) 8374 6516 Fax: (02) 9380 6990**  
**steve.teece@air.gov.au**



E2007/239

**National Office**  
Level 9  
187 Thomas Street  
Haymarket NSW 2000

**Louise Tarrant**  
National Secretary      **Brian Daley**  
National President

Locked Bag 9  
Haymarket NSW 1240  
Telephone: (02) 8204 3000  
Facsimile: (02) 9281 4480  
E-mail: [lhmu@lhmu.org.au](mailto:lhmu@lhmu.org.au)  
Web address: [www.lhmu.org.au](http://www.lhmu.org.au)

**Tim Ferrari**  
**Sue Lines**  
**Troy Burton**  
Assistant National Secretaries



**LHMU**

Organising for the future

ABN: 5272 8088 684

Please address all correspondence to the National Secretary

4 - SEP 2007

Mr Barry Jenkins  
Deputy Industrial Registrar  
Australian Industrial Registry  
80 William Street  
EAST SYDNEY NSW 2010

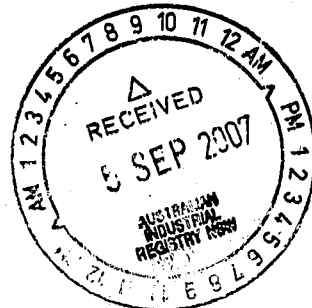
Dear Mr Jenkins

Re: APPLICATION PURSUANT TO SUBSECTION 189 OF SCHEDULE 1 OF THE  
WORKPLACE RELATIONS ACT 1996.

I am writing to request that an election be conducted under subsection 189 of Schedule 1 of the Workplace Relations Act 1996 for the office set out in the attached statement so as to ensure that no irregularity occurs in or in connection with the election.

Yours sincerely

**TIM FERRARI**  
**ASSISTANT NATIONAL SECRETARY**



[www.lhmu.org.au](http://www.lhmu.org.au)

**STATEMENT AND NOTICE OF PRESCRIBED INFORMATION UNDER REGULATION 138 re: ROA SCHEDULE s189(1) OF THE WORKPLACE RELATIONS ACT 1996.**

I, Tim Ferrari, Assistant National Secretary of the Liquor Hospitality and Miscellaneous Union, make the following statement:

I am the Assistant National Secretary of the Liquor Hospitality and Miscellaneous Union,

I am authorised to lodge the following prescribed information concerning elections in the New South Wales Branch of the Liquor Hospitality and Miscellaneous Union, and

I confirm that the following information is being lodged under subsection 189(1) of the RAO schedule of the Workplace Relations Act 1996.

Signed:



Tim Ferrari, Assistant National Secretary, Liquor Hospitality and Miscellaneous Union

Dated: 4 September 2007

**Offices/Positions**

Member of New South Wales Liquor and Hospitality Divisional Committee (1)

**Reason for Election:**

The reason for the election is the death of the incumbent, and the office was not filled at the previous election (E2007/137).

**Elected by:**

1. The electorate for this position consists of members of the Liquor Hospitality and Miscellaneous Union, New South Wales Branch, Liquor and Hospitality Division.
2. The voting system to be employed in the conduct of the election is a direct voting system.

**Nominations:**

The date and time of the commencement and expiration of the period during which nomination of candidates will be called is dealt with in Rule 40 and Rule 41 of the LHMU Rules.

