

Mr Peter Cowley  
Executive Officer  
VANA Limited  
806-810 Nicholson Street  
FITZROY NORTH VIC 3068

**Post Election Report For: VANA Limited  
Election E2008/233**

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.

Michael Pryor  
Returning Officer

Workplace Relations Act 1996 – Schedule 1

**POST ELECTION REPORT**

**VANA Limited**

**ELECTION/S COVERED IN THIS REPORT**

Election Decision No: E2008/233

**RULES**

Rules used for the election: [235V: Incorporates alterations of 18/03/2004  
(R2004/135 – Rules 22A and 23.3)]

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

**ROLL OF VOTERS**

Total number of voters on the Roll: 486  
Number of apparent workplace addresses: 486  
Number of non-current addresses: Nil  
Other matters pertaining to the roll of voters: Nil

**IRREGULARITIES**

Details of written allegations of irregularities, and action taken by AEC: Nil  
Other irregularities identified, and action taken: Nil

**ATTACHMENTS**

Declaration of Results

Michael Pryor  
Returning Officer

28 November 2008

# VANA LIMITED

## DECLARATION OF RESULTS

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

E2008/233

### **CHAIRPERSON**

Candidate

TRIBE, Gary

### **VICE-CHAIRPERSON**

Candidate

BACKHOLER, David

### **TREASURER**

Candidate

WADE, Robert James

### **OTHER EXECUTIVE DIRECTOR**

Candidate

BURGESS, Raymond

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

Michael Pryor  
Returning Officer

17 November 2008

# VANA LIMITED

## DECLARATION OF RESULTS

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

E2008/233

Total number of persons on the roll of voters	486
Ballot papers issued	486
Duplicate ballot papers issued	0
<b>TOTAL BALLOT PAPERS ISSUED</b>	<b>486</b>
Ballot papers returned for scrutiny	186
Less ballot papers rejected at preliminary scrutiny	3
<b>TOTAL BALLOT PAPERS ADMITTED TO SCRUTINY</b>	<b>183</b>
Percentage of ballot papers returned to number issued	37%
Ballot papers returned as unclaimed mail	2
Ballot papers not returned	298

### DIRECTORS (4)

Candidates	Votes
BACKHOLER, David	115
BURGESS, Ray	135
HOWE, Darren	117
KENNEDY, Paul	87
MCDONALD, Kate	82
MUNDAY, Gerard	92
THOMSON, Bruce	72

Total votes	700
Formal ballot papers	175
Informal ballot papers	8

I declare Ray Burgess, Darren Howe, David Backholer and Gerard Munday elected.

### NON-MEMBER DIRECTOR

#### Candidate

WADE, Robert

I declare Robert Wade elected.

Michael Pryor  
Returning Officer  
Australian Electoral Commission  
23 October 2008

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

**VANA Limited**  
(E2008/233)

T. NASSIOS  
DEPUTY INDUSTRIAL REGISTRAR

MELBOURNE, 13 AUGUST 2008

*Arrangement for conduct of election.*

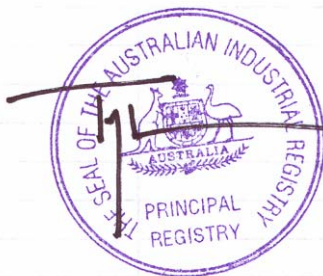
**DECISION**

[1] On 07 August 2008, VANA Limited lodged in the Industrial Registry the prescribed information in relation to an election for the following offices:

Director (4)  
Non-Member Director

Chairperson  
Vice-Person  
Treasurer  
Other Executive Director

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





806-810 Nicholson Street  
North Fitzroy VIC 3068

Tel.: (03) 9482 2911  
Fax: (03) 9482 1799  
Email: [General@vana.com.au](mailto:General@vana.com.au)  
Webpage: [www.vana.com.au](http://www.vana.com.au)

August 5<sup>th</sup>, 2008

Australian Industrial Registry  
Cynthia Lo-Booth  
Statutory Service Branch  
GPO Box 1994  
Melbourne VIC 3001

Dear Ms Lo-Booth,

**Arrangements for conduct of an election**

Pursuant to Section 189 (1) of the Workplace Relations Act 1996 (Act) and Regulation 138 under the Act, we hereby lodge the following prescribed information concerning the 2008 Board and Executive election for VANA Ltd.

(a) *The name of each office in respect of which an election is required:*

**BOARD**

- Director (4)
- Non-Member Director (1)

**EXECUTIVE**

- Chairperson (1)
- Vice-Chairperson (1)
- Treasurer (1)
- Other Executive Director (1)

(b) *The reason for their election:*

- The term of office of the following five directors will expire:
  1. Director – Kathryn McDonald
  2. Director – Paul Kennedy
  3. Director – Bruce Thomson
  4. Director – Gerard Munday – *Board appointment during the year*
  5. Non-Member Director – Robert Wade

(c) *The electorate of each office:*

- The electorate for the Board is the total financial Membership of VANA Ltd

- (d) *The date and time of the commencement and explanation of the nomination period as set out in the rules of VANA Ltd*

For the Board notice that nominations are required for those Offices to be filled at the Annual General Meeting (AGM) shall be sent by the Returning Officer to each Member at least three months before the date of the AGM. Nominations shall be forwarded so as to be received by the returning officer no later than 3:00pm on the Friday closest to the sixtieth day before the AGM.

**The AGM is scheduled for 25 November 2008.**

For the Executive notice that nominations are required shall be sent by the Returning Officer to each Director no more than seven days after the completion of election of Directors.

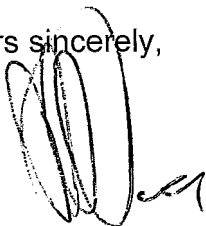
Nominations papers signed by the nominators and endorsed with the consent of the candidate shall be forwarded so as to be received by the Returning Officer no later than 3:00pm on the Friday nominated by the Returning Officer. This will be no later than the third Friday after the notice that nominations were required, was sent by the Returning Officer.

- (e) *The voting system to be employed in the conduct of the election:*

The voting systems for the Board positions will be direct voting system. The voting system for the Executive will be a one tier collegiate electoral system by and from the Board.

We request you allow the lodgement of the above prescribed information to enable our elections to proceed in accordance with the constitution of VANA Ltd.

Yours sincerely,



Robert Wade  
Treasurer/Director  
VANA Ltd