

D A PURCHASE
EXECUTIVE DIRECTOR

VICTORIAN AUTOMOBILE
CHAMBER OF COMMERCE
ABN 63 009 478 209

Level 7
464 St Kilda Road
Melbourne 3004

Telephone: (03) 9829 1103
Facsimile: (03) 9866 6017

18 December 2002

Mr Nicholas Wilson
Industrial Registrar
Australian Industrial Relations Commission
80 Collins Street
MELBOURNE VIC. 3000.

Attention: Mr R Pheiffer

Dear Mr Wilson,

VACC – BOARD OF MANAGEMENT ELECTIONS

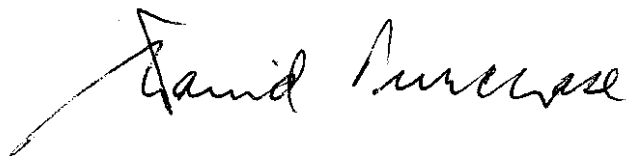
On 12 November 2002 the Association filed pursuant to Section 214 of the Workplace Relations Act, prescribed information for an election to be conducted for the Association's Board of Management.

In the original notice filed with the Registry, reference was not made to the Tasmanian representative to the Board of Management.

Accordingly, we have filed a separate application for the conduct of an election.

We trust that this does not inconvenience your office and would ask that you direct the AEC to incorporate a position for a Board of Management Representative for Tasmania during the current Board of management elections.

Yours faithfully,



DAVID PURCHASE



**VICTORIAN AUTOMOBILE CHAMBER OF COMMERCE
PRESCRIBED INFORMATION**

I hereby furnish prescribed information in relation to vacancies to be filled.

TASMANIAN AUTOMOBILE CHAMBER OF COMMERCE

NOMINATIONS OPEN Monday, 13 January 2003
NOMINATIONS CLOSE Friday, 31 January 2003

NOMINATIONS ARE CALLED FOR (1) BOARD OF MANAGEMENT
REPRESENTATIVE

Reason for election: The Rules require that this election occurs each two calendar
Years.

Electorate: All financial VACC members

Term of office: Two years

Voting system: Direct voting

If a ballot is required, the suggested dates are:

BALLOT OPENS: Monday, 17 February 2003
BALLOT CLOSES: Friday, 28 February 2003.

The Rules relating to the positions to be filled and to the conduct of the elections are
prescribed in Rules 18, 22, 29, 34 and 85.

The membership list and all other necessary information are available from the
Victorian Automobile Chamber of Commerce which is located at:

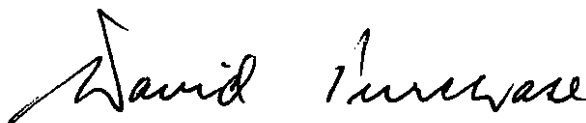
7 Floor
VACC House
464 St Kilda Road
MELBOURNE VIC 3004

STATEMENT

I,

David Purchase
Executive Director
Victorian Automobile Chamber of Commerce
7 Floor - VACC House
464 St Kilda Road
MELBOURNE VIC 3004

state that this information is lodged pursuant to Section 214(1) of the *Workplace
Relations Act 1996*.



**DAVID PURCHASE
Executive Director**



VICTORIAN AUTOMOBILE
CHAMBER OF COMMERCE

464 St Kilda Road
Melbourne 3004
Telephone: (03) 9829 1111
Facsimile: (03) 9820 3401

Address all correspondence
to Executive Director

23 December 1998

Industrial Registrar
Australian Industrial Registry
PO Box 1994
Melbourne Vic 3001

Dear Sir,

Re: VACC Board of Management Elections

Recently, the Association filed pursuant to Section 214 of the Workplace Relations Act, prescribed information for an election to be conducted for the Association's Board of Management.

Subsequent to that, we have been advised that a Division, the Commercial Vehicle Body Manufacturers Association (CVBMA), which has not met for some time, but which has been a Division since 1983, wishes to put forward a nomination for a position on the Board of Management. The Division has already held its AGM and has elected an Executive Committee and Chairman. The Chairman of the Division, Mr Neil Smith, has lodged a nomination form for a position on the Association's Board of Management with the AEC.

In the original notice filed with the Registry, no reference to CVBMA was made, due to the fact that we were unaware that the Division was in the process of reactivating and intended to seek a position on the Board of Management.

By way of background, the Division was formed on 25 May 1983 and I enclose a copy of the Board of Management Resolution regarding the formation of that Division contained in the Board of Management Minutes.

I draw your attention to Rule 9 of the Association's Rules, which provides in part that: *"The Association may be divided into such Divisions or affiliate Associations as the Board shall from time to time direct. Unless otherwise determined by the Board, Divisions or affiliate Associations shall be as follows..."*

The Rule then goes on to list those particular Divisions, and the point I wish to make is that it is competent for the Board to form other Divisions from time to time.

Rule 18 of the Association's Rules provides in part that: *"The business and affairs of the Association shall be managed and carried on by a Board of Management consisting of the President ...1 member from each of the other Divisions..."*

This Rule is intended to take into account that the Association may, from time to time, form other Divisions and make provision for their representation on the Board, which was, and is, the case with the CVBMA.

Accordingly, we have filed a separate application for the conduct of an election, which is attached to this correspondence.

We trust that this does not inconvenience your office and would ask that you direct the AEC to incorporate a position for a Board of Management representative for CVBMA during the current Board of Management elections.

Thank you for your assistance and if you require any further clarification, please do not hesitate to contact me.

Yours faithfully,



Kevin Redfern
Industrial Officer

cc. Mr Robert Pfeiffer, AIRC
Mr Ron Cook, AEC

Lander & Rogers

Lawyers

6 January 2003

Mr Nicholas Wilson
Industrial Registrar
Australian Industrial Registry
Nauru House
80 Collins Street
MELBOURNE VIC 3000

Attention: Mr Shane Ellard/Mr Rob Pfeiffer

BY FACSIMILE 9655 0401

Dear Registrar

VACC – Board of Management Elections
Our ref: MVD 65528

I refer to the letter to you by VACC's Executive Director dated 18 December 2002.

In response from a request by VACC, I returned a phone message from Mr Pfeiffer on 20 December 2002 relating to the Executive Director's letter.

Mr Pfeiffer indicated there might be an issue arising from the request contained in the Executive Director's letter.

On 12 November 2002 VACC filed its Section 214 prescribed information for the forthcoming Board of Management election. That notice inadvertently omitted the office of Tasmanian Representative to the Board of Management. A separate filing for this position accompanied the Executive Director's letter.

The election for this office follows the past practice of the 2001 elections and is consistent with VACC Rules 9, 18 and 33 and the Resolution of the VACC Board of Management made on 27 May 1998.

This Resolution was made in the context of the amalgamation of the Tasmanian Automobile Chamber of Commerce into VACC and was thoroughly discussed by VACC in the amalgamation hearing before His Honour, Senior Deputy President Williams on 13 November 1998 (D No 30016 of 1998, transcript "vacom" 13.11.98, pp. 6 to 8 refers).

Bourke Place
600 Bourke Street Melbourne
Victoria 3000 Australia
GPO Box 1842Q Melbourne
Victoria 3001 Australia

ABN 58 207 240 529
Telephone: 613) 9672 9111
Facsimile: 613) 9670 2723
Ausdoc: DX370
Website: www.landlers.com.au
Sydney office and affiliated
offices in all states

I trust this satisfactorily addresses the issue which may have been raised by the Registry and allows the election for Tasmanian Representative to the Board of Management to proceed.

Your early confirmation would be appreciated given that the nominations are to open on Monday, 13 January 2003 and the relevant preparations need to be finalised by the Australian Electoral Commission.

Yours sincerely,



Mark Diserio
Partner

Direct Dial: 9672 9112
E-mail: mdiserio@landers.com.au

Lander & Rogers

Lawyers

6 January 2003

E2002/228

Mr Nicholas Wilson
Industrial Registrar
Australian Industrial Registry
Nauru House
80 Collins Street
MELBOURNE VIC 3000

FAXED

Attention: Mr Shane Ellard/Mr Rob Pfeiffer

BY FACSIMILE 9655 0401

Dear Registrar

VACC – Board of Management Elections

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Yours sincerely



Mark Diserio
Partner

Direct Dial: 9672 9112
E-mail: mdiserio@landers.com.au

Lander & Rogers

Lawyers

6 January 2003

*Rec'd
8/1/03
p*

Mr Shane Ellard
Team Manager – RIA Team 4
Statutory Services Branch (Melbourne)
Australian Industrial Registry
Nauru House
80 Collins Street
MELBOURNE VIC 3000

BY FACSIMILE 9655 0401

Dear Shane

VACC – Board of Management Elections
Our ref: MVD 65528

Just a short note express my thanks (and I am sure VACC would like me to pass on their appreciation) to you for your prompt assistance with the arrangements for the election of the TACC Board of Management position.

Yours sincerely



Mark Diserio
Partner

Direct Dial: 9672 9112
E-mail: mdiserio@landers.com.au

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600 Bourke Street Melbourne
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M65528#100.DOCMFO

PR926414

Facsimile



Victorian Automobile
Chamber of Commerce
464 St Kilda Road Melbourne 3004
Phone: 03 9829 1111 Fax: 03 9820 3401

E2002/228

Rec'd
11/1/03

To: Mr Shane Ellard, Industrial Registry

Fax No: 9654 6672

From: Lorraine D'Silva, Industrial Officer

Date: 7 January 2003

Subject: **TACC REPRESENTATIVE TO THE
BOARD OF MANAGEMENT**

Total No of Pages:5

As requested, I attach page 5 of the minutes dealing with the resolution re TACC representative on VACC Board of Management at it's meeting on 17/3/99.

I also attach copy of letter dated 18 December 2002 and a copy of prescribed information signed by our President, Russell Stuckey.

Should you have any further queries, please do not hesitate to contact me on 9829 1231.

LORRAINE D'SILVA

NOTICE: This facsimile contains privileged and confidential information intended only for the use of the addressee named above. If you are not the intended recipient of this facsimile you are hereby notified that you must not disseminate, copy or take any action in reliance on it. If you have received this facsimile in error please notify the VACC immediately and return it to the above address. Any costs incurred will be reimbursed by the VACC.

pre-advice on tax issues could/would not be provided by any Government.

G. Update Report on Pre-Purchase Inspection Service

Mr Purchase provided an update on the Pre-Purchase Inspection Service and reported that requests for inspection had increased even though the advertising and promotional budget had been modest. The best results had been achieved through advertising in the Trading Post newspaper.

H. Amalgamation with TACC

Mr Redfern reported that TACC had officially been deregistered as an industrially registered organisation on 1 March and the amalgamation with VACC was complete.

All TACC and VACC members had been advised and a function to formally convey to TACC members that their organisation had amalgamated with VACC was to be held in Hobart on 30 March.

Mr Howes asked how TACC would be represented on the VACC Board of Management. Mr Purchase explained that the TACC Board would become a Committee and then nominate a representative to the VACC Board of Management. When that had been done, VACC would advise the Industrial Registrar. The Board of Management discussed TACC representation and unanimously resolved that:

"VACC BOARD OF MANAGEMENT REPRESENTATION BE INCREASED BY ONE TO ACCOMMODATE A TACC REPRESENTATIVE."

I. Member Climate Survey

The Board of Management noted that VACC had entered into an agreement with Deakin University to conduct a Climate Survey of members. Twenty one focus group sessions of members were to be held around the State, the objective being to draw out from members their perceptions of the VACC.

Mr Nolan advised that the Climate Survey would be an ongoing activity over the next 3-5 years in order to track member reaction to VACC.

6. INDUSTRIAL REPORT (INCLUDING HUMAN RESOURCES & TRAINING)

The Board noted the report.



AUSTRALIAN INDUSTRIAL REGISTRY

Level 36, Nauru House
80 Collins Street, Melbourne, VIC 3000
GPO Box 1994S, Melbourne, VIC 3001
Telephone: (03) 8661 7777
Fax: (03) 9654 6812

Mr Mark Diserio
Partner
Lander & Rogers
Fax: 9670 2723

Dear Mr Diserio,

**Re: Victorian Automobile Chamber of Commerce
Arrangements for conduct of Election
Board of Management Representative - TACC Division
Our Ref: E2002/228
Your Ref: MVD:65528**

Following receipt of your facsimile of 6 January 2003 and further information provided by the VACC on 7 January 2003 a Deputy Industrial Registrar has granted the request for the above election. A copy of the decision is attached for your information.

Should you wish to make any enquiries in relation to the conduct of the election you should direct them, in the first instance, to Mr Michael Pryor, Returning Officer, Non-Parliamentary Elections Section, Australian Electoral Commission, Victoria, telephone: (03) 9285 7139.

Yours sincerely,

Shane Ellard
Team Manager - RIA Team 4
Statutory Services Branch (Melbourne)

7 January 2003

PR926414

Workplace Relations Act 1996

s.214 arrangement for the conduct of an election

**Victorian Automobile Chamber of Commerce
(E2002/228)**

T. NASSIOS
DEPUTY INDUSTRIAL REGISTRAR

MELBOURNE, 7 January 2003

DECISION

On 18 December 2002 the Victorian Automobile Chamber of Commerce lodged in the Industrial Registry prescribed information, and other supporting documentation on 6 & 7 January 2003, in relation to an election for the following office:

Board of Management Member - Tasmanian Division

I am satisfied that an election for the abovementioned office is required to be held under the rules of the organisation and, under subsection 214(2) of the Workplace Relations Act 1996, I am making arrangements for the conduct of the election by the Australian Electoral Commission.





Correspondence to:

Industrial Elections Branch
GPO Box 4382QQ
Melbourne Vic. 3001

Industrial Elections Branch
Level 22
Casselden Place
2 Lonsdale Street (Corner of Spring Street)
Melbourne Vic. 3000

File: 02305
Contact: Michael Pryor

Phone: 9285 7139
Fax: 9285 7149

Mr David Purchase
Executive Director
Victorian Automobile Chamber of Commerce
464 St Kilda Road
MELBOURNE VIC 3004

Dear Sir,

VICTORIAN AUTOMOBILE CHAMBER OF COMMERCE - DECLARATION OF RESULTS OF UNCONTESTED OFFICES. ELECTION E Nos 205 OF 2002 and 228 OF 2002.

Notice of the result of the elections is attached. A copy has been sent to each candidate.

The elections are not complete.

Yours faithfully

Michael Pryor
Returning Officer
19 February 2003

Copies to:

The Industrial Registrar, Principal Registry, GPO Box 1994S, MELBOURNE VIC 3001

SEE E 2002/205
for full copy of
declaration.