



1 August 2019

Emma Germano
President
Victorian Farmers Federation Industrial Association
Sent via email: egermano@vff.org.au

Dear Emma Germano,

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 in matter E2019/11. 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 Victorian Farmers Federation Industrial Association 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.

Yours faithfully,

Christine Hibberd
Registered Organisations Commission

19 July 2019

Post-election report

Victorian Farmers Federation Industrial
Association
Scheduled election
E2019/11

Contents

Election(s) Covered in this Report	3
Rules.....	3
Roll of Voters	3
Irregularities.....	3
Other Matters	4
Signed	4
Attachments	4
A. Declaration of Results for Uncontested Offices – Stage 1	4
B. Declaration of Results for Uncontested Offices – Recall	4
C. Declaration of Results for Uncontested Offices – Stage 2	4

Election(s) Covered in this Report

Organisation: Victorian Farmers Federation Industrial Association
Election: Scheduled
Election Decision No/s: E2019/11

Rules

Rules used for the election: [222V: Incorporates alterations of 19 April 2017 (R2016/308)] replaces rulebook dated 24 November 2014 (R2014/169)

Rules difficult to apply/interpret: None

Model Rule reference (if any):

For more details see the Model Rules on the AEC website:

(https://www.aec.gov.au/About_AEC/AEC_Services/Industrial_Elections)

Roll of Voters

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

Irregularities

Details of written allegations of irregularities,
and action taken by AEC: None

Other irregularities identified, and action taken: None

Other Matters

Returning Officer actions required (Section 193): No

Signed



Benjamin Murray
Returning Officer
Australian Electoral Commission
E: vicelections@aec.gov.au
P: 03 9285 7129
19 July 2019

Attachments

- A. Declaration of Results for Uncontested Offices – Stage 1
- B. Declaration of Results for Uncontested Offices – Recall
- C. Declaration of Results for Uncontested Offices – Stage 2

Victorian Farmers Federation Industrial Association

DECLARATION OF RESULTS - E2019/11 - Stage 2 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:

President (1)

Candidates

GULLINE Robyn

Vice President (1)

Candidates

GERMANO Emma

Treasurer (1)

Candidates

JOCHINKE David

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
Telephone: 03 9285 7129
Email: vicelections@aec.gov.au
19/07/2019

Victorian Farmers Federation Industrial Association

DECLARATION OF RESULTS - E2019/11 - Stage 1 Uncontested Offices

Recall 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 Farmers Federation Industrial Association Members

Executive Committee (5)

Candidates

GERMANO Emma

JOCHINKE David

PARKINSON Meg

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
Telephone: 03 9285 7129
Email: vicelections@aec.gov.au
15/07/2019





4 July 2019

Emma Germano
President
Victorian Farmers Federation Industrial Association
Sent via email: egermano@vff.org.au

Dear Emma Germano,

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 in matter E2019/11. 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 Victorian Farmers Federation Industrial Association 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.

Yours faithfully,

Christine Hibberd
Registered Organisations Commission

Victorian Farmers Federation Industrial Association

DECLARATION OF RESULTS - E2019/11 - Stage 1 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:

Executive Committee (6)

Candidate

GULLINE Robyn

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
Telephone: 03 9285 7129
Email: vicelections@aec.gov.au
13/06/2019





DECISION

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

Victorian Farmers Federation Industrial Association (E2019/11)

MR ENRIGHT

MELBOURNE, 8 May 2019

Arrangement for conduct of election.

[1] On 22 March 2019 the Victorian Farmers Federation Industrial Association (**the Association**) lodged with the Registered Organisations Commission prescribed information for an election to fill the following offices:

Executive Committee	(6)
President	(1)
Vice President	(1)
Treasurer	(1)

Late lodgement of Prescribed Information

[2] The Association did not lodge the prescribed information before the prescribed day as required by regulation 138(3) of the *Fair Work (Registered Organisations) Regulations 2009* (**the Regulations**).

[3] In circumstances where the Annual General Meeting (**AGM**) must occur by 31 July of each year as provided in rule 31.1 of rule book dated 19 April 2017 (R2016/308), the prescribed information must be lodged by 18 March. Consequently, the prescribed information was lodged 3 days out of time.

[4] In its preceding election E2018/36, the Association lodged the prescribed information on 22 March 2018 and this was also lodged outside of the statutory period as prescribed by regulation 138(3) of the Regulations by a period of 3 days. However, it appears that this issue was not brought to the attention of the Association.

[5] On 17 April 2019, the President of the Association submitted a written request for lodgement of the prescribed information on a later day in accordance with section 189(2) of the *Fair Work (Registered Organisations) Act 2009* (**the RO Act**) for this election E2019/11. The reason for delay was cited as an oversight by the organisation and that the date for the AGM had not been decided at the time which ultimately effected the date on which the prescribed information must be lodged.

[6] There is a reasonable expectation that registered organisations take steps to ensure that they comply with the time-frame requirements as set out not only in the RO Act but also in instruments such as the organisation's own rules.

[7] I have considered the consistency in the days of lateness in the Association's lodgement of the prescribed information in this and previous election. I have also considered the reasons for delay provided by the President of the Association.

[8] It appears that the relevant date for the lodgement of prescribed information has not to this point been clear to the Association which is a matter that has now been remedied. The Association is also aware that section 189(2) of the RO Act is a civil penalty provision.

[9] In the circumstances, I grant the request for a later date for lodgement and note that any further applications to lodge on a later date are unlikely to be granted on the basis of the same oversight and or erroneous assumptions made in this and previous election cycles.

[10] I am satisfied that an election for the above-named offices is required to be held under the rules of the organisation and, under subsection 189(3) of the RO Act, I am making arrangements for the conduct of the election by the Australian Electoral Commission.



DELEGATE OF THE COMMISSIONER

Printed by authority of the Commonwealth Government Printer

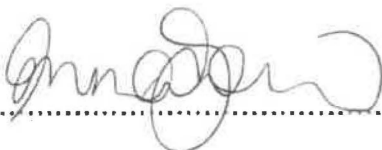
PR351341

**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, Emmanuele Germano, being the President of the Victorian Farmers Federation Industrial Association make the following statement:

1. I am authorised to sign this statement containing prescribed information for the Victorian Farmers Federation Industrial Association.
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. There are pending rule alterations on foot however, they will not affect the decision to arrange for the conduct of this election.
5. This statement **IS NOT** lodged at least 2 months before nominations open for the election(s) in Annexure A. The reason it is lodged after the prescribed time is:
 - a. that it was an oversight and the election time was not decided. The AGM has now been decided and is to be held on 18 July 2019.
 - b. An extension of time request was lodged for this election on 17/04/2019.

NOTE: A failure to lodge Prescribed Information on time can lead to civil penalties under the RO Act.



.....

Signed: President of the VFFIA
Dated: 17/04/2019

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 <i>Direct voting system; Collegiate electoral system</i>	Reason for Election <i>Scheduled; Casual vacancy; New office created; Insufficient nominations</i>	Electorate
Victorian Farmers Federation Industrial Association	Executive Committee	6	Direct Voting System	Scheduled	<i>(Rule 28) all members of the VFFIA</i>
Victorian Farmers Federation Industrial Association	President	1	Collegiate electoral system	Scheduled	rule 29.1 Executive Committee
Victorian Farmers Federation Industrial Association	Vice President	1	Collegiate electoral system	Scheduled	rule 29.1 Executive Committee
Victorian Farmers Federation Industrial Association	Treasurer	1	Collegiate electoral system	Scheduled	<i>rule 29.1 Executive Committee</i>

- Important dates:

	Direct Voting System	Collegiate Electoral System
Nominations OPEN	Not less than 14 days before nominations close rule 28.1. The AGM is scheduled for the 18 July 2019.	rule 29.1 to be determined by returning officer
Nominations CLOSE	Not less than 2 months before AGM rule 28.1	rule 29.1 to be determined by returning officer
Roll of Voters cut off date	7 days prior to nominations opening for elections of Executive	rule 29.1 to be determined by returning officer

	Committee Members only rule 28.5.3	
--	------------------------------------	--

NOTES: 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'. This also applies where rules are silent as to the nominated dates.

If the nomination dates are 'To be Determined by the Returning Officer', but your organisation has a *preference*, please state 'To be Determined by Returning Officer' and clearly indicate that your nominated date is a preference.

If the P.I. includes a position that is not an office, please refer to our template [Prescribed information for the election of officer and non-officer positions](#).