



AMENDING DECISION

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

Construction, Forestry, Maritime, Mining and Energy Union
(E2018/31)

MR COYLE

MELBOURNE, 25 MARCH 2019

Arrangement for conduct of election.

[1] The decision issued by the Delegate of the Registered Organisations Commissioner (the Commissioner) on 11 April 2018 [[2018] ROCD 65] is amended as follows:

By deleting '(2)' from the list of offices at paragraph [1] under Queensland Branch State Joint Vice President and inserting in lieu: (3)

By deleting '(3)' from the list of offices at paragraph [1] under New South Wales Branch State Joint Vice President and inserting in lieu: (4)

By deleting '(3)' from the list of offices at paragraph [1] under Victoria Branch State Joint Vice President and inserting in lieu: (4)

By deleting '(3)' from the list of offices at paragraph [1] under Tasmania Branch State Joint Vice President and inserting in lieu: (4)

By deleting '(2)' from the list of offices at paragraph [1] under South Australia Branch State Joint Vice President and inserting in lieu: (3)

By deleting '(2)' from the list of offices at paragraph [1] under Western Australia Branch State Joint Vice President and inserting in lieu: (3)

By deleting in paragraph [3] 'In particular, the offices in each branch remain the same and the procedures for the election of office holders remain the same.'

[2] On 28 February 2018, the Construction, Forestry, Mining and Energy Union lodged the original prescribed information with the Registered Organisations Commission (the ROC) for the scheduled election for State Branch officers – **E2018/31**.

[3] On 27 March 2018, the Construction, Forestry, Mining and Energy Union amalgamated with the Maritime Union of Australia and the Textile, Clothing and Footwear Union of Australia to become the Construction, Forestry, Maritime, Mining and Energy Union (the organisation). As a consequence, a new Maritime Union of Australia Division was created resulting in an increase in the number of State Branch Joint Vice Presidents to be elected.

[4] In the decision of 11 April 2018, Mr Enright, in his capacity as Delegate of the Commissioner, made arrangements for the conduct of the election based on the prescribed information lodged on 28 February 2018.

[5] On 17 April 2018, Mr Michael O'Connor, National Secretary of the organisation lodged amended prescribed information with the ROC increasing the numbers of State Branch Joint Vice Presidents in accordance with those numbers specified in paragraph [1].

[6] Between April 2018 and February 2019, extensive communication between staff of the ROC and the organisation was exchanged. Part of these communications related to the possible ambiguities or inconsistencies in the rules of the organisation referred to further below which caused uncertainty regarding the proper number of offices of State Branch Joint Vice President to be elected. This has resulted in delays in assessing the amended prescribed information. Following communication received from the organisation on 25 February 2019 (dated 21 February 2019), these matters are sufficiently resolved to enable this decision to be issued.

[7] Consequential to the amalgamation of 27 March 2018, I am satisfied that an election is due for the offices listed in Mr O'Connor's correspondence of 17 April 2018. I am also satisfied that an election is due for at least those numbers of State Branch Joint Vice Presidents as outlined in Mr O'Connor's correspondence.

Joint Vice Presidents

[8] As stated above in relation to the exchange of correspondence between the organisation and the ROC, there are certain ambiguities of the National Rules in relation to the entitlement of State Branches to a Joint Vice President. Rule 48(i) of the National Rules provides that each Division 'shall hold at least one position of Joint Vice-President'. However a question arises as to the entitlement of State Branches to a Joint Vice President if a Division does not have a presence in a particular state. It is also unclear what the consequences are for Districts or Divisional Branches who do not clearly fit within State Branch geographical boundaries.

[9] In the correspondence of 21 February 2019 from Mr O'Connor, the organisation has agreed that its current rules are 'ambiguous and lacking in clarity in relation to the operation of State Branches'. Mr O'Connor has informed the ROC that the organisation is currently considering advice with a view to making amendments to the rules to remove these ambiguities in the foreseeable future. It is unnecessary for me to form a view about those ambiguities to be satisfied of the need for elections in respect of those offices listed in the amended prescribed information.

[10] I emphasise my concerns about the deficiency of the organisation's rules and recommend that they be remedied as soon as possible to ensure clarity and compliance with the *Fair Work (Registered Organisations) Act 2009*. This will assist in avoiding unnecessary delays in the assessment and conduct of future elections. I advise that in addition to the publication of this decision on the website of the ROC, a copy will be forwarded to the General Manager of the Fair Work Commission.



DELEGATE OF THE COMMISSIONER

Printed by authority of the Commonwealth Government Printer

<PR351179>

Construction Forestry Maritime Mining and Energy Union National Office

21 February 2019

Mr Chris Enright
Delegate of the Commissioner
Registered Organisations Commission
GPO Box 2983
MELBOURNE VIC 3001

Dear Mr Enright

RE: [2018] ROCD 65 – DECISION ON ELECTIONS [E2018/31]

I write further to the letter sent to you on 17 April 2018 in response to your decision of 11 April 2018.

Following recent discussions with staff of the ROC I believe it is necessary to inform you of our revised view on two matters.

Firstly, it is clear to me that the original decision of the ROC in relation to the Queensland issue was in fact correct.

Secondly, as a result of the discussions referred to above, I can advise that the number of Vice Presidents in the ACT should be 1, not nil as previously advised.

I acknowledge that the current rules of the union are ambiguous and lacking in clarity in relation to the operation of State Branches and that this has, together with the recent amalgamation complicated the determination of these matters.

I can advise that the CFMMEU is currently considering advice with a view to making amendments to the rules to remove these ambiguities in the foreseeable future.

Yours Sincerely



Michael O'Connor
NATIONAL SECRETARY

**Construction, Forestry,
Maritime, Mining and
Energy Union**
National Office

Michael O'Connor
National Secretary
ABN 17402743835

540 Elizabeth Street
MELBOURNE VIC 3000

P: (613) 9274 9203
F: (613) 9274 9284

17 April 2018

Mr Mark Bielecki
Commissioner
Registered Organisations Commission
GPO Box 2983
MELBOURNE VIC 3001

Dear Commissioner

RE: E2018/31 - PRESCRIBED INFORMATION FOR ELECTIONS

I refer to my letter to the Delegate of 17 April 2018 regarding the decision on elections for the Construction, Forestry, Maritime, Mining and Energy Union (E2018/31).

As a result of the amalgamation of the MUA, TCFUA and CFMEU on 27 March 2018, I must notify you of a change in the prescribed information which was lodged on 28 February 2018.

In accordance with section 189 of the *Fair Work (Registered Organisations) Act 2009* and Regulation 138 of the *Fair Work (Registered Organisations) Regulations 2009*, I provide the below information regarding elections.

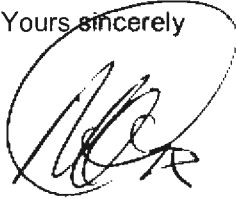
I, Michael O'Connor, being the National Secretary of the Construction, Forestry, Maritime, Mining and Energy Union, make the following statement:

1. I am authorised to sign this statement containing prescribed information for elections for State Branch officers;
2. The following information is lodged under sub-section 189(1) of the *Fair Work (Registered Organisations) Act 2009*.
3. The elections that are required are set out in Annexure A, attached.
4. The date and time for the opening of nominations is in accordance with rule 48(i) of the rules of the Construction, Forestry, Maritime, Mining and Energy Union, which provides, inter alia, that the election shall be held, the necessary changes being made, in the same way as Divisional Officers are elected from the Divisional Conference under Rule 9 of the rules of the Construction and General Division.

5. The date and time for the closing of nominations is in accordance with rule 9(5) of the rules of the Construction and General Division which provides that nominations shall be called for by the Returning Officer on a date fixed by the Returning Officer following the fixing by Divisional Executive, pursuant to sub-rule 8(xi), of a date and place for the holding of elections required under the rule, and shall close fourteen days after nominations are opened.
6. This statement is lodged at least two months before nominations open for the elections below.

This declaration, and the Annexure A, revise and replace the prescribed information lodged previously on 28 February 2018.

Yours sincerely

A handwritten signature in black ink, appearing to be 'M O'Connor', enclosed within a hand-drawn oval.

Michael O'Connor
NATIONAL SECRETARY

Attachment: copy of letter to the Delegate of the Commissioner, 17 April 2018

ANNEXURE A

Elections that are required:

Branch	Name of Office	Number required	Voting System	Reason for Election	Electorate
Queensland Branch	State Branch Secretary	1	Collegiate election	Scheduled election	Delegates to Queensland Branch State Conference
Queensland Branch	State Branch Assistant Secretary	1	Collegiate election	Scheduled election	Delegates to Queensland Branch State Conference
Queensland Branch	State Branch President	1	Collegiate election	Scheduled election	Delegates to Queensland Branch State Conference
Queensland Branch	State Branch Senior Vice-President	1	Collegiate election	Scheduled election	Delegates to Queensland Branch State Conference
Queensland Branch	State Branch Joint Vice-President	3	Collegiate election	Scheduled election	Delegates to Queensland Branch State Conference
New South Wales Branch	State Branch Secretary	1	Collegiate election	Scheduled election	Delegates to New South Wales Branch State Conference
New South Wales Branch	State Branch Assistant Secretary	1	Collegiate election	Scheduled election	Delegates to New South Wales Branch State Conference
New South Wales Branch	State Branch President	1	Collegiate election	Scheduled election	Delegates to New South Wales Branch State Conference
New South Wales Branch	State Branch Senior Vice-President	1	Collegiate election	Scheduled election	Delegates to New South Wales Branch State Conference
New South Wales Branch	State Branch Joint Vice-President	4	Collegiate election	Scheduled election	Delegates to New South Wales Branch State Conference
Victorian Branch	State Branch Secretary	1	Collegiate election	Scheduled election	Delegates to Victorian Branch State Conference
Victorian Branch	State Branch Assistant Secretary	2	Collegiate election	Scheduled election	Delegates to Victorian Branch State Conference
Victorian Branch	State Branch President	1	Collegiate election	Scheduled election	Delegates to Victorian Branch State Conference
Victorian Branch	State Branch Senior Vice-President	1	Collegiate election	Scheduled election	Delegates to Victorian Branch State Conference

Branch	Name of Office	Number required	Voting System	Reason for Election	Electorate
Victorian Branch	State Branch Joint Vice-President	4	Collegiate election	Scheduled election	Delegates to Victorian Branch State Conference
Tasmanian Branch	State Branch Secretary	1	Collegiate election	Scheduled election	Delegates to Tasmanian Branch State Conference
Tasmanian Branch	State Branch Assistant Secretary	1	Collegiate election	Scheduled election	Delegates to Tasmanian Branch State Conference
Tasmanian Branch	State Branch President	1	Collegiate election	Scheduled election	Delegates to Tasmanian Branch State Conference
Tasmanian Branch	State Branch Senior Vice-President	1	Collegiate election	Scheduled election	Delegates to Tasmanian Branch State Conference
Tasmanian Branch	State Branch Joint Vice-President	4	Collegiate election	Scheduled election	Delegates to Tasmanian Branch State Conference
South Australian Branch	State Branch Secretary	1	Collegiate election	Scheduled election	Delegates to South Australian Branch State Conference
South Australian Branch	State Branch Assistant Secretary	1	Collegiate election	Scheduled election	Delegates to South Australian Branch State Conference
South Australian Branch	State Branch President	1	Collegiate election	Scheduled election	Delegates to South Australian Branch State Conference
South Australian Branch	State Branch Senior Vice-President	1	Collegiate election	Scheduled election	Delegates to South Australian Branch State Conference
South Australian Branch	State Branch Joint Vice-President	3	Collegiate election	Scheduled election	Delegates to South Australian Branch State Conference
Western Australian Branch	State Branch Secretary	1	Collegiate election	Scheduled election	Delegates to Western Australian Branch State Conference
Western Australian Branch	State Branch Assistant Secretary	1	Collegiate election	Scheduled election	Delegates to Western Australian Branch State Conference
Western Australian Branch	State Branch President	1	Collegiate election	Scheduled election	Delegates to Western Australian Branch State Conference
Western Australian Branch	State Branch Senior Vice-President	1	Collegiate election	Scheduled election	Delegates to Western Australian Branch State Conference
Western Australian Branch	State Branch Joint Vice-President	3	Collegiate election	Scheduled election	Delegates to Western Australian Branch State Conference

17 April 2018

Mr Chris Enright
Delegate of the Commissioner
Registered Organisations Commission
GPO Box 2983
MELBOURNE VIC 3001

Dear Mr Enright

RE: [2018] ROCD 65 - DECISION ON ELECTIONS [E2018/31]

I write further to my letter to Commissioner Bielecki of 28 February 2018 and your decision of 11 April 2018.

The purpose of my letter is twofold. In the first instance, I wish to bring to your attention a number of errors contained in your decision:

- 1 at paragraph [1], your decision records the incorrect number of persons required to be elected;
- 2 at paragraph [3], your decision records that:
"The alterations to the rules of the CFMEU did not alter the rules of the branches as listed above, except to include Northern Territory members in the Queensland branch. In particular, the offices in each branch remain the same and the procedures for the election of office holders remain the same."

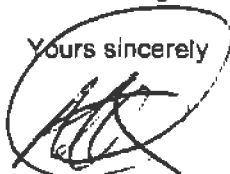
This is factually incorrect on a number of counts:

- 1 In the first instance, the members in the Northern Territory were already members of the Queensland Branch prior to the amalgamation;
- 2 The offices in each branch do not remain the same, but are in some instances increased.

Second, I can advise you that as a result of the recent amalgamation there will need to be changes in the prescribed information that was provided to the Commissioner under cover of the aforementioned letter of 28 February. The revised information is in the correspondence attached.

I would be grateful if you could review your decision in light of the above.

Yours sincerely



Michael O'Connor
NATIONAL SECRETARY



DECISION

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

Construction, Forestry, Maritime, Mining and Energy Union (E2018/31)

MR ENRIGHT

MELBOURNE, 11 APRIL 2018

Arrangement for conduct of election.

[1] On 28 February 2018 the Construction, Forestry, Mining and Energy Union (**the CFMEU**) lodged with the Registered Organisations Commission prescribed information for an election to fill the following offices:

Queensland Branch

State Secretary	(1)
State Assistant Secretary	(1)
State President	(1)
State Senior Vice President	(1)
State Joint Vice President	(2)

New South Wales Branch

State Secretary	(1)
State Assistant Secretary	(1)
State President	(1)
State Senior Vice President	(1)
State Joint Vice President	(3)

Victoria Branch

State Secretary	(1)
State Assistant Secretary	(2)
State President	(1)
State Senior Vice President	(1)
State Joint Vice President	(3)

Tasmania Branch

State Secretary	(1)
State Assistant Secretary	(1)
State President	(1)
State Senior Vice President	(1)
State Joint Vice President	(3)

South Australia Branch

State Secretary	(1)
State Assistant Secretary	(1)
State President	(1)
State Senior Vice President	(1)
State Joint Vice President	(2)

Western Australia Branch

State Secretary	(1)
State Assistant Secretary	(1)
State President	(1)
State Senior Vice President	(1)
State Joint Vice President	(2)

[2] On 27 March 2018 the CFMEU amalgamated with The Maritime Union of Australia (MUA) and the Textile, Clothing and Footwear Union of Australia (TCFUA) to form the Construction, Forestry, Maritime, Mining and Energy Union (**the organisation**) (see the decision of the Fair Work Commission [2018] FWC 1017). To effect the amalgamation the MUA and TCFUA were de-registered (see [2018] FWC 1797 and [2018] FWC 1794). The rules of the CFMEU were altered so that, among other things, its eligibility rules include the members of the MUA and TCFUA. Also the CFMEU's name was changed to the Construction, Forestry, Maritime, Mining and Energy Union.

[3] The alterations to the rules of the CFMEU did not alter the rules of the branches as listed above, except to include Northern Territory members in the Queensland branch. In particular, the offices in each branch remain the same and the procedures for the election of office holders remain the same.

[4] In relation to the Australian Capital Territory Branch, rule 48(i) states "*that for the A.C.T. Branch (while that Branch has only one Divisional Branch) Officers elected to the Construction & General Division A.C.T. Branch, shall hold the equivalent position within the A.C.T. State Branch.*". I note that the equivalent officers were elected in E2016/134 and are therefore not due for re-election.

[5] 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 COMMISSIONER

Printed by authority of the Commonwealth Government Printer

<PR351033>

28 February 2018

Mr Mark Bielecki
Commissioner
Registered Organisations Commission
GPO Box 2983
MELBOURNE VIC 3001

Dear Commissioner

PRESCRIBED INFORMATION FOR ELECTIONS – E2018/31

In accordance with section 189 of the *Fair Work (Registered Organisations) Act 2009* and Regulation 138 of the *Fair Work (Registered Organisations) Regulations 2009*, I provide the below information regarding CFMEU elections.

I, Michael O'Connor, being the National Secretary of the Construction Forestry Mining and Energy Union [CFMEU], make the following statement:

1. I am authorised to sign this statement containing prescribed information for elections for CFMEU State Branch officers;
2. The following information is lodged under sub-section 189(1) of the *Fair Work (Registered Organisations) Act 2009*.
3. The elections that are required are set out in Annexure A, attached.
4. The date and time for the opening of nominations is in accordance with rule 48(i) of the rules of the CFMEU, which provides, inter alia, that the election shall be held, the necessary changes being made, in the same way as Divisional Officers are elected from the Divisional Conference under Rule 9 of the rules of the Construction and General Division.
5. The date and time for the closing of nominations is in accordance with rule 9(5) of the rules of the Construction and General Division which provides that nominations shall be called for by the Returning Officer on a date fixed by the Returning Officer following the fixing by Divisional Executive, pursuant to sub-rule 8(xi), of a date and place for the holding of elections required under the rule, and shall close fourteen days after nominations are opened.
6. This statement is lodged at least two months before nominations open for the elections below.

Yours sincerely



Michael O'Connor
NATIONAL SECRETARY

ANNEXURE A

Elections that are required:

Branch	Name of Office	Number required	Voting System	Reason for Election	Electorate
CFMEU Queensland Branch	State Branch Secretary	1	Collegiate election	Scheduled election	Delegates to CFMEU Queensland Branch State Conference
CFMEU Queensland Branch	State Branch Assistant Secretary	1	Collegiate election	Scheduled election	Delegates to CFMEU Queensland Branch State Conference
CFMEU Queensland Branch	State Branch President	1	Collegiate election	Scheduled election	Delegates to CFMEU Queensland Branch State Conference
CFMEU Queensland Branch	State Branch Senior Vice-President	1	Collegiate election	Scheduled election	Delegates to CFMEU Queensland Branch State Conference
CFMEU Queensland Branch	State Branch Joint Vice-President	2	Collegiate election	Scheduled election	Delegates to CFMEU Queensland Branch State Conference
CFMEU New South Wales Branch	State Branch Secretary	1	Collegiate election	Scheduled election	Delegates to CFMEU New South Wales Branch State Conference
CFMEU New South Wales Branch	State Branch Assistant Secretary	1	Collegiate election	Scheduled election	Delegates to CFMEU New South Wales Branch State Conference
CFMEU New South Wales Branch	State Branch President	1	Collegiate election	Scheduled election	Delegates to CFMEU New South Wales Branch State Conference
CFMEU New South Wales Branch	State Branch Senior Vice-President	1	Collegiate election	Scheduled election	Delegates to CFMEU New South Wales Branch State Conference
CFMEU New South Wales Branch	State Branch Joint Vice-President	3	Collegiate election	Scheduled election	Delegates to CFMEU New South Wales Branch State Conference
CFMEU Victorian Branch	State Branch Secretary	1	Collegiate election	Scheduled election	Delegates to CFMEU Victorian Branch State Conference
CFMEU Victorian Branch	State Branch Assistant Secretary	2	Collegiate election	Scheduled election	Delegates to CFMEU Victorian Branch State Conference
CFMEU Victorian Branch	State Branch President	1	Collegiate election	Scheduled election	Delegates to CFMEU Victorian Branch State Conference
CFMEU Victorian Branch	State Branch Senior Vice-President	1	Collegiate election	Scheduled election	Delegates to CFMEU Victorian Branch State Conference

Branch	Name of Office	Number required	Voting System	Reason for Election	Electorate
CFMEU Victorian Branch	State Branch Joint Vice-President	3	Collegiate election	Scheduled election	Delegates to CFMEU Victorian Branch State Conference
CFMEU Tasmanian Branch	State Branch Secretary	1	Collegiate election	Scheduled election	Delegates to CFMEU Tasmanian Branch State Conference
CFMEU Tasmanian Branch	State Branch Assistant Secretary	1	Collegiate election	Scheduled election	Delegates to CFMEU Tasmanian Branch State Conference
CFMEU Tasmanian Branch	State Branch President	1	Collegiate election	Scheduled election	Delegates to CFMEU Tasmanian Branch State Conference
CFMEU Tasmanian Branch	State Branch Senior Vice-President	1	Collegiate election	Scheduled election	Delegates to CFMEU Tasmanian Branch State Conference
CFMEU Tasmanian Branch	State Branch Joint Vice-President	3	Collegiate election	Scheduled election	Delegates to CFMEU Tasmanian Branch State Conference
CFMEU South Australian Branch	State Branch Secretary	1	Collegiate election	Scheduled election	Delegates to CFMEU South Australian Branch State Conference
CFMEU South Australian Branch	State Branch Assistant Secretary	1	Collegiate election	Scheduled election	Delegates to CFMEU South Australian Branch State Conference
CFMEU South Australian Branch	State Branch President	1	Collegiate election	Scheduled election	Delegates to CFMEU South Australian Branch State Conference
CFMEU South Australian Branch	State Branch Senior Vice-President	1	Collegiate election	Scheduled election	Delegates to CFMEU South Australian Branch State Conference
CFMEU South Australian Branch	State Branch Joint Vice-President	2	Collegiate election	Scheduled election	Delegates to CFMEU South Australian Branch State Conference
CFMEU Western Australian Branch	State Branch Secretary	1	Collegiate election	Scheduled election	Delegates to CFMEU Western Australian Branch State Conference
CFMEU Western Australian Branch	State Branch Assistant Secretary	1	Collegiate election	Scheduled election	Delegates to CFMEU Western Australian Branch State Conference
CFMEU Western Australian Branch	State Branch President	1	Collegiate election	Scheduled election	Delegates to CFMEU Western Australian Branch State Conference
CFMEU Western Australian Branch	State Branch Senior Vice-President	1	Collegiate election	Scheduled election	Delegates to CFMEU Western Australian Branch State Conference
CFMEU Western Australian Branch	State Branch Joint Vice-President	2	Collegiate election	Scheduled election	Delegates to CFMEU Western Australian Branch State Conference



1 February 2018

Mr Michael O'Connor
The National Secretary
Construction, Forestry, Mining and Energy Union

Sent via email: nationalqueries@cfmeu.org

CC: AEC Returning Officer by email: industrial.elections@aec.gov.au

Dear Mr O'Connor,

Courtesy Letter - Election for offices [E2018/31]

The rules of the Construction, Forestry, Mining and Energy Union indicate that an election for offices within the organisation is due to commence shortly.

- State Branch Officers

It appears that nominations for the election for the above-named offices open in May this year

Reminder: prescribed information must be lodged

This is a courtesy letter to remind you of your obligation to lodge information about the election (known as the 'prescribed information') pursuant to sub-sections 189(1) and (2) of the *Fair Work (Registered Organisations) Act 2009* (the 'Act') within the month. Prescribed information must be lodged with the Registered Organisations Commission (the ROC) two months before nominations open for the election.

If you do NOT agree that an election is due

If you have a different interpretation for the commencement of the election or the offices due for election under your rules, please let the ROC know on regorgs@roc.gov.au as soon as possible.

If you agree that an election is due

If you agree that an election is due, the prescribed information must be lodged within the month. The prescribed information should contain details of the election as required by regulation 138(1) of the *Fair Work (Registered Organisations) Regulations 2009* (the 'Regulations'), and any subsequent collegiate elections, if that is relevant. A sample of the prescribed information can be found on our website at <http://www.roc.gov.au/resources-and-decisions/fact-sheets-templates-and-webinars>.

The prescribed information should be emailed to regorgs@roc.gov.au. When lodging the prescribed information, please quote [E2018/31]

If you are unable to lodge the prescribed information on time

If your organisation believes that it will be unable to comply with the prescribed day as set out in the Regulations, it will need to apply to the Commissioner within the month for a later date. Such request will need to set out in detail the reason why your organisation is unable to comply with the requirement. While the Commissioner will consider such an application, there is no assurance that

consent to a later day will be allowed.

Penalties apply

It should be noted Section 189(2) is a civil penalty provision. Failure for an organisation to lodge prescribed information at least two months before nominations open may result in legal proceedings being issued with the possibility of a pecuniary penalty being imposed upon an officer and/or the organisation.

The ROC intends to continue to provide reminders that an election is due as a courtesy. However failure to receive a reminder from the ROC cannot be relied on as a reason for late, incorrect or non-lodgment of prescribed information. The obligation to lodge prescribed information consistent with the Act and the rules of the organisation rests with the organisation.

Insufficient nominations

If there are insufficient nominations, or if a casual vacancy arises after the conduct of this election, then those unfilled or vacated offices must be filled in accordance the organisation's rules, and in any event in a timely manner.

Should you seek any clarification in relation to the above, please contact the ROC on regorgs@roc.gov.au.

Yours faithfully,



Sam Gallichio
Registered Organisations Commission