

**Australian Business Industrial  
E2012/417 Collegiate Election**

**DECLARATION OF RESULTS FOR UNCONTESTED AND CONTESTED OFFICES**

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.

**Officers and Executive Committee**

Total number of persons on the roll of voters	0
Ballot papers issued	13
Duplicate ballot papers issued	0
<b>TOTAL BALLOT PAPERS ISSUED</b>	<b>13</b>
Ballot papers / envelopes returned for scrutiny	11
Less ballot papers / envelopes rejected at preliminary scrutiny	0
Adjusting Balance	0
<b>TOTAL BALLOT PAPERS ADMITTED TO SCRUTINY</b>	<b>11</b>
Percentage of ballot papers returned to number issued	84%
Ballot papers returned as unclaimed mail	0
Ballot papers not returned	2

**President**

<u>Candidates</u>	<u>Votes</u>
GOLUZD, Jack	4
HOOD, Roger Lindsay	7
Total votes	11
Formal ballot papers	11
Informal ballot papers	0

I declare Roger Lindsay Hood elected.

**Vice-President (2)**

Candidates

AINSWORTH, Lynette Christine  
BOWERS, Thomas

I declare Lynette Christine Ainsworth and Thomas Bowers elected.

**Secretary/Treasurer**

Candidate

BOSWORTH, Colin

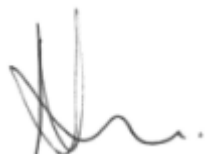
I declare Colin Bosworth elected.

**Executive Committee (3)**

Candidates

EICHHORN, Brian Joseph  
GETHING, Bradley  
LILEY, Jessica

I declare Brian Joseph Eichhorn, Bradley Gething and Jessica Liley elected.



Nicole Hoy  
Returning Officer  
Australian Electoral Commission  
15 April 2013

# **Australian Business Industrial E2012/417 Vacancy Election**

## **DECLARATION OF RESULTS FOR UNCONTESTED OFFICES**

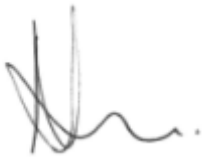
Results of the election for the following offices conducted in accordance with the provisions of the Fair Work (Registered Organisations) Act 2009 and the rules of the organisation.

### **ABI Council**

#### **Councillor (2)**

No nominations were received

I declare no candidates elected.



Nicole Hoy  
Returning Officer  
8 February 2013

**Fair Work (Registered Organisations) Act 2009**

**POST ELECTION REPORT**

**Client:** Australian Business Industrial

**Contact details:** Mr Colin Bosworth  
Australian Business Industrial  
140 Arthur Street  
NORTH SYDNEY NSW 2060

**FWC contact officer:** David Vale

**Email:** industrial@australianbusiness.com.au  
**Tel:** 02 9458 7500

**Email:** Industrial.elections@fwc.gov.au  
**Tel:** 02 8374 6628

**ELECTIONS COVERED IN THIS REPORT**

**Election Decision No/s:** E2012/417

**RULES**

**Rules used for elections Rule ID:** [143N: As at registration on 19 October 2009 in matter D2008/124]

**Rules difficult to apply/interpret:** The Australian Business Industrial (ABI) Rules are not clear on the number of nominators required by a candidate. However, they do infer that a candidate cannot self-nominate in an election.

**Model Rule reference (if any):**

**ROLL OF VOTERS – Collegiate Election**

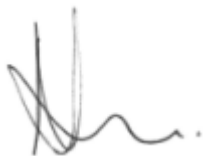
<b>Total number of voters on the roll</b>	13
<b>Number of apparent workplace addresses</b>	100%
<b>Number of non-current addresses</b>	0
<b>Other Matters</b>	

**ALLEGATIONS OF IRREGULARITIES RECEIVED**

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

**ATTACHMENTS**

- 1 Declaration of Uncontested Offices - Councillor
- 2 Declaration of Uncontested and Contested Offices – Collegiate Election



Nicole Hoy  
Returning Officer  
15 April 2013



FAIR WORK  
AUSTRALIA

27 December 2012

Mr Colin Bosworth  
Secretary/Treasurer  
Australian Business Industrial  
Locked Bag 938  
NORTH SYDNEY NSW 2059

Dear Mr Bosworth

**Arrangements for the conduct of an Election - (E2012/417)**

I refer to the prescribed information lodged under subsection 189(1) of the *Fair Work (Registered Organisations) Act 2009* in relation to the above matter lodged on 21 December 2012.

The election has been granted. A copy of the Delegate's Decision is enclosed

Yours sincerely

David Vale  
Regulatory Compliance Branch  
Fair Work Australia



FAIR WORK  
AUSTRALIA

## DECISION

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

**Australian Business Industrial**  
(E2012/417)

AILS A CARRUTHERS

MELBOURNE, 27 DECEMBER 2012

*Arrangement for conduct of election.*



[1] On 7 December 2012 Australian Business Industrial lodged with Fair Work Australia the prescribed information in relation to an election for the following offices due to insufficient nominations at the previous election in E2012/320:

Councillor (2)

[2] On 7 December 2012 Australian Business Industrial also lodged with Fair Work Australia the prescribed information in relation to a scheduled biennial election for the following offices by and from the Electoral College in accordance with rules 48 and 49:

President (1)  
Vice-President (2)  
Secretary/Treasurer (1)  
Members of Executive Committee (not exceeding 3)

[3] 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 GENERAL MANAGER  
FAIR WORK AUSTRALIA

## VALE, David

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**From:** VALE, David  
**Sent:** Thursday, 27 December 2012 3:24 PM  
**To:** 'Industrial Elections'  
**Subject:** E2012/417  
**Attachments:** E2012\_417 Signed decision\_27122012.docx; E2012\_417 ABI\_Ddecision letter sent to AEC\_27122012.doc

Dear AEC

Please find attached a copy of the signed decision for the upcoming election of Australian Business Industrial in matter E2012/417.

Yours sincerely

**DAVID VALE**

Principal Adviser,  
Regulatory Compliance Branch, NSW

**Fair Work Australia**

Tel: 02 8374 6509

Fax: 02 9380 6990

[david.vale@fwa.gov.au](mailto:david.vale@fwa.gov.au)

Please be aware that my email address will change to [david.vale@fwa.gov.au](mailto:david.vale@fwa.gov.au) effective 1 January 2013. Please update your records accordingly.

Level 8, Terrace Tower  
80 William Street  
East Sydney NSW 2011

[www.fwa.gov.au](http://www.fwa.gov.au)



FAIR WORK  
AUSTRALIA

27 December 2012

Electoral Commissioner Through  
Australian Electoral Officer ([industrial.elections@aec.gov.au](mailto:industrial.elections@aec.gov.au))

Under subsection 189 of the *Fair Work (Registered Organisations) Act 2009*, please arrange for the conduct of the following election by the Australian Electoral Commission:

**E No 2012/417**

**RE: Australian Business Industrial**

Positions:

See Decision

Relevant Information:

Contact: Mr Colin Bosworth, Secretary / Treasurer

Phone: (02) 9458 7500; (email) [industrial@australianbusiness.com.au](mailto:industrial@australianbusiness.com.au)

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

David Vale  
Regulatory Compliance Branch  
Fair Work Australia

**MOLONEY, Carolyn**

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**From:** MOLONEY, Carolyn  
**Sent:** Friday, 7 December 2012 12:57 PM  
**To:** 'Industrial Elections'  
**Subject:** E2012/417  
**Attachments:** ABI E2012\_417\_PI lodged 07122012.pdf; 143N\_ABI 19 October 2009.pdf

Dear AEC

Please find attached prescribed information and a copy of the current rulebook of the Australian Business Industrial, for its upcoming election (E2012/417).

Kind regards,

**CAROLYN MOLONEY**  
Assistant Adviser  
Regulatory Compliance Branch

**Fair Work Australia**  
Tel: 02 8374 6510  
Fax: 02 9380 6990  
[carolyn.moloney@fwa.gov.au](mailto:carolyn.moloney@fwa.gov.au)

Level 8, Terrace Tower, 80 William Street  
East Sydney NSW 2011

[www.fwa.gov.au](http://www.fwa.gov.au)





Advice • Networking • Support • Advocacy

5 December 2012

Our reference

429209-3

General Manager  
Fair Work Australia  
Level 8, Terrace Towers  
80 William Street  
East Sydney, NSW 2011

Dear General Manager

## RE: LODGEMENT OF PRESCRIBED INFORMATION FOR ELECTION

Australian Business Industrial (ABI) is a registered organisation under the *Fair Work (Registered Organisations) Act 2009* (the FW (RO) Act), organisation code 143N. ABI is seeking to conduct an election in accordance with its Rules and the FW (RO) Act in the year commencing 1 January 2013.

The following information is intended as the lodgement of the prescribed information that ABI is required to provide to Fair Work Australia (FWA) under s 189(1) of the FW (RO) Act and in accordance with regulation 138 of the *Fair Work (Registered Organisations) Regulations 2009* (the regulations) to hold an election.

### Election of Councillors

ABI is required to elect fifteen (15) offices of Councillor. On 2 November 2012 a Declaration of Result for Uncontested Offices was made and 13 Councillors were elected. ABI seeks to conduct a further election for the two unfilled vacancies.

ABI does not comprise branches and as such regulation 138(1)(d) does not apply.

In accordance with Rule 36 of the Rules of ABI, an eligible member of ABI may nominate for election to the Council by lodging his/her nomination with the Returning Officer in writing within three weeks of the publication of the election notice. ABI Council decided on 5 December 2012 that, subject to approval by FWA and the availability of the returning officer, the notice of election would be issued on 8 February 2013 and that the nominations would be closed on the 1 March 2013.

429209\_3

**Australian Business Industrial**  
The Industrial Relations Affiliate of Australian Business Limited ABN 59 687 108 073

140 Arthur Street North Sydney NSW 2060 Locked Bag 938 North Sydney NSW 2059  
Telephone: 02 9458 7500 Fax: 02 9922 2129 email: industrial@australianbusiness.com.au Internet: www.australianbusiness.com.au/industrial/

5 December 2012

RE: LODGEMENT OF PRESCRIBED INFORMATION FOR ELECTION



In accordance with Rule 35 of the Rules of ABI the roll of voters is to be closed seven days prior to the date for the opening of nominations. As such, the roll of voters is to be closed on Friday 1 February 2013

The voting system to be used in the conduct of the election is direct voting of all eligible members under a “first past the post system”.

Election of Council Officers

ABI is required to elect Office Bearers of ABI. These are the President, two (2) Vice-Presidents and the Secretary/Treasurer together with three (3) other Councillors who form the Executive. These offices are to be elected from the members of the Electoral College, that is, the members of the Council.

The elections of office bearers and executive members are subject to the same rules, and timing, as the biennial election. ABI seeks to conduct the election for the Council Officers concurrently with the election for the two unfilled vacancies on Council in accordance with the timetable set out above.

If you have any further questions please contact Amanda Syme on (02) 9458 7738 or via [amanda.syme@nswbc.com.au](mailto:amanda.syme@nswbc.com.au).

Yours faithfully

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

Colin Bosworth  
Secretary/Treasurer