

# Union of Christmas Island Workers Scheduled Election E2012/381

## 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 s.189 and the rules of the organisation.

E2012/381

### Union of Christmas Island Workers

#### President

Candidate

FOO, Kee Heng

#### Vice-President (2)

Candidates

KOH, Nora  
LEE, Kelvin Kok Bin

#### General Secretary

Candidate

THOMSON, Gordon

#### Trustee (2)

Candidates

DE CRUZ, Ronald  
LOW, Jeffrey Boon Hong

#### Committee Member (6)

Candidates

LINES, Oliver William  
NG, Hooi Hock  
SAW, Chieng Siew (Vincent)  
SU, Zhong Xiong  
No further nominations were accepted

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

  
Jenny Morrissey  
Returning Officer

**Post Election Report For:**

**Election E No 2012/381**

I refer to the above election for your organisation.

Section 197(1) of the Fair Work (Registered Organisations) Act 2009 requires the AEC to provide a written report on the conduct of the election to the General Manager 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 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](mailto: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 Fair Work Regulations 2009 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.

  
Jenny Morrissey  
Returning Officer

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AEC - Division of Curtin  
Suite1, near 502 Hay St SUBIACO WA 6008  
PO Box 1283, SUBIACO PO WA 6904  
Tel: (08) 9382 8208 Fax: (08) 9388 1644

Fair Work (Registered Organisations) Act 2009

POST ELECTION REPORT

<b>Client:</b>	Union of Christmas Island Workers		
<b>Contact details:</b>	Mr Gordon Thomson	<b>Email:</b>	uciw@pulau.cx
		<b>Tel:</b>	08 9164 8472
<b>FWA contact officer:</b>		<b>Email:</b>	<a href="mailto:industrial.elections@fwa.gov.au">industrial.elections@fwa.gov.au</a>
		<b>Tel:</b>	03 8661 7775

**ELECTION/S COVERED IN THIS REPORT**

Election Decision No/s: E2012/333

**RULES**

Rules used for the election:

290V: Incorporates alterations of 6/11/08[R2008/372]  
(replaces 01-02-2010 [D2009/109] version)

Rules difficult to apply/interpret: No

Model Rule reference (if any): N/A

**ROLL OF VOTERS**

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

**IRREGULARITIES**

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

Other irregularities identified, and action taken: Nil

**ATTACHMENTS**

Declaration of Results for Uncontested Offices



Jenny Morrissey  
Returning Officer  
19 December 2012



FAIR WORK  
AUSTRALIA

## DECISION

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

**Union of Christmas Island Workers**  
(E2012/381)

AILS A CARRUTHERS

MELBOURNE, 18 OCTOBER 2012

*Arrangement for conduct of election.*

[1] On 4 October 2012 the Union of Christmas Island Workers lodged with Fair Work Australia the prescribed information in relation to an election for the following offices:

President  
Vice-Presidents (2)  
General Secretary  
Trustees (2)  
Committee Members (6)

[2] Fair Work Australia advised the organisation that the prescribed information was not lodged before the day prescribed by subregulation 138(3) of the *Fair Work (Registered Organisations) Regulations 2009*, being the day occurring 2 months before the first day when a person may, under the rules of the organisation or branch, become a candidate in the election. The General Secretary of the organisation has stated that this was due to an administrative oversight and has requested that I allow a later day for lodgment of the prescribed information under subsection 189(2) of the *Fair Work (Registered Organisations) Act 2009*. Having considered the reasons for late lodgment, I allow lodgment on 4 October 2012 in this instance.

[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

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**From:** [UCIW](#)  
**To:** [POWELL, Larry](#)  
**Subject:** Extension of time UCIW Biennial Election 2012  
**Date:** Wednesday, 17 October 2012 2:20:00 PM  
**Attachments:** [image003.png](#)

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Dear Mr Powell

Would you please forward this email to the FWA delegate responsible for union elections.

Please accept this email as our application for an extension of time to provide the prescribed information for the conduct of the Union of Christmas Island Workers biennial election 2012.

The Union provided the prescribed information on 4 October 2012.

I apologise for the late submission of our application. This was due to an oversight. I did not take account of the requirement for the application and provision of prescribed information to be made at least two months before the nominations open.

I understand that the application should be made at least two months prior to the commencement of the election process.

In our case the election process includes: periods of four for nominations; three weeks following close of nominations, and one day for an attendance ballot (Rule 16A), if a ballot is required.

Yours faithfully

Gordon Thomson  
General Secretary      Union of Christmas Island Workers



*Telephone (08) 9164 8472 Facsimile (08) 9164 8470 Mobile 0439 215 060 Email*  
[uciw@pulau.cx](mailto:uciw@pulau.cx)

# u.c.i.w.

Union Of Christmas Island Workers

P.O. Box 84, CHRISTMAS ISLAND, INDIAN OCEAN, 6798

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Thursday 4 October 2012

The General Manager  
Fair Work Australia  
GPO Box 1994  
Melbourne VIC 3001  
Email: [kevin.donnellan@fwa.gov.au](mailto:kevin.donnellan@fwa.gov.au)

Dear General Manager

**APPLICATION PURSUANT TO s.189 OF THE FAIR WORK (REGISTERED ORGANISATIONS) ACT 2009**

Please find enclosed prescribed information required for an election of offices required by the rules of the Union of Christmas Island Workers.

The term of office for all positions expires on 22 November 2012, which is 24 months after the day of the declaration of the election of all offices on 22 November 2010. Would you please make the necessary decisions and arrangements to allow the election to proceed.

Yours faithfully



Gordon Thomson  
General Secretary



**PRESCRIBED INFORMATION PURSUANT TO s.189(1) OF THE FAIR WORK  
(REGISTERED ORGANISATIONS) ACT 2009**

- 1 The names and numbers of the offices in respect to which an election is required are:
  - President (1)
  - Vice Presidents (2)
  - General Secretary (1)
  - Trustees (2)
  - Committee Members (6)
  
- 2 The reasons for which the election is required are:
  - (a) The terms of office for all of the above offices expire on 22 November 2012;And
  - (b) The registered rules of the organization require an election to be held biennially.

- 3 The electorate for the election is:

The whole of the financial ordinary membership and financial unemployed, casual, trainee and apprentice membership of the Union.

- 4 The dates and times for the nominations to open and close are:

At a date to be set in accordance with sub-rule 16(l) following consultation between the Union and the Returning Officer.

- 5 The voting system to be employed in the conduct of the election is:

A direct voting system by attendance ballot in accordance with Rules of the Union of Christmas Island Workers at Rule 16A.

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I, Gordon Sinclair Thomson, am an officer of the Union of Christmas Island Workers authorised to sign this statement, which is lodged in accordance with s.189 (1) of the Fair Work (Registered Organisations) Act 2009.



Gordon Thomson  
General Secretary

Thursday 4 October 2012

