

**CONSTRUCTION FORESTRY MINING & ENERGY UNION, MINING & ENERGY DIVISION
NORTHERN MINING & NSW ENERGY DISTRICT BRANCH**

NOTICE TO MEMBERS

In accordance with the Rules of the Organisation, an election will be held for the following position:

DISTRICT CHECK INSPECTOR (B)

Candidates for the position must hold the qualifications required to be nominated to exercise the statutory functions of a Deputy or Open Cut Examiner. A copy of the Certificate must be provided with your nomination. Candidates are also required to have or be prepared to, as soon as practicable after the election, complete the additional training in accordance with the WHS Mines Act 2013 and the WHS Mines Regulations 2014 and in Mines Rescue.

The position will be voted on by the total membership of the District.

Nominations must be in writing and comply with the registered rules of the organisation. Nominations will be accepted at any time from **25 May 2017** and must reach my office, postal or email address not later than 11:00am on **15 June 2017 (Eastern Standard Time)**.

If a ballot is necessary, voting material will be posted to Local Returning Officers and where applicable directly to members who are receiving a postal vote, from **26 June 2017**. Members should notify the Organisation of any changes of address.

The ballot will close at 5:00pm (Eastern Standard Time) on **17 July 2017**.

Nomination forms are available from myself, the District Branch Office, or Lodges of the Organisation. A copy of the Union rules can be found at www.cfmeu.com.au.

ADDRESS FOR LODGEMENT OF NOMINATIONS

BY POST

The National Returning Officer
GPO Box 477
Sydney NSW 2001

BY HAND

The National Returning Officer
CFMEU Mining & Energy Division
Level 11, 215-217 Clarence St
SYDNEY NSW 2000

BY FACSIMILE

(02) 9267 3198

BY EMAIL

gbetts@cfmeu.com.au

Greg Betts

National Returning Officer

17 May 2017

Telephone No: (02) 9267 1035

PROVISION OF CANDIDATE STATEMENTS IN DISTRICT CHECK INSPECTOR (B) ELECTION

1. No later than 5pm on Friday 16 June 2017, a candidate may submit to the District Legal Officer a biography and/or statement ("Candidate's Statement") in support of their candidature. The Candidate Statement shall not exceed one A4 single sided page. The Candidate's Statement may include one photo of the candidate.
2. The Candidate's Statement must not:
 - a) use offensive language;
 - b) be defamatory;
 - c) be scandalous;
 - d) be false or misleading;
 - e) be likely to lead to an irregularity in the election; or
 - f) otherwise not comply with the Rules of the Union, or this Resolution.
3. The District Legal Officer shall cause to be forwarded any Candidate Statement she receives to the National Returning Officer. If the National Returning Officer is not satisfied that the Candidate's Statement complies with this resolution, the District Legal Officer shall notify the candidate as soon possible. A Candidate will have a total of no more than two (2) business days to supply a replacement Candidate's Statement after being first notified by the District Legal Officer that the National Returning Officer is not satisfied that the Candidate's Statement complies with this resolution.
4. Subject to the National Returning Officer being satisfied that a Candidate's Statement complies with this resolution, the District Legal Officer shall arrange for a copy of the Candidate's Statement (together with all other Candidate's Statements) to be posted prior to the opening of the ballot:
 - a) on the District website;
 - b) to each Member who is eligible to vote in the election and who will be receiving a postal ballot; and
 - c) to Lodge Returning Officers to be available for distribution in accordance with the discretion and role of the Lodge Returning Officers and the directions of the National Returning Officer, for example by display on site noticeboards or to be provided to a Member, eligible to vote in the election, should they request a copy for review prior to casting their vote or otherwise in such manner as the Lodge Returning Officer / National Returning Officer see fit in the conduct of the election in accordance with the rules of the union.
5. All Officers, Employees and Members of the District shall comply with any reasonable request of the District Legal Officer to assist her in dealing with the Candidate's Statements in accordance with this resolution. No Officers, Employees or Member of the District shall intentionally hinder or obstruct the posting of the Candidate's Statements in accordance with this resolution.

6. All Candidate's Statements received are to be handled and distributed in a manner that does not help one (1) candidate who has provided a Candidate's Statement which complies with this resolution against another candidate who has provided a Candidate's Statement which complies with this resolution.
7. Notwithstanding anything in this resolution, the National Returning Officer may take such action or give such directions to the District Legal Officer, or any Officer or Employee of the District or National Office, as he considers necessary, to ensure that no irregularities occur in relation to the elections or otherwise to ensure that he conducts the election in accordance with Rules of the Division and the requirements of the Fair Work (Registered Organisations) Act 2009.
8. As soon as practicable following this resolution being passed, the District Secretary shall:
 - a) arrange for a copy of this resolution to be provided to the National Returning Officer; and
 - b) arrange for a notice to be put on the District's website which shall indicate that Candidates in the election for District Check Inspector (B) may be entitled to lodge a Candidate's Statement with the District Legal Officer to be distributed to Members who are entitled to vote for that candidate. A copy of this resolution shall be included with the notice.
9. The District Legal Officer shall provide a report to the National Returning Officer and the District Board of Management in relation to the compliance with this resolution.