



About the F66 Ballot Paper

Ballot paper containing an alternative amalgamation in relation to proposed amalgamation

When this ballot paper is used

Use this ballot paper if:

- you are an existing organisation involved in a proposed amalgamation under the [Fair Work \(Registered Organisations\) Act 2009](#) (RO Act) and [Fair Work \(Registered Organisations\) Regulations 2009](#) (RO Regulations) and:
- there is a proposal for an alternative amalgamation of the organisations (see RO Act, s.41); and
- you have not elected to use a particular ballot paper.

About applications to amalgamate organisations

The organisations involved in the amalgamation (and any associations proposed to be registered as an organisation under the amalgamation) must jointly lodge with the Commission an application for approval for the submission of the amalgamation to ballot (RO Act, s.44). If three or more organisations are affected by the amalgamation, it also will be possible for the amalgamation scheme to contain an alternative provision which provides for proposed alternative amalgamations to the principal amalgamation (RO Act, s.41(2)).

If the scheme for amalgamation contains an alternative provision, the scheme lodged in the Commission must include the particulars of (RO Act, s.41(2)):

- the differences between the proposed principal amalgamation and any other proposed alternative amalgamation; and
- the differences between the rules of any association proposed to be registered as an organisation, and any proposed alteration of the rules of any existing organisations, under both the proposed principal amalgamation and any alternative amalgamation.

If the proposed principal amalgamation is not approved by the members of each of the organisations concerned, the members of the organisations subject to the alternative amalgamation(s) can vote on any alternative amalgamation(s).

Each ballot paper must be returned to the AEC in a declaration envelope provided to each voter with

the ballot paper and enclosed in another prepaid envelope addressed to the AEC (RO Act, s.65). The same ballot paper will be used for the ballot in relation to the principal amalgamation and any alternative amalgamation(s). The ballot for an alternative amalgamation will be conducted at the same time as the ballot in relation to the principal amalgamation (RO Act, s.65(2)).

Each member that is entitled to vote also will be provided with the outline of the amalgamation scheme (and if relevant, the scheme as it has been altered or amended) as well as the details of the place where he or she may obtain a copy of the scheme in full (RO Regulations, reg. 63). Members voting must comply with any directions given by the electoral official who is conducting the ballot.

Where to get help

Commission staff & resources

Commission staff cannot provide legal advice. However, staff can give you information on:

- processes in the Commission
- how to make an application to the Commission
- how to fill out forms
- where to find useful documents such as legislation and decisions
- other organisations that may be able to assist you.

The Commission's website www.fwc.gov.au also contains a range of information that may assist.

Privacy

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Remove this cover sheet and keep it for future reference—it contains useful information

BALLOT PAPER UNDER PART 2 OF CHAPTER 3

Fair Work (Registered Organisations) Act 2009, s.65

Fair Work (Registered Organisations) Regulations 2009, reg. 60(3)(b)

BALLOT OF MEMBERS OF:
*(Name of organisation whose members are
voting)*

*(Initials, or facsimile of
initials, of the person
conducting the ballot)*

BALLOT PAPER IN RELATION TO PROPOSED AMALGAMATION

CLOSING DATE OF BALLOT: *(state the date and time by which the vote must be received)*

Directions to voter:

- Record your vote on the ballot paper as follows:
 - if you approve the amalgamation referred to in the question set out below, write 'YES' in the space provided opposite the question;
 - if you do not approve the amalgamation referred to in the question set out below, write 'NO' in the space provided opposite the question.
- Do not place on this paper any mark or writing by which you may be identified.

QUESTION FOR VOTERS:

Do you approve the proposed amalgamation of (insert name of organisation whose members are voting) with (name of organisation or each organisation with which amalgamation is proposed), in accordance with the scheme for amalgamation, a copy of the outline of which has been sent to you with this ballot paper?

QUESTION FOR VOTERS:

If the proposed amalgamation in relation to which you have just recorded your vote does not take place, do you approve of the amalgamation of (insert name of organisation whose members are voting by using this ballot paper) with the other organisations (insert the names of the other organisations) involved in the alternative proposal for the amalgamation?