



22 June 2023

BALLOT CERTIFICATE

On 3 April 2023, in matter D2022/10, being an application by Grahame Patrick Kelly under s 94(1) of the *Fair Work (Registered Organisations) Act 2009 (RO Act)*, the Fair Work Commission ordered that a vote shall be taken by secret ballot (the **Ballot**) to decide the following question:

Do you approve the proposed withdrawal of the constituent part currently known as the Mining and Energy Division from the Construction, Forestry, Maritime, Mining and Energy Union, and its registration as a separate organisation under the Fair Work (Registered Organisations) Act 2009.

The Fair Work Commission further ordered, pursuant to s.102(1A) of the RO Act that the Ballot be conducted by me as the Designated Official.

I have conducted the Ballot in accordance with the said orders of the Fair Work Commission.

The Ballot opened on 17 May 2023.

The closing day of the Ballot was 19 June 2023.

Votes in the Ballot have been counted in accordance with Regulation 96 of the *Fair Work (Registered Organisations) Act 2009 (RO Regulations)*.

I, as the Designated Official conducting the Ballot, hereby declare the results of the Ballot and issue this Certificate showing particulars of the Ballot as required by s.106(1) of the RO Act.

The total number of persons on the roll of voters	21655
The total number of ballot papers issued	21695*
The total number of ballot papers received by the designated official	11501
The total number of votes in favour of the question set out on the ballot paper	10975
The total number of votes not in favour of the question set out on the ballot paper	197
The total number of informal ballot papers	329

*Note that there were 40 duplicate ballot papers issued in accordance with Regulation 93 & Regulation 94F of the RO Regulations.



I declare and certify that the above question put to the Ballot was answered in the affirmative.

A handwritten signature in black ink, appearing to read "Shane Thompson", written over a dotted line.

Shane Thompson
Designated Official