



ORDER

Fair Work (Registered Organisations) Act 2009

s.94(1) RO Act—Application for ballots for withdrawal from amalgamated organisation

Application by Grahame Patrick Kelly – withdrawal from amalgamated organisation – Mining and Energy Division – Construction, Forestry, Maritime, Mining and Energy Union
(D2022/10)

ACTING PRESIDENT HATCHER

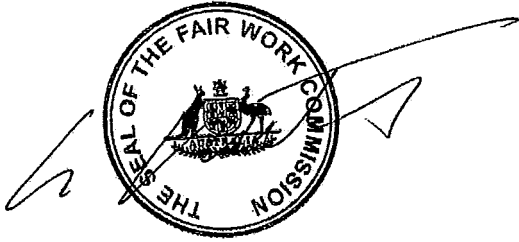
SYDNEY, 2 DECEMBER 2022

Application for withdrawal from amalgamated organisation – Mining and Energy Division – Construction, Forestry, Maritime, Mining and Energy Union – order relating to access to documents produced.

In relation to the documents the applicant has produced pursuant to the [order for production of documents etc.](#) dated 18 November 2022 (Documents), I order as follows:

- (1) The CFMMEU may uplift the Documents from the Sydney registry of the Commission (Level 11, Terrace Tower, 80 William Street, East Sydney NSW 2011) and provide them to an external document management provider for scanning and copying.
- (2) The CFMMEU shall recover the Documents from any external document management provider and return them to the Sydney registry of the Commission by **4:00 pm on Tuesday, 6 December 2022.**
- (3) Any physical or digital copies of the Documents may be inspected at the offices of Maurice Blackburn Lawyers, at 380 La Trobe Street, Melbourne VIC 3000, by the CFMMEU’s legal representatives in this matter. This may include Ms Lucy Weber (Senior National Legal Officer) and Mr Josh Liley (National Legal Officer) but shall not include any other officer or employee of the CFMMEU.
- (4) The CFMMEU must destroy all physical and digital copies of the Documents it has caused to be made by **4:00 pm on Friday, 9 December 2022.**
- (5) A legal representative of the CFMMEU with the requisite authority and knowledge shall make and file a statutory declaration affirming compliance with order (4) above by **4:00 pm on Tuesday, 13 December 2022.**

(6) Liberty to apply is granted.



ACTING PRESIDENT

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