NOTICE

ELECTIONS FOR FOUR POSITIONS FOR A CLASS AND B CLASS DIRECTORS OF THE BOARD OF COINVEST LIMITED

The Board of CoINVEST Limited administers the Construction Industry Long Service Leave Fund. CoINVEST is conducting elections for four positions of Director of the Board. Notice of the elections will be published on www.coinvest.com.au from 1 March 2023.

The positions are:

1. A Class Director representing **Building Trades Workers** – currently held by Paddy McCrudden.
2. A Class Director representing **Electrical Trades Workers** – currently held by Arron Harris.
3. B Class Director representing **Building Trades Employers** – currently held by David Newnham.
4. B Class Director representing **Metal Trades Employers** – currently held by Timothy Piper.

Eligible Construction Industry Employers, groups or organisations are invited to nominate persons who comply with the CoINVEST Director Selection Criteria to stand as candidates for election.

Current Directors are eligible to be re-nominated where they continue to meet the Director Selection Criteria and where their nominating organisation is also eligible under the Articles of Association (outlined further below).

In the case of **A Class Director** positions, Construction Industry groups or organisations are only eligible to nominate a candidate where the group or organisation can substantiate that they represent directly more than:

- 3000 Workers;
- 3000 Working Sub-Contractors; or
- 3000 Workers and Working Sub-Contractors,

in the Construction Industry who are registered with CoINVEST as at 1 January 2023 *(Articles of Association, Schedule 2, Rule 5.1).*

Schedule 2, Rule 5.2 further qualifies the eligibility of nominating groups and organisations and states that:

- Eligible groups or organisations may not nominate a person as an A Class Director if one of the continuing A Class Directors is a person who was nominated by that group or organisation; and
- Eligible groups or organisations may only nominate candidates for a Director position representing a particular trade (e.g. Building Trades, Metal Trades or Electrical Trades – as applicable) if the majority of Construction Industry Workers or Working Sub-Contractors which the group or organsiation represents are performing that trade work.

In the case of **B Class Director** positions, Employers, groups and organisations in the Construction Industry are only eligible to nominate a candidate where the Employer, group or organisation falls into one of the following categories *(Articles of Association, Schedule 3, Rule 5.1)*:

- An Employer organisation directly representing more than 200 Employers in the Construction Industry who are registered with CoINVEST Ltd as at 1 January 2023; or
- Any group of Employers who can jointly substantiate a membership of more than 200 Employers engaged in the Construction Industry who are registered with CoINVEST as at 1 January 2023; or

- an Employer, group of employers, or an Employer organisation that can substantiate that it, or the Employers which it represents, directly employ more than 3,000 Workers in the Construction Industry who are registered with CoINVEST as at 1 January 2023.

Schedule 3, Rule 5.2 further qualifies the eligibility of nominating groups and organisations and states that:

- Eligible Employers, groups of Employers or Employer organisations may not nominate a person as an B Class Director if one of the continuing B Class Directors is a person who was nominated by that group or organisation; and
- Eligible Employers, groups of Employers or Employer organisations may only nominate candidates for a Director position representing a particular trade (e.g. Building Trades, Metal Trades or Electrical Trades – as applicable) if the majority of Construction Industry Workers employed by it, or them, or the Employers which it represents are engaged in that trade work.

Nominations must be submitted to CoINVEST using an approved Nomination Form and must be received by the Returning Officer, CoINVEST Limited, **no later than 4pm on 27 March 2023**.

Nomination Forms are available from CoINVEST Limited by email to elections@coinvest.com.au

Nominations must be accompanied by sufficient information to enable CoINVEST to determine the eligibility of the nominating person, group or organisation under Schedule 2 & 3, Rules 5.1 & 5.2.

This information must be received by CoINVEST no later than 4pm on 27 March 2023.

Information that may be sufficient for this purpose is outlined below:

Category of Nominating Person, Group or Organisation	Supporting Information
Organisations or Groups that represent Workers and/or Working Sub-Contractors	Names, trade category, CoINVEST member number (if known) and membership status (of the Organisation or Group) of >3000 Workers and/or Working Subcontractors in the Construction Industry who are represented by the Organisation or Group. Trade category breakdown (by %) of Construction Industry Workers and/or Working Subcontractors represented by the Organisation or Group - broken down into Building Trades, Metal Trades, Electrical Trades, Other Trades.
Employer organisation directly representing more than 200 Employers in the Construction Industry	Name, ACN/ABN, CoINVEST member number (if known) and membership status (of the Employer organisation) of >200 Employers in the Construction Industry who are represented by the organisation. Trade category breakdown (by %) of Construction Industry Workers employed by each such Employer – broken down into Building Trades, Metal Trades, Electrical Trades, Other Trades.

Category of Nominating Person, Group or Organisation	Supporting Information
Any group of Employers who can jointly substantiate a membership of more than 200 Employers who are engaged in the Construction Industry	Names, ACN/ABN, CoINVEST member number (if known) and membership status (of the group of Employers) of >200 Employers in the Construction Industry who are represented by the group. Trade category breakdown (by %) of Construction Industry Workers employed by each such Employer – broken down into Building Trades, Metal Trades, Electrical Trades, Other Trades.
Any Employer, group of Employers, or Employer organisation that can substantiate that it, or the Employers which it directly represents, directly employ more than 3000 Workers in the Construction Industry	Names and CoINVEST member number (if known) of >3000 Workers in the Construction Industry. Names, ACN/ABN and CoINVEST member number (if known) of their Employers. Membership status (of the Employer organisation) of the Employers (where the nominating person is an Employer organsiation) Trade category breakdown (by %) of Construction Industry Workers employed by each such Employer – broken down into Building Trades, Metal Trades, Electrical Trades, Other Trades.

Information provided to CoINVEST will only be used by CoINVEST for the purpose of determining the eligibility of the nominating person, group, or organisation in accordance with the Articles of Association. The information may be retained, on a secure and access-controlled basis, for record keeping purposes only. It will not be used for any other purpose except as required by law or with the consent of the individuals or organisation to whom the information relates. It will not be used for investigation or ascertainment of rights or obligations under the *Construction Industry Long Service Leave Act 1997* or the trust deed referred to in that legislation. Further information on how CoINVEST manages and deals with personal information is set out in the CoINVEST Privacy Policy on our website.

Withdrawal of Nominations must be made by written application to the Returning Officer, CoINVEST Ltd to be received by email to elections@coinvest.com.au no later than 4pm on 3 April 2023.

Nominations from eligible nominating organisation will be reviewed by the Assessment Committee against the CoINVEST Director Selection Criteria. Following advice from the Assessment Committee, CoINVEST will then confirm in writing to the candidate and to the person, organisation or group which lodged the nomination whether or not the candidate complies with the Director Selection Criteria and if not, the reason why the nominee does not comply.

If more than one valid nomination for a candidate who meets the Director Selection Criteria is received for a position, an election will be held by 31 May 2022.

If a ballot is required, Candidates will be provided an opportunity to provide a Candidate Statement for inclusion with the Ballot Paper.

The CoINVEST Election Rules are located on the website www.coinvest.com.au

Candidates should familiarise themselves with the CoINVEST Articles of Association pertaining to Director Elections located on the CoINVEST website; About CoINVEST, Corporate Information, Constitution.