



Australian Government
Registered Organisations Commission

20 September 2022

Adam Lampe
Branch Secretary
Australian Education Union - Northern Territory Branch
Sent via email: secretary@aeunt.org.au



IMMEDIATE ACTION REQUIRED:

You must take steps after your recent election E2022/73

Dear Adam Lampe,

An election has recently been completed by the Australian Electoral Commission (**AEC**) for the Australian Education Union - Northern Territory Branch.

This letter explains the next steps you must take and what information you need to lodge with the Registered Organisations Commission (**ROC**).

What you must do right now

- Let your members know about the election report issued by the AEC
- Arrange financial training for officers newly elected to an office with financial management duties. (This includes all members of the committee of management).
- Complete the notification of change and email it to regorgs@roc.gov.au

This letter explains these steps and the tools available to help you.

STEP 1: Notify members

You must put a notice on your website once you receive your post-election report. It must tell your members they can request a copy of the post-election report from you or the AEC (r. 141). The notice must be on your website for at least 3 months.



Can I put more information on our website?

Yes! Being transparent is part of good governance. You can publish the whole report or the declaration of results, as well as your notice and leave them up longer than 3 months. You can always do more than the regulatory minimum.

The ROC will also publish your declaration of results on our [website](https://www.roc.gov.au).

STEP 2: Financial training

You may have to arrange financial training for people elected to new roles.

All officers with financial management duties must complete financial training (s 293K). For information on when officers must redo training and hints on when to book training for officers taking up multiple offices [please see our fact sheet](#).

There are face to face and online [financial training packages on the ROC website](#).

You must act on this now, as affected officers **MUST** complete approved financial training OR been granted an [exemption by the ROC](#) **within 6 months** of beginning to hold office.



Good governance tip:

Organisations should instruct officer holders about their other obligations. This is especially important for committee of management members.

Our podcast covers the [benefits of officer induction](#). Officers have responsibilities under the rules, the RO Act, and disclosure requirements around conflicts of interest, remuneration and material personal interests. Officers will benefit from our [officer induction kit](#) and our [podcast, such as episode 17 - conflicts of interest](#).

STEP 3: Notifications of change

A notification of change must be lodged with the ROC within **35 days** of the change occurring.



We have a [template](#) to help you with this, which you can send to regorgs@roc.gov.au. An officer must sign the completed notification template.

You must lodge a notification of change if:

- any of your officers have not been re-elected;
- officers have changed offices; or
- you have new officers.

Only notify us of changes that have **already occurred**. If people take up office in the future, you must wait until the change happens before lodging the notification within 35 days of the change.

Note: One election may result in many notifications of change.



Penalties apply

Failing to lodge your notifications of change on time can expose your organisation and its officers to significant penalties.

ROC v CEPU

The organisation failed to make a series of notifications of change on time.

The Full Court said 'The record-keeping obligations imposed under the Registered Organisations Act are treated by the legislature as important and serious, and contravention of those obligations are correspondingly serious.'

The organisation was ordered to pay a penalty. More information is available in our [case summary](#).

Questions?



Why do I need to tell you the results of the election when you've already received them?

The RO Act requires that **you** tell us this information about your officers – it is a legal obligation. The notification of change also contains information that is not in the declaration of results.

What if the officer has already done training?

Check out our [fact sheet](#) for when officers need to redo training, when they can get an exemption and when further training isn't required.

If you have any queries we can be contacted on 1300 341 665 or by email at regorgs@roc.gov.au.

Yours sincerely

Registered Organisations Commission



The ROC has a [Compliance Policy](#) which explains how we respond to issues of non-compliance. The policy is available on our website if you would like further information on the steps the compliance team may take in response to non-lodgement of a financial report.

20 September 2022

Post-election report

Australian Education Union

Northern Territory Branch

Casual Vacancy election

E2022/73

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Election(s) Covered in this Report

Organisation: AEU - Northern Territory Branch
Election: Casual Vacancy
Election Decision No/s: E2022/73

Rules

Rules used for the election: 284V: Incorporates alterations of 6 July 2021 [R2021/61]
(replaces rulebook dated 24 June 2021 [R2021/45])

Rules difficult to apply/interpret: N/A

Model Rule reference (if any): N/A

For more details see the Model Rules on the AEC website: www.aec.gov.au/ieb/

Other Matters

Returning Officer actions required (Section 193): Yes

Details:

- Nomination close time adjusted to 3:30pm (ACST) to synchronise timetables for this election with other Australian Education Union Branch elections that ran concurrently.

Signed

Catherine Bernoth
Returning Officer
Australian Electoral Commission
E: IEBevents@aec.gov.au
P: 02 9375 6375
20 September 2022

Attachments

A. Declaration of results for Uncontested Offices

Australian Education Union
Northern Territory Branch
DECLARATION OF RESULTS - E2022/73
Uncontested Offices

Casual Vacancy Election

The results of the election for the following offices conducted in accordance with the provisions of the *Fair Work (Registered Organisations) Act 2009* and the rules of the organisation are:

Executive Councillor representing Indigenous teachers and Indigenous Education Workers in schools and educational institutions (1)

Candidates

BLOMELEY Noel

As the number of nominations accepted did not exceed the number of positions to be filled, I declare the above candidates elected.

Catherine Bernoth
Returning Officer
Telephone: 02 9375 6375
Email: IEBevents@aec.gov.au
17/06/2022





DECISION

Fair Work (Registered Organisations) Act 2009
s.189—Arrangement for conduct of an election

Australian Education Union
(E2022/73)

MS GUINA

MELBOURNE, 29 APRIL 2022

Arrangement for conduct of election.

[1] On 5 April 2022 the Northern Territory Branch of the Australian Education Union lodged with the Registered Organisations Commission prescribed information for an election to fill a casual vacancy in the following office for the remainder of the term:

Executive Councillor representing Indigenous teachers and Indigenous
Education Workers in schools and educational institutions (1)

[2] I am satisfied that an election for the abovenamed office is required to be held under the rules of the organisation and, under subsection 189(3) of the *Fair Work (Registered Organisations) Act 2009*, I am making arrangements for the conduct of the election by the Australian Electoral Commission.



DELEGATE OF THE COMMISSIONER

Printed by authority of the Commonwealth Government Printer

PR352221

Mr Mark Bielecki
Registered Organisations Commission
GPO Box 2983
Melbourne Vic 3001
Via Email: regorgs@roc.gov.au

5 April 2022

Dear Mr Bielecki,

RE: Prescribed Information for the Election of Offices

Rule 27(b) of the Australian Education Union Northern Territory Branch indicates that an election for the office of Executive Councillor representing Indigenous teachers and Indigenous education workers needs to be held due to the recent resignation of the incumbent Executive Councillor, Cassandra Brown, on 15 March 2022.

For a casual vacancy in relation to the Executive Councillor representing Indigenous teachers and Indigenous education workers, there is no current provision in the AEU NT rules for the Branch Executive to appoint a financial member to the position where the remaining term of office to which a member would be elected is less than three quarters of the term of office.

Nominations for the election for the above-named office should open 'as soon as practicable' after the vacancies occur (Branch Rule 27(b)).

Pleased find attached a Prescribed Information statement in relation to this election.

Yours sincerely,

A handwritten signature in blue ink, appearing to read 'A. Lampe'.

Adam Lampe
Branch Secretary

PRESCRIBED INFORMATION FOR ELECTIONS in accordance with Section 189 *Fair Work (Registered Organisations) Act 2009* and Regulation 138 *Fair Work (Registered Organisations) Regulations 2009*

I, Adam Lampe, being the Branch Secretary of the Australian Education Union Northern Territory Branch, make the following statement:

1. I am authorised to sign this statement containing prescribed information on behalf of the NT of the Australian Education Union.
2. The following information is lodged under subsection 189 (1) and (2) of the Fair Work (registered Organisations) Act 20019 (the RO Act).
3. The elections that are required are set out in the table in Annexure A.

Dated: this 5th day of April 2021



Adam Lampe
Branch Secretary

ANNEXURE A

- Elections that are required

Branch	Name of Office	Number required	Voting System	Reason for Election	Electorate
			<i>Direct voting system; Collegiate electoral system</i>	<i>Scheduled; Casual vacancy; New office created; Insufficient nominations</i>	
<i>Northern Territory</i>	<i>Executive Councillor representing Indigenous teachers and Indigenous education workers in schools and educational institutions</i>	<i>1</i>	<i>DVS</i>	<i>Casual vacancy</i>	<i>All financial members of the Branch (Branch Rule 108)</i>

- | | Direct Voting System |
|------------------------------------|---------------------------------|
| Nominations OPEN | <i>As per Branch rule 27(b)</i> |
| Nominations CLOSE | <i>As per Branch rule 27(b)</i> |
| Roll of Voters cut off date | <i>As per Branch rule 105</i> |