



17 November 2023

Troy Gray

Branch Secretary

Communications, Electrical, Electronic, Energy, Information, Postal, Plumbing and Allied Services Union of Australia - Electrical, Energy and Services Division - Victorian Divisional Branch

Sent via email: troy@etu.asn.au

cc: National- admin@etuaustralia.org.au

Dear Troy Gray



IMMEDIATE ACTION REQUIRED:

You must take steps after your recent election E2023/70

An election has recently been completed by the Australian Electoral Commission (AEC) for the Communications, Electrical, Electronic, Energy, Information, Postal, Plumbing and Allied Services Union of Australia - Electrical, Energy and Services Division - Victorian Divisional Branch and a post-election report has been issued by the AEC.

This letter explains the next steps you must take, including what information you need to give to members and what information you need to lodge with the Fair Work Commission (the Commission).

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 the Commission at regorgs@fwc.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 (regulation 141). The notice must be on your website for at least three months.



Can we 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 three months. You can always do more than the regulatory minimum.

The Commission will also publish your declaration of results on our [website](#).

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 approved financial training (section 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 Commission website](#).

You must act on this now, as affected officers **MUST** complete approved financial training OR receive an [exemption by the Commission](#) **within six 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 *Fair Work (Registered Organisations) Act 2009* (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 Commission within **35 days** of the change occurring.

We have a [template](#) to help you with this, which you can send to regorgs@fwc.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.

Real-life example of penalties in Court An 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](#).

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

Yours sincerely

Fair Work Commission



The Commission has an interim [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.

25 October 2023

Post-election report

**Communications, Electrical,
Electronic, Energy, Information,
Postal, Plumbing and Allied Services
Union of Australia
CEPU - Victoria Branch
Scheduled election
E2023/70**

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Election(s) Covered in Post-Election Report (PER)

Organisation:	Communications, Electrical, Electronic, Energy, Information, Postal, Plumbing and Allied Services Union of Australia - Victoria Branch
Election Decision No:	E2023/70
Election:	Scheduled, Stages 1 and 2
Date ballot closed:	Stage 2 closed on 26 September 2023
Date results declared:	Stage 1 Uncontested declared on 20 July 2023 Stage 1 Contested declared on 4 September 2023 Stage 2 Uncontested declared on 26 September 2023
Date PER due:	26 October 2023

Relevant legal provisions

Fair Work (Registered Organisations) Act 2009 ('the Act')

197 Post-election report by AEC

Requirement for AEC to make report

- (1) After the completion of an election conducted under this Part by the AEC, the AEC must give a written report on the conduct of the election to:
 - (a) the General Manager; and
 - (b) the organisation or branch for whom the election was conducted.

Note: The AEC may be able, in the same report, to report on more than one election it has conducted for an organisation. However, regulations made under paragraph 359(2)(c) may impose requirements about the manner and timing of reports.
- (2) The report must include details of the prescribed matters.

Contents of report—register of members

- (3) If the AEC is of the opinion that the register of members, or the part of the register, made available to the AEC for the purposes of the election contained, at the time of the election:
 - (a) an unusually large proportion of members' addresses that were not current; or
 - (b) in the case of a register kept by an organisation of employees—an unusually large proportion of members' addresses that were workplace addresses;this fact must be included in the report, together with a reference to any relevant model rules which, in the opinion of the AEC, could assist the organisation or branch to address this matter.

Note: Model rules are relevant only to the conduct of elections for office, not for elections for other positions (see section 147).

Contents of report—difficult rules

- (4) If the report identifies a rule of the organisation or branch that, in the AEC's opinion, was difficult to interpret or apply in relation to the conduct of the election, the report must also refer to any relevant model rules, which in the opinion of the AEC, could assist the organisation or branch to address this matter.

Note: For model rules, see section 147.

Subsection (3) relevant only for postal ballots

- (5) Subsection (3) applies only in relation to elections conducted by postal ballot.

Note: An organisation can obtain an exemption from the requirement to hold elections for office by postal ballot (see section 144).

190 Organisation or branch must not assist one candidate over another

An organisation or branch commits an offence if it uses, or allows to be used, its property or resources to help a candidate against another candidate in an election under this Part for an office or other position.

Penalty: 100 penalty units.

193 Provisions applicable to elections conducted by AEC

- (1) If an electoral official is conducting an election, or taking a step in relation to an election, for an office or other position in an organisation, or branch of an organisation, the electoral official:
 - (a) subject to paragraph (b), must comply with the rules of the organisation or branch; and
 - (b) may, in spite of anything in the rules of the organisation or branch, take such action, and give such directions, as the electoral official considers necessary:
 - (i) to ensure that no irregularities occur in or in relation to the election; or
 - (ii) to remedy any procedural defects that appear to the electoral official to exist in the rules; or
 - (iii) to ensure the security of ballot papers and envelopes that are for use, or used, in the election.
- (2) A person commits an offence if the person does not comply with a direction under subsection (1).

Penalty: 30 penalty units.
- (3) Subsection (2) does not apply so far as the person is not capable of complying.

Note: A defendant bears an evidential burden in relation to the matter in subsection (3) (see subsection 13.3(3) of the *Criminal Code*).
- (4) Subsection (2) does not apply if the person has a reasonable excuse.

Note: A defendant bears an evidential burden in relation to the matter mentioned in subsection (4), see subsection 13.3(3) of the *Criminal Code*.
- (5) An offence against subsection (2) is an offence of strict liability.

Note: For *strict liability*, see section 6.1 of the *Criminal Code*.
- (6) An election for an office or other position conducted by an electoral official, or step taken in relation to such an election, is not invalid merely because of a breach of the rules of the organisation or branch because of:
 - (a) action taken under subsection (1); or
 - (b) an act done in compliance with a direction under subsection (1).
- (7) If an electoral official conducting, or taking a step in connection with, an election for an office or other position:
 - (a) dies or becomes unable to complete the conduct of the election or the taking of the step; or
 - (b) ceases to be qualified to conduct the election or to take the step;the Electoral Commissioner must arrange for the completion of the conduct of the election, or the taking of the step, by another electoral official.

6 Definitions

irregularity, in relation to an election or ballot, includes:

- (a) a breach of the rules of an organisation or branch of an organisation; and
- (b) an act or omission by means of which:
 - (i) the full and free recording of votes by all persons entitled to record votes and by no other persons; or
 - (ii) a correct ascertainment or declaration of the results of the voting;

- is, or is attempted to be, prevented or hindered; and
- (c) a contravention of section 190.

Fair Work (Registered Organisations) Regulations 2009 ('the Regulations')

140 Declaration of result of election (s 193)

- (1) Within 14 days after the closing day of an election, the AEC must issue a declaration stating the following:
 - (a) the total number of persons on the roll of voters;
 - (b) the total number of ballot papers issued (if applicable);
 - (c) the total number of envelopes that were returned undelivered by the closing day of the ballot to the AEC (if applicable);
 - (d) the total number of ballot papers received by the electoral official by the closing day of the ballot (if applicable);
 - (e) the result of the election;
 - (f) the total number of informal ballot papers (if applicable).
- (2) In subregulation (1), ***closing day***, for an election, means:
 - (a) if a ballot is not required—the day on which nominations for the election close; or
 - (b) if a ballot is required—the closing day of the ballot.
- (3) Immediately after issuing a declaration under subregulation (1), the AEC must give a copy of the declaration to:
 - (a) the General Manager; and
 - (b) the organisation or branch for whom the election was conducted.

141 Post-election report by AEC (s 197(2))

- (1) For subsection 197(2) of the Act, the following matters are prescribed for inclusion in the report (the ***post-election report***) given under subsection 197(1) of the Act:
 - (a) the declaration mentioned in regulation 140;
 - (b) any rules of the organisation or branch which because of ambiguity or other reason, were difficult to interpret or apply;
 - (c) any matters in relation to the roll of voters including those matters contained in subsection 197(3) of the Act;
 - (d) the number of written allegations (if any) of irregularities made to the AEC during the election;
 - (e) action taken by the AEC in relation to those allegations;
 - (f) any other irregularities identified by the AEC and action taken by the AEC in relation to those other irregularities.
- (2) The AEC must:
 - (a) give the post-election report within 30 days after the closing day of the election; and
 - (b) publish a notice on its web site advising that a copy of the post-election report can be obtained from the AEC on the request of a member who was eligible to vote in the election.
- (3) The AEC must supply a copy of the post-election report to the member as soon as practicable, but no later than 7 days, after receiving a request under paragraph (2)(b).

145 Elections conducted by AEC—no unauthorised action

- (1) For any election conducted by the AEC under Part 2 of Chapter 7 of the Act, a person other than the person conducting the election must not do, or purport to do, any act in the conduct of the election other than as directed or authorised by the person conducting the election.

Note: This subregulation is a civil penalty provision (see regulation 168).
- (2) The AEC must advise the General Manager of a possible contravention of subregulation (1) not later than 21 days after the AEC has become aware of the possible contravention.

Declaration of result of election

Stage 1 of this election was conducted as a postal ballot; and Stage 2 (Collegiate elections) were conducted in-person by the AEC at the Victorian Branch conference on 26 September 2023.

In accordance with reg 140 of the Regulations, the AEC issued three declarations for the results of election E2023/70 as follows:

- Stage 1: Uncontested declared on 20 July 2023
- Stage 1: Contested declared on 4 September 2023
- Stage 2: Uncontested declared on 26 September 2023

For a copy, see attachment A, B and C.

CEPU Rules

CEPU Rules used for the election:

- [128V-ELE: Incorporates alterations certified on 6 June 2023 in matter R2023/33] (replaces 16 December 2021 [R2021/101] version)

Rule 15.14.2 the Organisation provides that the ballot period is 21 days. This rule was set aside for Stage 1 of the election, which was conducted as a postal ballot, to allow a 28 day ballot period.

The reason for this was the AEC held concerns that 21 days for the lodgement and return of postal vote packs is unnecessarily restrictive; and sub paragraph 193(1)(b)(i) of the *Fair Work (Registered Organisations) Act 2009* was used to set a timetable for the conduct of the ballot to ensure stakeholders would be able to fully participate.

The AEC suggest the organisation consider amending their Rules to allow 28 days for any postal ballot period to ensure adequate time for the delivery, receipt and return of voting packs by members.

Roll of Voters

There were no matters in relation to the Roll of Voters to report.

Written allegations of any irregularities

There were no allegations of irregularities to report.

Other irregularities

There were no other irregularities to report.

Signed

Chris King
Returning Officer
Australian Electoral Commission
E: IEBevents@aec.gov.au
P: 03 9285 7111
25 October 2023

Attachments

- A. Stage 1: Declaration of Results for Uncontested Offices
- B. Stage 1: Declaration of Results for Contested Offices
- C. Stage 2: Declaration of Results for Uncontested Offices



11 October 2023

Troy Gray

Branch Secretary

Communications, Electrical, Electronic, Energy, Information, Postal, Plumbing and Allied Services Union of Australia - Electrical, Energy and Services Division - Victorian Divisional Branch

Sent via email: troy@etu.asn.au

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Yours sincerely

Fair Work Commission



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**Communications, Electrical, Electronic, Energy, Information,
Postal, Plumbing and Allied Services Union of Australia**
CEPU - Victoria Branch
**DECLARATION OF RESULTS - E2023/70 - Stage 2 Collegiate
Election**
Uncontested Offices

Scheduled 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:

Divisional Branch State Council

Divisional Branch Vice President (1)

Candidates

O'HALLORAN Jason

Divisional Branch Treasurer (1)

Candidates

KUS John

Electrical Contracting Industry Section

Divisional Branch Executive Member (4)

Candidates

BALDI Mark

KUS John

O'HALLORAN Jason

RAWSON Matthew

General Trades and Maintenance Section

Divisional Branch Executive Member (2)

Candidates

DAVITT Len

DI NUZZO Alfonso

Power Industry Section

Divisional Branch Executive Member (1)

Candidates

MURPHY Tim

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

Chris King
Returning Officer
Telephone: (03) 9285 7111
Email: iebevents@aec.gov.au
26/09/2023

Communications, Electrical, Electronic, Energy, Information, Postal,
Plumbing and Allied Services Union of Australia

CEPU - Victoria Branch

DECLARATION OF RESULTS - E2023/70 - Stage 1
Contested Offices

Scheduled 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:

General Trades and Maintenance Section

VOTING MATERIAL ISSUED	
Total number of people on the roll of voters (a)	4,340
Number of voters issued with voting material	4,340
Total number of voters issued with replacement voting material	1
Total number of voting material packs issued	4,341
VOTING MATERIAL RETURNED	
Total number of envelopes returned for scrutiny by closing date of ballot (b)	1,568
Number of declaration envelopes rejected at preliminary scrutiny (minus)	21
Number of declaration envelopes returned with missing (minus)	3
COUNT	
Total ballot papers admitted to the count	1,544
LATE OR UNRETURNED VOTING MATERIAL	
Voting material returned as unclaimed mail by closing date of ballot	6
Voting material packs not returned by voters by closing date of the ballot	2,767
Percentage of voting material packs returned by voters to number of people on the roll of voters (b/a)	36 %

Divisional State Councillor (9)

<u>Candidates</u>	<u>Final Votes</u>
DI NUZZO, Alfonso	1,340
WIELGA, Izzy	141
TARANTO, Andrew	1,361
DOUGLASS, Aaron	1,374
BOJCESKI, Daniel	1,348
DAVITT, Len	1,356
BRINDUSE, Gabriel	1,355
CRUNDWELL, Shannon	1,357
ISLIP, John	1,361
MOONEY, Peter	1,378

Total ballot papers admitted for this office	1,544
Formal Ballot papers	1,517
Informal Ballot papers	27

I declare the following elected:	Order Elected
• MOONEY, Peter	1
• DOUGLASS, Aaron	2
• TARANTO, Andrew	3
• ISLIP, John	4
• CRUNDWELL, Shannon	5
• DAVITT, Len	6
• BRINDUSE, Gabriel	7
• BOJCESKI, Daniel	8
• DI NUZZO, Alfonso	9

Chris King
Returning Officer
Telephone: (03) 9385 7111
Email: IEBevents@aec.gov.au
04/09/2023.



**Communications, Electrical, Electronic, Energy,
Information, Postal, Plumbing and Allied Services Union
of Australia**

CEPU - Victoria Branch

**DECLARATION OF RESULTS - E2023/70 - Stage 1
Uncontested Offices**

Scheduled 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:

Victorian Divisional Branch

Divisional Branch President/National Councillor (1)

Candidates

FILAZZOLA Daniel

Divisional Branch Secretary/National Councillor (1)

Candidates

GRAY Troy

Divisional Branch Assistant Secretary (2)

Candidates

BALTA Ivan

HARRIS Arron

Divisional Councillor (4)

Candidates

BALTA Ivan

FILAZZOLA Daniel

GRAY Troy

HARRIS Arron

Divisional Branch Organiser (13)

Candidates

BARNES James

BOYD Matthew

BRINDUSE Gabriel

CONNELLY Mark

CRUNDWELL Shannon

DAVEY Allister

DOUGLASS Aaron

GROSSO Alex Del

ISLIP John

KNIGHT Troy

MOONEY Peter

PATTERSON Chris

YOUSSEF Joseph

Female Members of the Victorian Divisional Branch

Affirmative Action (Women) Divisional State Councillor (1)

Candidates

PECKETT Jessie

Power Industry Section

Divisional State Councillor (6)

Candidates

BOYD Matthew

DE BRUYN Paul

HARRIS Arron

MURPHY Tim

SCHMIDT Ben

WHELAN Rhys

Electrical Contracting Industry Section

Divisional State Councillor (19)

Candidates

AMIRY Mustafa

BALDI Mark

BALTA Ivan

BARNES James

GRECH Mark

HARMAN Paul

JURIC Vlado

KNIGHT Matt

KNIGHT Troy

KUS John

LYNN Jason

MARTINEZ Rafael

MASTROIANNI Maurice

O'HALLORAN Jason

PATTERSON Chris

POTTS Matthew

RAWSON Matthew

WARREN John

YOUSSEF Joseph

Central/Northern Sub-Branch

Sub-Branch President (1)

Candidates

DOUGLASS Aaron

Sub-Branch Vice President (1)

Candidates

PATTERSON Chris

Sub-Branch Secretary (1)

Candidates

DAVEY Allister

Delegate to Divisional Branch Conference (5)

Candidates

DAVEY Allister

DOUGLASS Aaron

HUDSON Jack

LYNN Jason

PATTERSON Chris

Eastern Sub-Branch

Sub-Branch President (1)

Candidates

KUS John

Sub-Branch Vice President (1)

Candidates

PASSALAQUA Stuart

Sub-Branch Secretary (1)

Candidates

MOONEY Peter

Delegate to Divisional Branch Conference (7)

Candidates

DUNCAN Gregg

KORAB James

KUS John

MAMMONE Tan

MOONEY Peter

PASSALAQUA Stuart

STUCKEY Warren

Geelong/Western Sub-Branch

Sub-Branch President (1)

Candidates

LEE Randall

Sub-Branch Vice President (1)

Candidates

HOUTSMA Jonathon

Sub-Branch Secretary (1)

Candidates

WARREN John

Delegate to Divisional Branch Conference (6)

Candidates

CANNON Robert

HOUTSMA Jonathon

KNIGHT Troy
LEE Randall
MANSFIELD Luke
WARREN John

Greater Melbourne Sub-Branch

Sub-Branch President (1)

Candidates
BALTA Ivan

Sub-Branch Vice President (1)

Candidates
BOYD Matthew

Sub-Branch Secretary (1)

Candidates
HARRIS Arron

Delegate to Divisional Branch Conference (8)

Candidates
BALTA Ivan
BARNES James
BOYD Matthew
CONNELLY Mark
HARRIS Arron
JURIC Vlado
MURPHY Tim
TARANTO Andrew

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

Amit Kumar
Returning Officer
Telephone: 03 9285 7111
Email: IEBevents@aec.gov.au
20/07/2023



DECISION

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

Communications, Electrical, Electronic, Energy, Information, Postal, Plumbing and Allied Services Union of Australia
(E2023/70)

MR STEENSON

SYDNEY, 16 MAY 2023

Arrangement for conduct of election.

[1] On 1, 9 and 12 May 2023 the Victorian Divisional Branch (Branch) of the Electrical, Energy and Services Division (Division) of the Communications, Electrical, Electronic, Energy, Information, Postal, Plumbing and Allied Services Union of Australia lodged with the Fair Work Commission (Commission) prescribed information for an election to fill the following offices for a new term of office:

Divisional Branch President / National Councillor	(1)
Divisional Branch Secretary / National Councillor	(1)
Divisional Branch Assistant Secretaries	(2)
Divisional Branch Vice President	(1)
Divisional Branch Treasurer	(1)

Divisional Branch Executive Members (7 in total) from the following sections:

General Trades and Maintenance	(2)
Power Industry	(1)
Electrical Contracting Industry	(4)

Divisional State Councillors from the following electorates:

General Trades and Maintenance Section	(9)
Power Industry Section	(6)
Electrical Contracting Industry Section	(19)
Affirmative Action (Women)	(1)

Divisional Councillors (number to be determined in accordance with rule 7.3.3)

[2] The prescribed information also requested an election under section 187 of the *Fair Work (Registered Organisations) Act 2009* (RO Act) for the following non-office positions:

Branch Organiser	(13)
------------------	------

Branch Conference Delegates (26 in total) from the following Sub-Branches:

Central / Northern	(5)
Eastern	(7)
Geelong / Western	(6)
Greater Melbourne	(8)

Sub-Branch positions

<u>Central / Northern Sub-Branch</u>	
Divisional Sub-Branch President	(1)
Divisional Sub-Branch Vice President	(1)
Divisional Sub-Branch Secretary	(1)
<u>Eastern Sub-Branch</u>	
Divisional Sub-Branch President	(1)
Divisional Sub-Branch Vice President	(1)
Divisional Sub-Branch Secretary	(1)
<u>Geelong / Western Sub-Branch</u>	
Divisional Sub-Branch President	(1)
Divisional Sub-Branch Vice President	(1)
Divisional Sub-Branch Secretary	(1)
<u>Greater Melbourne Sub-Branch</u>	
Divisional Sub-Branch President	(1)
Divisional Sub-Branch Vice President	(1)
Divisional Sub-Branch Secretary	(1)

[3] On 12 May 2023, the Branch advised the Commission that in relation to the number of Divisional Councillors (also referred to as ‘Branch Delegates to Divisional Council’ in the Division rules), this number is to be determined by the Division’s national office.

[4] The prescribed information lodged by the Branch also indicated that there is an election-related rule change pending. That rule change (R2023/33) was lodged with the Commission on 18 April 2023 and is yet to be certified. The effect of the rule change, if certified, would be to amend the eligibility period for candidates standing for a State Council office representing a new Section or representing a Sub-Branch. The prescribed information states that this will apply to newly-established Sections and to existing and new Sub-Branches. If certified before this election commences, the Australian Electoral Commission (AEC) is to be notified so that it can ensure that any revised eligibility period is applied to nominations.

[5] I am satisfied that an election for the abovenamed **office and non-office positions** is required to be held under the rules of the organisation and, under subsection 189(3) of the RO Act, I am making arrangements for the conduct of the election by the AEC.



DELEGATE OF THE GENERAL MANAGER

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PRESCRIBED INFORMATION FOR ELECTIONS in accordance with Section 189 *Fair Work (Registered Organisations) Act 2009* and Regulation 138 *Fair Work (Registered Organisations) Regulations 2009* with a request under Section 187 of the *Fair Work (Registered Organisations) Act 2009*.

I, Troy Gray, being the Divisional Branch Secretary of the Communications, Electrical, Electronic, Energy, Information, Plumbing, Postal and Allied Services Union (**CEPU**), Electrical, Energy and Services Division (the **Division**), Victorian Divisional Branch (the **Branch**) make the following statement:

1. I am authorised to sign this statement containing prescribed information for the Branch.
2. The following information is lodged under subsection 189(1) of the Fair Work (Registered Organisations) Act 2009 (the RO Act).
3. The elections that are required are set out in the table in Annexure B.
4. A copy of the request under section 187 for the AEC to conduct the election for non-office positions is attached (Annexure A).
5. There are rule alterations pending that may impact the election. These rules alterations were lodged with the Fair Work Commission on 18 April 2023 (R2023/33). The main impact of these alterations on this election is that they change the eligibility period for candidates standing for a position on a State Council representing a new Section or a Sub-Branch. This will only apply with respect to newly established Sections and existing and new Sub-Branches.
6. This statement is lodged at least 2 months before nominations open for the election(s) in Annexure B.
7. The numbers of individuals to be elected to several of the positions that are to be elected are calculated according to formulas defined in the rules. The rule numbers, positions, formulas, and relevant information, including dates, are as follows:

a. Delegate to Divisional Branch Conference

a. Rule number: Rule 11.6.3

b. Formula:

The number of delegates to Divisional Branch Conference to be elected by their respective divisional sub-branches shall be determined with regard to the financial membership current at the 31st day of March during the year of each quadrennial election commencing in 1995 on the following basis:

Divisional Branch Conference Delegate/s (all states except Queensland)

50 - 100 financial members	1
101 - 500 financial members	2
501 - 1,000 financial members	3

1,001 - 1,500 financial members	4
1,501 - 2,000 financial members	5
2,001 - 2,500 financial members	6
2,501 - 3,500 financial members	7
3,501 financial members and over	8

c. Information for calculating the formula:

Central/Northern Sub-Branch: 1,755 financial members

Eastern Sub-Branch: 2,522 financial members

Geelong/Western Sub-Branch: 2,113 financial members

Greater Melbourne Sub-Branch: 9,185 financial members

d. Relevant date for the information for calculating the formula: 31 March 2023.

b. Divisional State Councillor

a. Rule number: Rule 11.7.2

b. Formula:

The number of Divisional State Councillors to be elected by their respective sections shall be determined with regard to the financial membership current at the 31st day of March during the year of each quadrennial election commencing in 1995 on the following basis:

State Councillor/s in Victoria

100 - 500 financial members	1
501 - 1,000 financial members	2
1,001 - 1,500 financial members	3
1,501 - 2,000 financial members	4
2,001 - 2,500 financial members	5
2,501 - 3,000 financial members	6
3,001 - 3,500 financial members	7
3,501 - 4000 financial members	8

4,001 financial members and over will get one State Councillor for every additional five hundred members or part thereof.

c. Information for calculating the formula:

General trades and maintenance:	4,230
Power industry:	2,538
Electrical contracting industry:	9,125

d. Relevant date for the information for calculating the formula: 31 March 2023

c. Divisional Councillor

a. Rule number: Rules 7.3.2 and 7.3.3

b. Formula:

The number of divisional branch delegates to Divisional Council to be elected in accordance with rule 7.3.1 "Election to Divisional Council" shall be determined on the following basis:

Divisional Branch Membership	Divisional Council Delegates
Up to 1,500 members	1
1,501 - 7,999 members	3
8,000 - 19,999 members	4
20,000 members & over	5

For the purpose of determining the number of members of a Divisional Branch at meetings of the Divisional Council, the income recognised in the audited statement of comprehensive income less impairment of receivables in respect of membership contributions and entrance fees of such Divisional Branch for the preceding year, as expressed in dollars, shall be divided by the dollar amount charged by the Divisional Branch in the preceding year as the annual subscription rate for adults employed as tradespersons or in classifications receiving equal to or in excess of a tradesperson's rates of pay.

For the purpose of this sub-rule, the dollar amount charged by the Divisional Branch in the preceding year as the annual subscription rate for adults employed as tradespersons or in classifications receiving equal to or in excess of a tradesperson's rate of pay shall be the amount determined in accordance with these rules. Where the rate has been set by a resolution of Divisional Council alone it shall be that amount. Where the rate has been determined by the Divisional Branch under rule 5.2.2 and that determination has been endorsed by the Divisional Council, the amount so endorsed shall apply.

- c. The relevant information for calculating the formula has not been provided because the audited statement of comprehensive income of the Branch for the preceding year has not yet been finalised.

d. Divisional Branch Executive Member

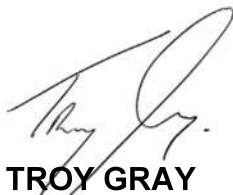
- a. Rule number: Rules 11.11.2.1 and 11.11.2.2
- b. Formula:

The Divisional Branch Executive shall consist of the Divisional Branch President, Divisional Branch Secretary, the Divisional Branch Assistant Secretaries and a minimum of one member from each of the sections as represented on the Divisional State Council.

A section shall also have an additional executive member for every three thousand members in that section.

- c. Relevant date for the information for calculating the formula: The first meeting of the Divisional State Council after the declaration of the Divisional Branch quadrennial ballot.
- d. The relevant information for calculating the formula has not been provided because the relevant date is in the future.

Signed:



TROY GRAY
DIVISIONAL BRANCH SECRETARY

Dated: 1 May 2023

Annexure A

Dear Electoral Commissioner,

I, Troy Gray, am writing to request, pursuant to subsection 187(1) of the *Fair Work (Registered Organisations) Act 2009*, that the Australian Electoral Commission conduct an election for those positions listed in the table in Annexure B which are not offices, but which require an election under the rules of our organisation.

I confirm I am an officer of the Communications, Electrical, Electronic, Energy, Information, Postal, Plumbing and Allied Services Union of Australia, Electrical, Energy and Services Division, Victorian Branch, who is authorised by the Committee of Management to sign this request.

Signed:

A handwritten signature in black ink, appearing to read 'Troy Gray', is written over the printed name.

TROY GRAY
DIVISIONAL BRANCH SECRETARY

Dated: 1 May 2023

Annexure B

- Elections that are required

Branch	Name of Office	Number required	Voting System <i>Direct voting system; Collegiate electoral system</i>	Reason for Election <i>Scheduled; Casual vacancy; New office created; Insufficient nominations</i>	Electorate
For the election of officers					
CEPU Electrical, Energy & Services Division, Victorian Divisional Branch (the Victorian Branch)	Divisional Branch President/National Councillor	1	Direct Voting System	Scheduled	All financial members of the Victorian Branch (rules 15.4.3, 15.6.1, 15.19.18 table 2)
Victorian Branch	Divisional Branch Secretary/National Councillor	1	Direct Voting System	Scheduled	All financial members of the Victorian Branch (rules 15.4.2, 15.6.1, 15.19.18 table 2)
Victorian Branch	Divisional Branch Assistant Secretary	2	Direct Voting System	Scheduled	All financial members of the Victorian Branch (rule 15.6.1, rule 15.19.18, table 2)
Victorian Branch	Divisional State Councillor	34 in total: General trades and maintenance: 9 Power industry: 6 Electrical contracting industry: 19	Direct Voting System	Scheduled	All financial members of the Section concerned (rule 15.10.1, rule 15.19.18, table 2)
Victorian Branch	Divisional Councillor	To be determined in accordance with	Direct Voting System	Scheduled	All financial members of the Branch current at the date 7 days before the opening of nominations (rule 7.3.1, rule 15.19.18, table 2)

		rules 7.3.2 and 7.3.3			
Victorian Branch	Affirmative Action (Women) Councillor on State Council	1	Direct Voting System	Scheduled	All financial female members of the Victorian Branch (rule 15.6.1, rule 15.19.18, table 2)
Victorian Branch	Divisional Branch Vice President	1	Collegiate electoral system	Scheduled	Divisional Branch State Councillors (rule 15.7, rule 15.18.6, table 1)
Victorian Branch	Divisional Branch Executive Member	<p>In accordance with rule 11.11.2.1</p> <p>Divisional Branch President: 1</p> <p>Divisional Branch Secretary: 1</p> <p>Assistant Branch Secretary: 2</p> <p>One member from each section is included in the calculation below per rule 11.11.2.1</p> <p>In accordance with rule 11.11.2.2</p>	Collegiate electoral system	Scheduled	Divisional State Council delegates from the Section concerned (rule 15.11, rule 15.18.6, table 1)

		7 members in total: General trades and maintenance: 2 Power industry: 1 Electrical contracting industry: 4			
Victorian Branch	Divisional Branch Treasurer	1	Collegiate electoral system	Scheduled	Divisional Branch State Councillors (rule 15.7, rule 15.18.6, table 1)
For the election of non-officer positions					
Victorian Branch	Branch Organiser	13	Direct Voting System	Scheduled	All financial members of the Victorian Branch (rule 15.6.1, rule 15.19.18, table 2)
Victorian Branch	Delegate to Divisional Branch Conference	26 in total: Central/Northern Sub-Branch: 5 Eastern Sub-Branch: 7 Geelong/Western Sub-Branch: 6 Greater Melbourne Sub-Branch: 8	Direct Voting System	Scheduled	All financial members of the Sub-Branch concerned (rule 15.9, rule 15.19.18, table 2)

Victorian Branch	Sub-Branch President	4 in total: Central/Northern Sub-Branch: 1 Eastern Sub-Branch: 1 Geelong/Western Sub-Branch: 1 Greater Melbourne Sub-Branch: 1	Direct Voting System	Scheduled	All financial members residing in the Sub-Branch concerned (rule 15.12, rule 15.19.18, table 2)
Victorian Branch	Sub-Branch Vice President	4 in total: Central/Northern Sub-Branch: 1 Eastern Sub-Branch: 1 Geelong/Western Sub-Branch: 1 Greater Melbourne Sub-Branch: 1	Direct Voting System	Scheduled	All financial members residing in the Sub-Branch concerned (rule 15.12, rule 15.19.18, table 2)
Victorian Branch	Sub-Branch Secretary	4 in total: Central/Northern Sub-Branch: 1 Eastern Sub-Branch: 1	Direct Voting System	Scheduled	All financial members of the Sub-Branch concerned (rule 15.12, rule 15.19.18, table 2)

		Geelong/Western Sub-Branch: 1			
		Greater Melbourne Sub- Branch: 1			

- Important dates:

	Direct Voting System	Collegiate Electoral System
Nominations OPEN	Monday 3 July 2023 (rule 15.7.1)	To be determined by the returning officer but prior to the first meeting of the Divisional State Council after the declaration of the Divisional Branch quadrennial ballot (rules 15.7 and 15.11)
Nominations CLOSE	Close of business Monday 10 July 2023 (rule 15.7.1)	To be determined by the returning officer but prior to the first meeting of the Divisional State Council after the declaration of the Divisional Branch quadrennial ballot (rules 15.7 and 15.11)
Roll of Voters cut off date	Monday 26 June 2023 (rule 15.19.7)	The date of the declaration of the quadrennial Divisional Branch ballot (rules 15.7 and 15.11)