

#### 26 March 2024

Matthew Cherry Branch Secretary Australian Education Union - South Australian Branch Sent via email: aeusa@aeusa.asn.au

#### cc: Kevin Bates aeu@aeufederal.org.au

#### Dear Matthew Cherry



#### **IMMEDIATE ACTION REQUIRED:**

#### You must take steps after your recent election E2023/171

An election has recently been completed by the Australian Electoral Commission (AEC) for the Australian Education Union - South Australian 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 <a href="mailto:regorgs@fwc.gov.au">regorgs@fwc.gov.au</a>

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 <u>please see our fact sheet</u>.

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 <u>exemption by the Commission</u> 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 <u>benefits of officer induction</u>. 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 <u>officer induction kit</u> and our <u>podcast</u>, <u>such as episode 17 - conflicts of interest</u>.

### **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 <u>template</u> to help you with this, which you can send to <u>regorgs@fwc.gov.au</u>. 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 <u>case</u> <u>summary</u>.



# 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 <u>fact sheet</u> 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 <u>regorgs@fwc.gov.au</u>.

Yours sincerely

#### Fair Work Commission



The Commission has an interim <u>Compliance Policy</u> 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 nonlodgement of a financial report.

# **Post-election report**

Australian Education Union South Australian Branch Scheduled Election E2023/171



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

Organisation:
Election Decision No:
Election:
Date ballot closed:
Date results declared:

Date PER due:

Australian Education Union – South Australian Branch E2023/171 Scheduled 18 March 2024 Uncontested 20 February 2024 Contested 19 March 2024 17 April 2024

## 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

In accordance with reg 140 of the Regulations, the AEC issued a declaration of the result of election E2023/171 on 20 February 2024 and 19 March 2024 for uncontested and contested offices respectively. For a copy, see Attachment A and Attachment B.

## Australian Education Union Rules

Australian Education Rules used for the election:

• Election Rules - 284V: Incorporates alterations of 9 August 2023 [R2023/54]

There were no rules of the organisation or branch which because of ambiguity or other reason, were difficult to interpret or apply.

## Roll of Voters

There were no matters in relation to the roll of voters.

# Written allegations of any irregularities

The AEC did not receive any written allegation of irregularities during the election.

## Other irregularities

The AEC did not identify any other irregularities in the election.

# Signed

Ann Dougan Returning Officer Australian Electoral Commission E: <u>IEBevents@aec.gov.au</u> P: 03 9285 7111 25 March 2024

PER | AEU SA - E2023/171

## Attachments

- A. Declaration of Results for Uncontested Offices
- B. Declaration of Results for Contested Offices

### Australian Education Union South Australian Branch DECLARATION OF RESULTS - E2023/171 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:

#### Barossa

#### **General Division Delegates to Branch Council (2)**

Candidates MCAULEY Kate

#### Alternate General Division Delegates to Branch Council (2)

<u>Candidates</u> No Nominations Received

#### **Central Urban**

#### **General Division Delegates to Branch Council (5)**

<u>Candidates</u> No Nominations Received

#### Alternate General Division Delegates to Branch Council (5)

Candidates No Nominations Received

#### Eastern Urban

#### **General Division Delegates to Branch Council (5)**

<u>Candidates</u> GOLDING Lara HUDSON Fern REICHSTEIN Luke

#### Alternate General Division Delegates to Branch Council (5)

<u>Candidates</u> No Nominations Received

#### Elizabeth Munno Para

#### **General Division Delegates to Branch Council (6)**

<u>Candidates</u> DEWAR Tom ELLIS Tom HAYNES Aileen KING Mark RAJANDREN Anand VELLA Vincent

### Australian Education Union South Australian Branch DECLARATION OF RESULTS - E2023/171

### **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:

#### Lower South East Area

VOTING MATERIAL ISSUED					
Total number of people on the roll of voters (a)	436				
Number of voters issued with voting material					
Total number of voters issued with replacement voting material	0				
Total number of voting material packs issued	436				
VOTING MATERIAL RETURNED					
Total number of envelopes returned for scrutiny by closing date of ballot (b)	70				
Number of declaration envelopes rejected at preliminary scrutiny (minus)					
Number of ballot papers returned outside declaration envelopes (minus)					
COUNT					
Total ballot papers admitted to the count					
LATE OR UNRETURNED VOTING MATERIAL					
Voting material returned as unclaimed mail by closing date of ballot	4				
Voting material packs not returned by voters by closing date of the ballot					
Percentage of voting material packs returned by voters to number of people on the roll of voters (b/a)	16 %				

#### **General Division Delegates to Branch Council (4)**

<u>Candidates</u>	First Preference Votes	Final Votes
RYE, Lisa	1,600	1,301
HORSBURGH, Trudy	600	1,433
COX, Lorraine	2,700	1,301
HORSBURGH, Cameron	400	1,160
OSBORNE, Stephen	1,200	1,301
Total ballot papers admitted for this office		66
Formal Ballot papers		65
Informal Ballot papers		1
I declare the following elected:		Order Elected
COX, Lorraine		1
• RYE, Lisa		2
OSBORNE, Stephen		3
HORSBURGH, Trudy		4

Ann Dougan Returning Officer Telephone: 03 9285 7111 Email: <u>IEBevents@aec.gov.au</u> 19/03/2024



#### Alternate General Division Delegates to Branch Council (6)

#### **Candidates**

No Nominations Received

#### Eyre

#### **General Division Delegates to Branch Council (2)**

<u>Candidates</u> No Nominations Received

#### Alternate General Division Delegates to Branch Council (2)

<u>Candidates</u> No Nominations Received

#### Far North

#### **General Division Delegates to Branch Council (2)**

<u>Candidates</u> No Nominations Received

#### Alternate General Division Delegates to Branch Council (2)

Candidates No Nominations Received

#### Far West

#### **General Division Delegates to Branch Council (2)**

Candidates No Nominations Received

#### Alternate General Division Delegates to Branch Council (2)

<u>Candidates</u> No Nominations Received

#### Fleurieu

#### **General Division Delegates to Branch Council (3)**

Candidates BENGER Hugh DANIELSON Lindsey

#### Alternate General Division Delegates to Branch Council (3)

<u>Candidates</u> No Nominations Received

#### Flinders

#### **General Division Delegates to Branch Council (2)**

Candidates HANLIN Katrina

#### Alternate General Division Delegates to Branch Council (2)

<u>Candidates</u> No Nominations Received

#### Gawler

#### **General Division Delegates to Branch Council (3)**

Candidates NOBLE Wendy

#### Alternate General Division Delegates to Branch Council (3)

<u>Candidates</u> No Nominations Received

#### Hills

#### **General Division Delegates to Branch Council (3)**

<u>Candidates</u> FITZGERALD Brendan JOLLY Andrew

#### Alternate General Division Delegates to Branch Council (3)

<u>Candidates</u> No Nominations Received

#### Kangaroo Island

#### **General Division Delegates to Branch Council (2)**

Candidates REYNOLDS Anthea

#### Alternate General Division Delegates to Branch Council (2)

<u>Candidates</u> No Nominations Received

#### Le Fevre

#### **General Division Delegates to Branch Council (2)**

Candidates WATSON Carmel

#### Alternate General Division Delegates to Branch Council (2)

<u>Candidates</u> No Nominations Received

#### Lincoln

#### **General Division Delegates to Branch Council (2)**

Candidates No Nominations Received

#### Alternate General Division Delegates to Branch Council (2)

<u>Candidates</u> No Nominations Received

#### Lower North

#### **General Division Delegates to Branch Council (2)**

Candidates ROYAL Steve

#### Alternate General Division Delegates to Branch Council (2)

Candidates HARRIS Brianna

#### Lower South East

#### Alternate General Division Delegates to Branch Council (4)

Candidates DENT Laura

#### Mid North

#### **General Division Delegates to Branch Council (2)**

Candidates KERR Emma WALDON Lauren

#### Alternate General Division Delegates to Branch Council (2)

<u>Candidates</u> No Nominations Received

#### Mitcham

#### **General Division Delegates to Branch Council (4)**

Candidates DEMPSEY Mandy ELLIS Kim

#### Alternate General Division Delegates to Branch Council (4)

<u>Candidates</u> No Nominations Received

#### Murraylands

#### General Division Delegates to Branch Council (3)

<u>Candidates</u> LAREDO Kaye

#### Alternate General Division Delegates to Branch Council (3)

Candidates No Nominations Received

#### Noarlunga

#### **General Division Delegates to Branch Council (9)**

<u>Candidates</u> CHAPMAN Tracey CURRER Nicole KACZMARSKY Oksana MOORE Katie

#### Alternate General Division Delegates to Branch Council (9)

<u>Candidates</u> No Nominations Received

#### **North East Urban**

#### **General Division Delegates to Branch Council (6)**

<u>Candidates</u> BURGOYNE Kenneth HAPKE Sonja PAUL Vincent

#### Alternate General Division Delegates to Branch Council (6)

Candidates SHAH Riddhi SMITH Harry

#### North West

#### **General Division Delegates to Branch Council (2)**

Candidates JENNER Trish KEE Joycie

#### Alternate General Division Delegates to Branch Council (2)

Candidates No Nominations Received

#### North West Urban

#### General Division Delegates to Branch Council (4)

Candidates No Nominations Received

#### Alternate General Division Delegates to Branch Council (4)

<u>Candidates</u> No Nominations Received

#### **Northern Urban**

#### General Division Delegates to Branch Council (3)

Candidates No Nominations Accepted

#### Alternate General Division Delegates to Branch Council (3)

Candidates No Nominations Received

#### Pirie

#### General Division Delegates to Branch Council (2)

Candidates ARBON Pep

#### Alternate General Division Delegates to Branch Council (2)

#### **Candidates**

No Nominations Received

#### Riverland

#### General Division Delegates to Branch Council (3)

Candidates COOPER Cherie

#### Alternate General Division Delegates to Branch Council (3)

<u>Candidates</u> No Nominations Received

#### Southern Urban

#### **General Division Delegates to Branch Council (5)**

Candidates No Nominations Received

#### Alternate General Division Delegates to Branch Council (5)

<u>Candidates</u> No Nominations Received

#### **Southern Vales**

#### **General Division Delegates to Branch Council (2)**

Candidates LE MAISTRE Deidre

#### Alternate General Division Delegates to Branch Council (2)

Candidates No Nominations Received

#### Tea Tree Gully

#### **General Division Delegates to Branch Council (6)**

<u>Candidates</u> LOVELL Kirrabelle SHALLEY Norma SPALDING Alex

#### Alternate General Division Delegates to Branch Council (6)

<u>Candidates</u> No Nominations Received

#### Torrens

#### **General Division Delegates to Branch Council (5)**

Candidates LANGMEAD Susan

#### Alternate General Division Delegates to Branch Council (5)

Candidates No Nominations Received

#### **Upper South East**

#### **General Division Delegates to Branch Council (2)**

Candidates

HEDDLES Chris THOMPSON Amanda

#### Alternate General Division Delegates to Branch Council (2)

#### **Candidates**

No Nominations Accepted

#### Western Urban

#### **General Division Delegates to Branch Council (5)**

Candidates NEWMAN Spencer

#### Alternate General Division Delegates to Branch Council (5)

<u>Candidates</u> No Nominations Received

#### Whyalla

#### General Division Delegates to Branch Council (2)

<u>Candidates</u> GARDINER Alistair WHYTE Helen

#### Alternate General Division Delegates to Branch Council (2)

Candidates SCHOFIELD Robert

#### Yorke

#### **General Division Delegates to Branch Council (2)**

Candidates ATKINSON Luke

#### Alternate General Division Delegates to Branch Council (2)

Candidates No Nominations Received

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

Ann Dougan Returning Officer Telephone: 03 9285 7111 Email: IEBevents@aec.gov.au 20/02/2024





### DECISION

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

#### **Australian Education Union**

(E2023/171)

MR STEENSON

#### SYDNEY, 15 NOVEMBER 2023

Arrangement for conduct of election.

[1] On 7 and 8 November 2023 the South Australian Branch of the Australian Education Union lodged with the Fair Work Commission prescribed information for an election to fill the following offices from the electorates listed in **Appendix A**, attached, for a new term of office:

General Division Delegates to Branch Council	(114 in total)
General Division Alternate Delegates to Branch Council	(114 in total)

[2] The rules provide that these offices are elected by and from General Division members,<sup>1</sup> in the areas specified in Appendix A, for a one-year term<sup>2</sup> with the election due for completion by 20 March.<sup>3</sup>

[3] I am satisfied that an election for the abovenamed offices 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 GENERAL MANAGER

Printed by authority of the Commonwealth Government Printer

#### PR755170

<sup>&</sup>lt;sup>1</sup> Australian Education Union rulebook [R2023/54], South Australian Branch rule 4(1)(b).

<sup>&</sup>lt;sup>2</sup> Ibid. Rule 50(2).

<sup>&</sup>lt;sup>3</sup> Ibid. Rule 50(3).

Area (Electorate)	No. of members	Number of Delegates (and the minimum number being female) <sup>4</sup>	Number of Alternate Delegates (and the minimum number being female) <sup>5</sup>
Barossa	270	2 (1)	2 (1)
Central Urban	590	5 (3)	5 (3)
Eastern Urban	526	5 (3)	5 (3)
Elizabeth Munno Para	628	6 (3)	6 (3)
Eyre	65	2 (1)	2 (1)
Far North	97	2 (1)	2 (1)
Far West	123	2 (1)	2 (1)
Fleurieu	334	3 (2)	3 (2)
Flinders	264	2 (1)	2 (1)
Gawler	305	3 (2)	3 (2)
Hills	393	3 (2)	3 (2)
Kangaroo Island	67	2 (1)	2 (1)
Le Fevre	218	2 (1)	2 (1)
Lincoln	197	2 (1)	2 (1)
Lower North	201	2 (1)	2 (1)
Lower South East	452	4 (2)	4 (2)
Mid North	116	2 (1)	2 (1)
Mitcham	454	4 (2)	4 (2)
Murraylands	341	3 (2)	3 (2)
Noarlunga	932	9 (5)	9 (5)
North East Urban	692	6 (3)	6 (3)
North West	61	2 (1)	2 (1)
North West Urban	445	4 (2)	4 (2)
Northern Urban	393	3 (2)	3 (2)
Pirie	205	2 (1)	2 (1)
Riverland	324	3 (2)	3 (2)

### Appendix A: List of offices to be elected

<sup>4</sup> Ibid. Rule 4(2)(a) <sup>5</sup> Ibid. Rule 4(3)(b)

Southern Urban	525	5 (3)	5 (3)
Southern Vales	281	2 (1)	2 (1)
Tea Tree Gully	689	6 (3)	6 (3)
Torrens	565	5 (3)	5 (3)
Upper South East	188	2 (1)	2 (1)
Western Urban	522	5 (3)	5 (3)
Whyalla	268	2 (1)	2 (1)
Yorke	247	2 (1)	2 (1)



7 November 2023

Mr Murray Furlong General Manager Fair Work Commission GPO Box 1994 MELBOURNE VIC 3001

Email: regorgs@fwc.gov.au

Dear Mr Furlong

# Re: Prescribed Information – Australian Education Union (SA Branch) - General Division Branch Council Delegates and Alternate Delegates

I, Matthew Cherry, being the Branch Secretary of the Australian Education Union (SA Branch) make the following statement:

- 1. I am authorised to sign this statement containing prescribed information for the South Australia Branch of the Australian Education Union.
- 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 A.
- 4. No rule alterations are pending that will impact the election.
- 5. This statement is lodged at least two months before nominations open for the elections in Annexure A.
- 6. The elections that are set out in the table in Annexure A are Scheduled elections.
- 7. (a) The rule number which specifies the formula is Rule 4(2(a) and Rule 54 Conduct of Election where a Minimum Number of Women are Required to be Elected.
  - (b) The formula is:

Number of members in Area	Number of Delegates	Minimum Number of Female Delegates
Up to 300	2	1
301 to 400	3	2
401 to 500	4	2
501 to 600	5	3
601 to 700	6	3
701 to 800	7	4

Number of members in Area	Number of Delegates	Minimum Number of Female Delegates
801 to 900	8	4
901 to 1000	9	5
1001 to 1100	10	5
1101 to 1200	11	6
1201 to 1300	12	6
1301 to 1400	13	7

- (c) The information for calculating the formula is the number of financial members of the Branch assigned to the Area (Rule 4(2)(c)).
- (d) The relevant date for this information is 31 October 2023 (Rule 4(2)(c)).

Yours sincerely

Matthe P. Co

MATTHEW CHERRY Branch Secretary

#### Annexure A

Branch	Name of Office	Number of Members Assigned to the Area	Number required (Minimum Number of Female Delegates)	Voting System	Reason for Election	Electorate
SA	General Division Delegate to Branch Council	270	2 (1)	Direct Voting System	Scheduled	General Division Members assigned to the Barossa Area Rule 1(3) and Rule 4(2)
SA	General Division Alternate Delegate to Branch Council	270	2 (1)	Direct Voting System	Scheduled	General Division Members assigned to the Barossa Area Rule 1(3) and Rule 4(2)
SA	General Division Delegate to Branch Council	590	5 (3)	Direct Voting System	Scheduled	General Division Members assigned to the Central Urban Area Rule 1(3) and Rule 4(2)
SA	General Division Alternate Delegate to Branch Council	590	5(3)	Direct Voting System	Scheduled	General Division Members assigned to the Central Urban Area Rule 1(3) and Rule 4(2)
SA	General Division Delegate to Branch Council	526	5(3)	Direct Voting System	Scheduled	General Division Members assigned to the Eastern Urban Area Rule 1(3) and Rule 4(2)
SA	General Division Alternate Delegate to Branch Council	526	5(3)	Direct Voting System	Scheduled	General Division Members assigned to the Eastern Urban Area Rule 1(3) and Rule 4(2)
SA	General Division Delegate to Branch Council	628	6(3)	Direct Voting System	Scheduled	General Division Members assigned to the Elizabeth Munno Para Area Rule 1(3) and Rule 4(2)
SA	General Division Alternate Delegate to Branch Council	628	6(3)	Direct Voting System	Scheduled	General Division Members assigned to the Elizabeth Munno Para Area Rule 1(3) and Rule 4(2)
SA	General Division Delegate to Branch Council	65	2(1)	Direct Voting System	Scheduled	General Division Members assigned to the Eyre Area Rule 1(3) and Rule 4(2)
SA	General Division Alternate Delegate to Branch Council	65	2(1)	Direct Voting System	Scheduled	General Division Members assigned to the Eyre Area Rule 1(3) and Rule 4(2)

Branch	Name of Office	Number of Members Assigned to the Area	Number required (Minimum Number of Female Delegates)	Voting System	Reason for Election	Electorate
SA	General Division Delegate to Branch Council	97	2(1)	Direct Voting System	Scheduled	General Division Members assigned to the Far North Area Rule 1(3) and Rule 4(2)
SA	General Division Alternate Delegate to Branch Council	97	2(1)	Direct Voting System	Scheduled	General Division Members assigned to the Far North Area Rule 1(3) and Rule 4(2)
SA	General Division Delegate to Branch Council	123	2(1)	Direct Voting System	Scheduled	General Division Members assigned to the Far West Area Rule 1(3) and Rule 4(2)
SA	General Division Alternate Delegate to Branch Council	123	2(1)	Direct Voting System	Scheduled	General Division Members assigned to the Far West Area Rule 1(3) and Rule 4(2)
SA	General Division Delegate to Branch Council	334	3(2)	Direct Voting System	Scheduled	General Division Members assigned to the Fleurieu Area Rule 1(3) and Rule 4(2)
SA	General Division Alternate Delegate to Branch Council	334	3(2)	Direct Voting System	Scheduled	General Division Members assigned to the Fleurieu Area Rule 1(3) and Rule 4(2)
SA	General Division Delegate to Branch Council	264	2(1)	Direct Voting System	Scheduled	General Division Members assigned to the Flinders Area Rule 1(3) and Rule 4(2)
SA	General Division Alternate Delegate to Branch Council	264	2(1)	Direct Voting System	Scheduled	General Division Members assigned to the Flinders Area Rule 1(3) and Rule 4(2)
SA	General Division Delegate to Branch Council	305	3(2)	Direct Voting System	Scheduled	General Division Members assigned to the Gawler Area Rule 1(3) and Rule 4(2)
SA	General Division Alternate Delegate to Branch Council	305	3(2)	Direct Voting System	Scheduled	General Division Members assigned to the Gawler Area Rule 1(3) and Rule 4(2)
SA	General Division Delegate to Branch Council	393	3(2)	Direct Voting System	Scheduled	General Division Members assigned to the Hills Area Rule 1(3) and Rule 4(2)

Branch	Name of Office	Number of Members Assigned to the Area	Number required (Minimum Number of Female Delegates)	Voting System	Reason for Election	Electorate
SA	General Division Alternate Delegate to Branch Council	393	3(2)	Direct Voting System	Scheduled	General Division Members assigned to the Hills Area Rule 1(3) and Rule 4(2)
SA	General Division Delegate to Branch Council	67	2(1)	Direct Voting System	Scheduled	General Division Members assigned to the Kangaroo Island Area Rule 1(3) and Rule 4(2)
SA	General Division Alternate Delegate to Branch Council	67	2(1)	Direct Voting System	Scheduled	General Division Members assigned to the Kangaroo Island Area Rule 1(3) and Rule 4(2)
SA	General Division Delegate to Branch Council	218	2(1)	Direct Voting System	Scheduled	General Division Members assigned to the Le Fevre Area Rule 1(3) and Rule 4(2)
SA	General Division Alternate Delegate to Branch Council	218	2(1)	Direct Voting System	Scheduled	General Division Members assigned to the Le Fevre Area Rule 1(3) and Rule 4(2)
SA	General Division Delegate to Branch Council	197	2(1)	Direct Voting System	Scheduled	General Division Members assigned to the Lincoln Area Rule 1(3) and Rule 4(2)
SA	General Division Alternate Delegate to Branch Council	197	2(1)	Direct Voting System	Scheduled	General Division Members assigned to the Lincoln Area Rule 1(3) and Rule 4(2)
SA	General Division Delegate to Branch Council	201	2(1)	Direct Voting System	Scheduled	General Division Members assigned to the Lower North Area Rule 1(3) and Rule 4(2)
SA	General Division Alternate Delegate to Branch Council	201	2(1)	Direct Voting System	Scheduled	General Division Members assigned to the Lower North Area Rule 1(3) and Rule 4(2)
SA	General Division Delegate to Branch Council	452	4(2)	Direct Voting System	Scheduled	General Division Members assigned to the Lower South East Area Rule 1(3) and Rule 4(2)
SA	General Division Alternate Delegate to Branch Council	452	4(2)	Direct Voting System	Scheduled	General Division Members assigned to the Lower South East Area Rule 1(3) and Rule 4(2)

Branch	Name of Office	Number of Members Assigned to the Area	Number required (Minimum Number of Female Delegates)	Voting System	Reason for Election	Electorate	
SA	General Division Delegate to Branch Council	116	2(1)	Direct Voting System	Scheduled	General Division Members assigned to the Mid North Area Rule 1(3) and Rule 4(2)	
SA	General Division Alternate Delegate to Branch Council	116	2(1)	Direct Voting System	Scheduled	General Division Members assigned to the Mid North Area Rule 1(3) and Rule 4(2)	
SA	General Division Delegate to Branch Council	454	4(2)	Direct Voting System	Scheduled	General Division Members assigned to the Mitcham Area Rule 1(3) and Rule 4(2)	
SA	General Division Alternate Delegate to Branch Council	454	4(2)	Direct Voting System	Scheduled	General Division Members assigned to the Mitcham Area Rule 1(3) and Rule 4(2)	
SA	General Division Delegate to Branch Council	341	3(2)	Direct Voting System	Scheduled	General Division Members assigned to the Murraylands Area Rule 1(3) and Rule 4(2)	
SA	General Division Alternate Delegate to Branch Council	341	3(2)	Direct Voting System	Scheduled	General Division Members assigned to the Murraylands Area Rule 1(3) and Rule 4(2)	
SA	General Division Delegate to Branch Council	932	9(5)	Direct Voting System	Scheduled	General Division Members assigned to the Noarlunga Area Rule 1(3) and Rule 4(2)	
SA	General Division Alternate Delegate to Branch Council	932	9(5)	Direct Voting System	Scheduled	General Division Members assigned to the Noarlunga Area Rule 1(3) and Rule 4(2)	
SA	General Division Delegate to Branch Council	692	6(3)	Direct Voting System	Scheduled	General Division Members assigned to the North East Urban Area Rule 1(3) and Rule 4(2)	
SA	General Division Alternate Delegate to Branch Council	692	6(3)	Direct Voting System	Scheduled	General Division Members assigned to the North East Urban Area Rule 1(3) and Rule 4(2)	
SA	General Division Delegate to Branch Council	61	2(1)	Direct Voting System	Scheduled	General Division Members assigned to the North West Area Rule 1(3) and Rule 4(2) and Rule 4(2)	

Branch	Name of Office	Number of Members Assigned to the Area	Number required (Minimum Number of Female Delegates)	Voting System	Reason for Election	Electorate	
SA	General Division Alternate Delegate to Branch Council	61	2(1)	Direct Voting System	Scheduled	General Division Members assigned to the North West Area Rule 1(3) and Rule 4(2)	
SA	General Division Delegate to Branch Council	445	4(2)	Direct Voting System	Scheduled	General Division Members assigned to the North West Urban Area Rule 1(3) and Rule 4(2)	
SA	General Division Alternate Delegate to Branch Council	445	4(2)	Direct Voting System	Scheduled	General Division Members assigned to the North West Urban Area Rule 1(3) and Rule 4(2)	
SA	General Division Delegate to Branch Council	393	3(2)	Direct Voting System	Scheduled	General Division Members assigned to the Northern Urban Area Rule 1(3) and Rule 4(2)	
SA	General Division Alternate Delegate to Branch Council	393	3(2)	Direct Voting System	Scheduled	General Division Members assigned to the Northern Urban Area Rule 1(3 and Rule 4(2))	
SA	General Division Delegate to Branch Council	205	2(1)	Direct Voting System	Scheduled	General Division Members assigned to the Pirie Area Rule 1(3) and Rule 4(2)	
SA	General Division Alternate Delegate to Branch Council	205	2(1)	Direct Voting System	Scheduled	General Division Members assigned to the Pirie Area Rule 1(3) and Rule 4(2)	
SA	General Division Delegate to Branch Council	324	3(2)	Direct Voting System	Scheduled	General Division Members assigned to the Riverland Area Rule 1(3) and Rule 4(2)	
SA	General Division Alternate Delegate to Branch Council	324	3(2)	Direct Voting System	Scheduled	General Division Members assigned to the Riverland Area Rule 1(3) and Rule 4(2)	
SA	General Division Delegate to Branch Council	525	5(3)	Direct Voting System	Scheduled	General Division Members assigned to the Southern Urban Area Rule 1(3) and Rule 4(2)	
SA	General Division Alternate Delegate to Branch Council	525	5(3)	Direct Voting System	Scheduled	General Division Members assigned to the Southern Urban Area Rule 1(3) and Rule 4(2)	

Branch	Name of Office	Number of Members Assigned to the Area	Number required (Minimum Number of Female Delegates)	Voting System	Reason for Election	Electorate	
SA	General Division Delegate to Branch Council	281	2(1)	Direct Voting System	Scheduled	General Division Members assigned to the Southern Vales Area Rule 1(3) and Rule 4(2)	
SA	General Division Alternate Delegate to Branch Council	281	2(1)	Direct Voting System	Scheduled	General Division Members assigned to the Southern Vales Area Rule 1(3) and Rule 4(2)	
SA	General Division Delegate to Branch Council	689	6(3)	Direct Voting System	Scheduled	General Division Members assigned to the Tea Tree Gully Area Rule 1(3) and Rule 4(2)	
SA	General Division Alternate Delegate to Branch Council	689	6(3)	Direct Voting System	Scheduled	General Division Members assigned to the Tea Tree Gully Area Rule 1(3) and Rule 4(2)	
SA	General Division Delegate to Branch Council	565	5(3)	Direct Voting System	Scheduled	General Division Members assigned to the Torrens Area Rule 1(3) and Rule 4(2)	
SA	General Division Alternate Delegate to Branch Council	565	5(3)	Direct Voting System	Scheduled	General Division Members assigned to the Torrens Area Rule 1(3) and Rule 4(2)	
SA	General Division Delegate to Branch Council	188	2(1)	Direct Voting System	Scheduled	General Division Members assigned to the Upper South East Area Rule 1(3) and Rule 4(2)	
SA	General Division Alternate Delegate to Branch Council	188	2(1)	Direct Voting System	Scheduled	General Division Members assigned to the Upper South East Area Rule 1(3) and Rule 4(2)	
SA	General Division Delegate to Branch Council	522	5(3)	Direct Voting System	Scheduled	General Division Members assigned to the Western Urban Area Rule 1(3) and Rule 4(2)	
SA	General Division Alternate Delegate to Branch Council	522	5(3)	Direct Voting System	Scheduled	General Division Members assigned to the Western Urban Area Rule 1(3) and Rule 4(2)	
SA	General Division Delegate to Branch Council	268	2(1)	Direct Voting System	Scheduled	General Division Members assigned to the Whyalla Area Rule 1(3) and Rule 4(2)	

Branch	Name of Office	Number of Members Assigned to the Area	Number required (Minimum Number of Female Delegates)	Voting System	Reason for Election	Electorate
SA	General Division Alternate Delegate to Branch Council	268	2(1)	Direct Voting System	Scheduled	General Division Members assigned to the Whyalla Area Rule 1(3) and Rule 4(2)
SA	General Division Delegate to Branch Council	247	2(1)	Direct Voting System	Scheduled	General Division Members assigned to the Yorke Area Rule 1(3) and Rule 4(2)
SA	General Division Alternate Delegate to Branch Council	247	2(1)	Direct Voting System	Scheduled	General Division Members assigned to the Yorke Area Rule 1(3) and Rule 4(2)

	Direct Voting System
Nominations OPEN	Not less than 14 days before the close of nominations (Rule 50(5)).
Nominations CLOSE	Election to be completed by 20 March (Rule 50(3)).
Roll of Voters cut off date	Seven days before the day on which nominations open (Rule 52(1A)).

Electorate	Number of members	Number of Area Delegates	Number of Alternate Delegates	Minimum number of Female delegates
· · · · · · · · · · · · · · · · · · ·		1	I	
Barossa	270	2	2	1
Central Urban	590	5	5	3
Eastern Urban	526	5	5	3
Elizabeth Munno Para	628	6	6	3
Eyre	65	2	2	1
Far North	97	2	2	1
Far West	123	2	2	1
Fleurieu	334	3	3	2
Flinders	264	2	2	1
Gawler	305	3	3	2
Hills	393	3	3	2
Kangaroo Island	67	2	2	1
Le Fevre	218	2	2	1
Lincoln	197	2	2	1
Lower North	201	2	2	1
Lower South East	452	4	4	2
Mid North	116	2	2	1
Mitcham	454	4	4	2
Murraylands	341	3	3	2
Noarlunga	932	9	9	5
North East Urban	692	6	6	3
North West	61	2	2	1
North West Urban	445	4	4	2
Northern Urban	393	3	3	2
Pirie	205	2	2	1
Riverland	324	3	3	2
Southern Urban	525	5	5	3
Southern Vales	281	2	2	1
Tea Tree Gully	689	6	6	3
Torrens	565	5	5	3
Upper South East	188	2	2	1
Western Urban	522	5	5	3
Whyalla	268	2	2	1
Yorke	247	2	2	1