



20 November 2024

Peter Beveridge
National President
National Electrical and Communications Association
Sent via email: necanat@neca.asn.au

Dear Peter Beveridge



IMMEDIATE ACTION REQUIRED:

You must take steps after your recent election E2024/20

An election has recently been completed by the Australian Electoral Commission (AEC) for the National Electrical and Communications Association 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
- Respond to the AEC

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](#).

STEP 4: Reply to the AEC

The AEC’s post-election report says the AEC had trouble applying some of your election rules. You **MUST** respond to the AEC about the issues in the report (section 198).

Your response to the AEC must be in writing. It must include:

- whether the organisation intends to take action
- (if yes) what action the organisation intends to take

You must send your response to the AEC within **30 days** of receiving the report and provide a copy to the Commission (section 198).



Penalties apply

The requirement to respond to the AEC comes from section 198 of the RO Act. Section 198 of the RO Act is a civil penalty provision.

A failure to take any of these steps, or taking them in the wrong order, can expose your organisation to penalties under the RO Act.

Make the report and your response available to your members

You must make the post-election report about difficult rules available to your members.

You must also make your written response to the AEC available to your members.



Timing is very important

You must make the report about difficult rules available to your members **before or at the same time** as you make your response available.

Your response must be available to members:

- in the next edition of your journal or
- within 30 days of giving it to the AEC (if using a method other than your journal to make it available, e.g. your website)



Penalties apply

The requirement to respond to the AEC comes from section 198 of the RO Act. Section 198 of the RO Act is a civil penalty provision.

A failure to take any of these steps, or taking them in the wrong order, can expose your organisation to penalties under the RO Act.

How do I make these documents available to my members?

The RO Act says you will have made the document available if you do all the following things:

- Publish a copy of the relevant section and your response in your next journal, AND
- Send the Commission a copy of the relevant section and your response with a declaration that you'll provide copies to any member who asks for one, AND

- Tell members in your next journal (or an appropriate newspaper) that you'll give the relevant section of the report and your response to any member free of charge if requested, AND
- Put on your website:
 - the relevant section of the report within 14 days of receiving it and
 - your response within 14 days of sending it to the AEC

But you can also make the documents available to your members in other ways as well.



What if we decide to change our rules?

You can! If you think changing your rules will fix or improve the issues raised by the AEC you can change your rules.

Your rules will include a rule altering procedure that you must follow in order to do this.

We provide help changing your rules and advice on rule requirements. Please contact us at regorgs@fwc.gov.au, or ring 1300 341 665. Alternatively you could book an online [Governance to You visit](#) with a Commission staff member to discuss the changes.

Questions?



What if I don't understand the post-election report?

You should contact the AEC immediately to discuss what the report means.

What if we decide not to take action?

You must tell the AEC in writing you do not intend to act.

What if I have already responded to the AEC?

If you have already done the things set out in step 4, please disregard this step.

Remember to make the relevant section of the report and your response available to your members as well.

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@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 2024

Post-election report

National Electrical and Communications
Association
Scheduled election
E2024/20

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

Organisation: National Electrical and Communications Association
Election Decision No: E2024/20
Election: Scheduled Stages 1, 2 and 3, Insufficient Nominations (Stage 1)

Date ballot closed Stage 1: 09/07/2024
Date ballot closed Stage 1: *Insufficient Nominations*: 09/08/2024

Date the nominations closed Stage 2 (In-Person), uncontested:

- NSW Branch: 19/06/2024
- VIC Branch: 25/06/2024
- ACT Branch: 27/06/2024
- TAS Branch: 05/07/2024
- SA/NT Branch: 15/07/2024
- WA Branch: 17/07/2024
- QLD Branch: 20/08/2024

Date the nominations closed Stage 3, uncontested: 25/09/2024

Date results declared: 22/08/2024

Date PER due: 25/10/2024

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 declarations of the results for the following stages of election E2024/20:

Stage 1: 09/07/2024

Stage 1 Insufficient Nominations: 09/08/2024

Stage 2: 22/08/2024

Stage 3: 26/09/2024

For a copy, see **Attachments A, B, C, D, E, F, G, H, I, J, K, L and M.**

National Electrical and Communications Association Rules

National Electrical and Communications Association Rules used for the election: 233V: Incorporates alterations of 20 April 2021 [R2020/209]

The following rules were difficult to apply/interpret:

- Rule 38.9 (a) refers to preparation of the ballot paper on which the names of the nominated candidates are to appear but there is no mention of what order in which those names will be presented.
- Rule 39.6 refers to conduct of an election by secret ballot as provided in rule 38.8 which in turn refers to conducting the ballot by a secret postal ballot, which contradicts the wording in rule 39.8 (c), (d) and 35 which require the ballot to be held in-person at the first meeting of each branch council.
- Rule 36.6 refers to drawing lots in case of a tie between candidates, however, there is no direction provided for if the name drawn is to be excluded or named elected.

- Rule 35 refers to the election for Branch councillors to be completed by not later than 15 July. However, rule 38.9 (c) (i) states the closing date for the return of the ballot papers is to be 15 June.
- Rule 36.6(c)(ii) states that voting is to be conducted by striking out the name of each candidate for whom the member does not desire to vote. However, the rules do not appear to include rules about what is a formal vote. For example, what happens if a voter returns a blank ballot paper?

Roll of Voters

There were no issues with the roll of voters including those matters contained in subsection 197(3) of the Act.

Written allegations of any irregularities

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

Other irregularities

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

Signed

Shehan Liyanage.
Returning Officer
Australian Electoral Commission
E: IEBevents@aec.gov.au
P: 03 9285 7111
25 October 2024

Attachments

- A. Declaration of Results for Stage 1 TAS Branch Uncontested Offices.
- B. Declaration of Results for Stage 1 NSW, VIC, QLD, SA and NT and ACT Uncontested Offices.
- C. Declaration of Results for Stage 1 WA Branch Contested Offices.
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14 October 2024

David McInnes
National President
National Electrical and Communications Association
Sent via email: necanat@neca.asn.au

Dear David McInnes



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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.

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

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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.



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- officers have changed offices; or
- you have new officers.

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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



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(M) National Electrical and Communications Association

DECLARATION OF RESULTS - E2024/20 - Stage 3

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:

National Council - National Executive

National President (1)

Candidates

BEVERIDGE Peter

National Vice President (1)

Candidates

JOYCE Stewart

National Treasurer (1)

Candidates

DAVIS Michael

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

Shehan Liyanage
Returning Officer
Telephone: 03 9285 7111
Email: IEEvents@aec.gov.au
26/09/2024



(L) National Electrical and Communications Association
DECLARATION OF RESULTS - E2024/20 - Stage 2
Queensland Branch
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:

Queensland Branch

Branch President (1)

Candidates

JAMES David

Branch Vice President (1)

Candidates

DAVIS Michael

Branch Treasurer (1)

Candidates

DAVIS Robert

National Councillors (from QLD Branch) (2)

Candidates

DAVIS Michael

LETHBRIDGE David

National Executive Member (from QLD Branch) (1)

Candidates

DAVIS Michael

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

Shehan Liyanage
Returning Officer
Telephone: 03 9285 7111
Email: IEBevents@aec.gov.au
21/08/2024



(D) National Electrical and Communications Association

DECLARATION OF RESULTS - E2024/20

Contested Offices

Insufficient Nominations 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:

Queensland Branch

VOTING MATERIAL ISSUED	
Total number of people on the roll of voters (a)	539
Number of voters issued with voting material	539
Total number of voters issued with replacement voting material	0
Total number of voting material packs issued	539
VOTING MATERIAL RETURNED	
Total number of envelopes returned for scrutiny by closing date of ballot (b)	42
Number of declaration envelopes rejected at preliminary scrutiny (minus)	3
Number of ballot papers returned outside declaration envelopes (minus)	0
COUNT	
Total ballot papers admitted to the count	39
LATE OR UNRETURNED VOTING MATERIAL	
Voting material returned as unclaimed mail by closing date of ballot	10
Voting material packs not returned by voters by closing date of the ballot	487
Percentage of voting material packs returned by voters to number of people on the roll of voters (b/a)	7.79 %

Branch Councillor (1)

<u>Candidates</u>	<u>Final Votes</u>
CLUFF, Aaron	1
JAMES, David	12
STANFIELD, Cameron	26

Total ballot papers admitted for this office	39
Formal Ballot papers	39
Informal Ballot papers	0

I declare the following elected:

- STANFIELD, Cameron

Darren Wade
 Returning Officer
 Telephone: 03 9285 7111
 Email: IEEvents@aec.gov.au
 09/08/2024.

(K) National Electrical and Communications Association
DECLARATION OF RESULTS - Uncontested Offices
E2024/20 - Stage 2 West Australia Branch

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:

Western Australia Branch Council

Branch President (1)

Candidates

TERRANOVA Carmelo (Charlie)

Branch Vice President (1)

Candidates

ALLEN Barry

Branch Treasurer (1)

Candidates

CHARLTON Shay

Branch Secretary (1)

Candidates

TERRANOVA Carmelo (Charlie)

National Councillors (from WA Branch) (2)

Candidates

BEVERIDGE Peter
SWEETING Chris

National Executive Member (from WA Branch) (1)

Candidates

BEVERIDGE Peter

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

Darren Wade
Returning Officer
Telephone: 03 9285 7111
Email: IEBevents@aec.gov.au
18/07/2024



(J) National Electrical and Communications Association

DECLARATION OF RESULTS (Uncontested Offices)

E2024/20 Stage 2 – South Australia/Northern Territory Branch

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:

South Australia/Northern Territory Branch Council

Branch President (1)

Candidates

CROSS Andrew

Branch Vice President (1)

Candidates

HODBY Greg

Branch Treasurer (1)

Candidates

MATTNER Chris

Branch Secretary (1)

Candidates

MOORE Larry

National Councillor (from SA/NT Branch) (2)

Candidates

CROSS Andrew

HODBY Greg

National Executive Member (from SA/NT Branch) (1)

Candidates

HODBY Greg

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

Darren Wade
Returning Officer
Telephone: 03 9285 7111
Email: IEBevents@aec.gov.au

16/07/2024



(C) National Electrical and Communications Association Western Australia Branch

DECLARATION OF RESULTS - E2024/20 - 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:

Western Australia Branch

VOTING MATERIAL ISSUED	
Total number of people on the roll of voters (a)	1,433
Number of voters issued with voting material	1,433
Total number of voters issued with replacement voting material	0
Total number of voting material packs issued	1,433
VOTING MATERIAL RETURNED	
Total number of envelopes returned for scrutiny by closing date of ballot (b)	80
Number of declaration envelopes rejected at preliminary scrutiny (minus)	5
Number of empty declaration envelopes returned without a ballot paper(minus)	1
COUNT	
Total ballot papers admitted to the count	74
LATE OR UNRETURNED VOTING MATERIAL	
Voting material returned as unclaimed mail by closing date of ballot	21
Voting material packs not returned by voters by closing date of the ballot	1,332
Percentage of voting material packs returned by voters to number of people on the roll of voters (b/a)	6 %

Branch Councillor (3)

<u>Candidates</u>	<u>Final Votes</u>
BEVERIDGE, Peter	30
DARCH, Roy	38
GREGO, Jack	28
MCDONALD, Emma	29
Total ballot papers admitted for this office	74
Formal Ballot papers	73
Informal Ballot papers	1
I declare the following elected:	Order Elected
• DARCH, Roy	1
• BEVERIDGE, Peter	2
• MCDONALD, Emma	3

Darren Wade
Returning Officer
Telephone: 03 9285 7111
Email: IEBevents@aec.gov.au
09/07/2024

(I) National Electrical and Communications Association

DECLARATION OF RESULTS - Uncontested Offices

E2024/20 - Stage 2 Tasmania Branch

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:

Tasmania Branch Council

Branch President (1)

Candidates

HOBSON Wayne

Branch Vice President (1)

Candidates

HILL Shane

Branch Treasurer (1)

Candidates

HEEREY Jim

Branch Secretary (1)

Candidates

JUDD Oliver

National Councillor (from TAS Branch) (2)

Candidates

HEEREY Jim

HOBSON Wayne

National Executive Member (from TAS Branch) (1)

Candidates

HEEREY Jim

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

Darren Wade
Returning Officer
Telephone: 03 9285 7111
Email: IEBevents@aec.gov.au
05/07/2024



(E) National Electrical and Communications Association

DECLARATION OF RESULTS - Uncontested Offices

E2024/20 Tasmania Branch

Insufficient Nominations 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:

Tasmania Branch

Branch Councillor (2) (for a 2-year term)

Candidates

HEEREY Jim

WALL Wade

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

Darren Wade
Returning Officer
Telephone: 03 9285 7111
Email: IEBevents@aec.gov.au

04/07/2024



(H) National Electrical and Communications Association (NECA)

DECLARATION OF RESULTS - Uncontested Offices

E2024/20 - Stage 2 Australian Capital Territory Branch

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:

Australian Capital Territory Branch Council

Branch President (1)

Candidates

WATERS Sally

Branch Vice President (1)

Candidates

SHELLEY Robert

Branch Treasurer (1)

Candidates

BARMBY Joshua

Branch Secretary (1)

Candidates

JUDD Oliver

National Councillor (from ACT Branch) (2)

Candidates

BARMBY Joshua

WATERS Sally

National Executive Member (from ACT Branch) (1)

Candidates

WATERS Sally

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

Darren Wade
Returning Officer
Telephone: 03 9285 7111
Email: IEBevents@aec.gov.au

28/06/2024



(A) National Electrical and Communications Association

DECLARATION OF RESULTS - E2024/20 - Stage 1

Tasmania Branch 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:

Tasmania Branch

Branch Councillor (for a two-year term) (4)

Candidates

HILL Shane Richard

DOOLEY Kieran

Branch Councillor (for a one-year term) (4)

Candidates

RICHARDSON Mark

HOBSON Wayne

SKIPWORTH Kyle

FRAME Dion

The determination of longer or shorter terms of office was made by Returning Officer Darren Wade through drawing lots, in accordance with Rule 56.5.

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

Darren Wade
Returning Officer
Telephone: 03 9285 7111
Email: IEBevents@aec.gov.au

26/06/2024



(G) National Electrical and Communications Association (NECA)

DECLARATION OF RESULTS - Uncontested Offices

E2024/20 - Stage 2 Victoria Branch

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:

Victoria Branch Council

Branch President (1)

Candidates

SPICER Dean

Branch Vice President (1)

Candidates

CHATFIELD Russell

Branch Treasurer (1)

Candidates

PURNELL Michael

National Councillor (from Victoria Branch) (2)

Candidates

JOYCE Stewart

PEIRCE David

National Executive Member (from Victoria Branch) (1)

Candidates

JOYCE Stewart

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

Darren Wade
Returning Officer
Telephone: 03 9285 7111
Email: IEBevents@aec.gov.au

25/06/2024



(F) National Electrical and Communications Association

DECLARATION OF RESULTS - Uncontested Offices

E2024/20 Stage 2 - New South Wales Branch

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:

New South Wales Branch Council

Branch President (1)

Candidates

KERFOOT Stephen

Branch Vice President (1)

Candidates

ORR David

Branch Treasurer (1)

Candidates

ANDREWS John

Branch Secretary (1)

Candidates

JUDD Oliver

National Councillor (from NSW Branch) (2)

Candidates

DUFF Bruce

KERFOOT Stephen

National Executive Member (from NSW Branch) (1)

Candidates

DUFF Bruce

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

Darren Wade
Returning Officer
Telephone: 03 9285 7111
Email: IEBevents@aec.gov.au
20/06/2024



(B) National Electrical and Communications Association

DECLARATION OF RESULTS - E2024/20 - 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:

New South Wales Branch

Branch Councillor (4)

Candidates

ANDREWS John

DUFF Bruce

HICKS Lea

ORR David

Victoria Branch

Branch Councillor (5)

Candidates

CHATFIELD Russell

HUYBENS Terry

PURNELL Mike

SPICER Dean

VAN DER KOOI Chris

Queensland Branch

Branch Councillor (4)

Candidates

DAVIS Michael

DAVIS Bob

MCCLELLAND Robert

South Australia/Northern Territory Branch

Branch Councillor (3)

Candidates

HODBY Greg

MAURITS Brad

RUSSELL Andrew

Australian Capital Territory Branch

Branch Councillor (2)

Candidates

BARMBY Joshua

SHELLEY Rob

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

Darren Wade
Returning Officer
Telephone: 03 9285 7111
Email: IEEvents@aec.gov.au
17/05/2024.





DECISION

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

National Electrical and Communications Association
(E2024/20)

MR STEENSON

SYDNEY, 19 MARCH 2024

Arrangement for conduct of election.

[1] On 20 February 2024 the National Electrical and Communications Association (organisation) lodged with the Fair Work Commission prescribed information for an election to fill the following offices for a new term of office:

National President	(1)
National Vice President	(1)
National Treasurer	(1)

New South Wales Branch

Branch President	(1)
Branch Vice President	(1)
Branch Treasurer	(1)
Branch Secretary	(1)
Branch Councillors	(4)
National Councillors (from NSW Branch)	(2)
National Executive Member (from NSW Branch)	(1)

Victoria Branch

Branch President	(1)
Branch Vice President	(1)
Branch Treasurer	(1)
Branch Councillors	(5)
National Councillors (from Victoria Branch)	(2)
National Executive Member (from Victoria Branch)	(1)

South Australia/Northern Territory Branch

Branch President	(1)
Branch Vice President	(1)
Branch Treasurer	(1)
Branch Secretary	(1)

Branch Councillors	(3)
National Councillors (from SA/NT Branch)	(2)
National Executive Member (from SA/NT Branch)	(1)

Western Australia Branch

Branch President	(1)
Branch Vice President	(1)
Branch Treasurer	(1)
Branch Secretary	(1)
Branch Councillors	(3)
National Councillors (from WA Branch)	(2)
National Executive Member (from WA Branch)	(1)

Australian Capital Territory Branch

Branch President	(1)
Branch Vice President	(1)
Branch Treasurer	(1)
Branch Secretary	(1)
Branch Councillors	(2)
National Councillors (from ACT Branch)	(2)
National Executive Member (from ACT Branch)	(1)

Queensland Branch

Branch President	(1)
Branch Vice President	(1)
Branch Treasurer	(1)
Branch Councillors	(4)
National Councillors (from QLD Branch)	(2)
National Executive Member (from QLD Branch)	(1)

Tasmania Branch

Branch President	(1)
Branch Vice President	(1)
Branch Treasurer	(1)
Branch Secretary	(1)
Branch Councillors (for a two-year term)	(4)
Branch Councillors (for a one-year term)	(4)
National Councillors (from TAS Branch)	(2)
National Executive Member (from TAS Branch)	(1)

[2] Rule 56.4 of the organisation's rules provides that a Branch may determine to have Branch Councillors hold office for terms of either one, two or three years. Where a Branch has resolved to vary its standing arrangements in this way and has determined that the term will be either two years or three years, elections are to be staggered such that each year a portion of the Branch Councillor offices will be subject to election for a new term. For example, where there is a two-year term, each year half of the Branch's Councillors shall retire and be subject to an election.¹

¹ R2022/148, subrule 56.4(b).

[3] The rules of the organisation also provide that each Branch Council will comprise no fewer than four (4) members and no more than ten (10) members plus the Branch Secretary, as determined by the Branch Council from time to time.²

[4] In the prescribed information lodged for this election (E2024/20), the organisation advised that, on 31 October 2023, the Tasmania (TAS) Branch Council resolved to increase the total number of its Branch Councillors from four (4) – comprising two Branch Councillors elected in each alternate year for a two-year term – to eight (8) – comprising four Branch Councillors elected in each alternate year for a two-year term.

[5] To give effect to the TAS Branch’s resolution to increase the total number of members of the Branch Council and to preserve the pattern of electing half of the Branch Council each year, all of the current TAS Branch Councillors will retire at this election (E2024/20) and to activate the initial division into two groups of four (4) Branch Councillors elected in alternate years, the four candidates for Branch Councillor who receive the highest number of votes in accordance with the Australian Electoral Commission (AEC) declaration of results in this election (E2024/20), shall hold office for a two year term, and the four candidates for Branch Councillors who receive the next four highest number of votes (i.e. those ranked fifth, sixth, seventh and eighth) shall hold office for a one year term – at which time an election for those four offices for a two-year term will occur.³

[6] It should also be noted that the office of Branch Secretary does not apply to all Branches. The prescribed information lodged for this election (E2024/20) noted that the Queensland and Victoria Branches both abolished the office of Branch Secretary, in accordance with rule 37.7(a).

[7] 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 AEC.



DELEGATE OF THE GENERAL MANAGER

Printed by authority of the Commonwealth Government Printer

PR755229

² Ibid, rule 56.2.

³ In accordance with rule 56.5.

19 February 2024

General Manager
Fair Work Commission
GPO Box 1994
Melbourne VIC 3001

By email: regorgs@fwc.gov.au

Dear Sir

**National Electrical and Communications Association
Election Notification Arrangements for 2024**

I herewith submit the prescribed information for elections covering office holders for NECA National and its Branches.

For details of Branch election contact persons and any other questions you have in relation to this matter please contact Ms Wendy Ramjee on 02 9439 8523 or email necanat@neca.asn.au.

Yours sincerely



David McInnes
National President
National Electrical and Communications Association (NECA)

Attach

cc. NECA Branch Secretaries/Executive Directors

NATIONAL OFFICE

Level 4,
30 Atchison Street,
St Leonards NSW 2065
Locked Bag 1818,
St Leonards NSW 1590

T +61 2 9439 8523
F +61 2 9439 8525
E necanat@neca.asn.au
W www.neca.asn.au

ABN 78 319 016 742

Fair Work (Registered Organisations) Regulation 138

Prescribed Information for elections by the National Electrical and Communications Association (NECA)

I, David McInnes, President of the National Electrical and Communications Association (NECA), state that the information is lodged under section 189 of the *Fair Work (Registered Organisations) Act 2009* and that I am the person authorised to make the statement.

NECA hereby lodges prescribed information in respect of elections to be conducted by the Australian Electoral Commission.

National Council: Fourteen (14) comprising two (2) National Councillors elected by and from each Branch Council (see branch elections below);

National Executive: Seven (7) comprising one (1) National Executive member elected by each Branch Council from the relevant Branch's 2 National Councillors (see branch elections below);

National President, National Vice President, National Treasurer, - elected by the members of the National Council and from the 7 National Executive members.

New South Wales Branch

- Four (4) Branch Councillors (*for Orr, Madson, Duff, Hicks*) for a 2-year term – DVS.
- Branch President, Branch Vice President, Branch Treasurer – CES.
- Two (2) National Councillors, one of which shall also be the National Executive Member - CES.
- Branch Secretary for a 1-year term (last elected 31/7/2023 under Rule 56.6) – DVS

Victoria Branch

- Five (5) Branch Councillors (*for Spicer, Chatfield, Purnell, Van Der Kooi, vacant position (arising from resignation of Selemesi)*), for a 2-year term – DVS.
 - Branch President, Branch Vice President, Branch Treasurer – CES.
 - Two (2) National Councillors, one of which shall also be the National Executive Member - CES.
- Note: Vic Branch determined in June 2023 to abolish the office of Branch Secretary upon imminent expiration of current term - as per rule 37.7(a).*

South Australia/Northern Territory Branch

- Three (3) Branch Councillors (*for Hodby, Russel, Maurits*) for a 2-year term – DVS.
- Branch President, Branch Vice President, Branch Treasurer – CES.
- Two (2) National Councillors, one of which shall also be the National Executive Member - CES.
- Branch Secretary for a 1-year term (last elected 31/7/2023 under Rule 56.6) – DVS

Western Australia Branch

- Three (3) Branch Councillors (*for Beveridge, Grego, Forster*) for a 3-year term – DVS
- Branch President, Branch Vice President, Branch Treasurer – CES.
- Two (2) National Councillors, one of which shall also be the National Executive Member – CES
- Branch Secretary for a 1-year term (last elected 18/7/2023 under Rule 56.6) – DVS.

Australian Capital Territory Branch

- Two (2) Branch Councillors (*for Shelley, Barmby*) for a 2-year term – DVS
- Branch President, Branch Vice President, Branch Treasurer - CES
- Two (2) National Councillors, one of which shall also be the National Executive Member - CES.
- Branch Secretary for a 1-year term (last elected 31/7/2023 under Rule 56.6) – DVS

Queensland Branch

- Four (4) Branch Councillors (**for James, R Davis, McInnes, M Davis**) for a 2-year term – DVS.
 - Branch President, Branch Vice President, Branch Treasurer – CES
 - Two (2) National Councillors, one of which shall also be the National Executive Member - CES.
- Note: Qld Branch abolished the office of Branch Secretary on 26 April 2023 as per rule 37.7(a).*

Tasmania Branch

- Eight (8) Branch Councillors (for **Hobson, Heerey, Hill, Richardson, Skipworth, Frame, Green, Dooley**) – DVS being:
 - Four (4) Councillors for a 2-year term
 - Four (4) Councillors for a 1-year term

Note: The TAS Branch Council meeting on 31/10/2023 resolved that the number of branch councillors be increased from 4 to 8 (**see Appendix 1**). Rule 56.5 applies to this election.

- Branch President, Branch Vice President, Branch Treasurer – CES.
- Two (2) National Councillors, one of which shall also be the National Executive Member - CES.
- Branch Secretary for a 1-year term (last elected 31/7/2023 under Rule 56.6) – DVS

Reason for Election

Scheduled elections as provided in the Rules of the Association.

Electorate

- The electorate for the DVS elections in the Branches is the financial membership of the respective Branch.
- The electorate for the Branch CES elections is the Branch Council of the respective Branch.
- The electorate for the CES election for National President, Vice President and Treasurer is the National Council.

Closure of Roll for Voters

The Roll will close 10 days prior to date nominations for office are invited.

Voting System

The direct voting system is indicated as DVS.

The collegiate electoral system is indicated as CES.

Nominations Open and Close

Branch Councillors Elections by DVS – Stage 1

- Nominations open – on or before 1 May each year - per rule 35.1
- Nominations close – not later than 14 to 28 days after nominations open - per rule 35.1

Branch Secretary Elections (for each of NSW, SA/NT, ACT, WA and Tas Branches) by DVS

Nominations Open: as determined by the Returning Officer having regard to rule 37.11.

Nominations Close: as determined by the Returning Officer having regard to rule 37.11.

Annual Branch Elections (incl National Council representatives and National Executive representatives) by CES – Stage 2

Nominations Open: At the first meeting of Branch Council following Branch Council election, such meeting to be held on or before 15 July each year – per rule 35.1

Nominations Close: At the meeting when nominations are called – per rule 35.1

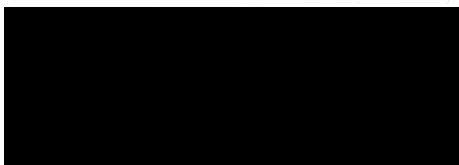
Annual election for National President, National Vice President and National Treasurer by CES - Stage 3

Nominations Open: upon completion of election of National Councillors – per rule 35.1

Nominations Close: not later than 30 Aug each year – per rule 35.1

The above information is lodged under subsection 189(1) of the Act.

Signed:



.....

David McInnes
National President
National Electrical and Communications Association (NECA)

19 February 2024