



DECISION

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

CPSU, the Community and Public Sector Union
(E2024/209)

MR STEENSON

SYDNEY, 18 DECEMBER 2024

Arrangement for conduct of election.

[1] On 6 December 2024 the Western Australian Prison Officers' Union Branch (the **Branch**) of the Community and Public Sector Union SPSF Group (the **CPSU**), lodged with the Fair Work Commission (the Commission) prescribed information for an election to fill offices due to insufficient nominations received in a previous election (**E2024/35**), for the remainder of the term:

Branch Council (Delegate to Branch Council) for the following electorates:

Acacia Prison	(2)
Albany Regional Prison	(1)
Bandyup Womens' Prison	(1)
Boronia Pre-Release Centre	(1)
Bunbury Regional Prison	(1)
Casuarina Prison	(2)
Drug Detection Unit	(1)
Eastern Goldfields Regional Prison	(1)
Greenough Regional Prison	(2)
Hakea Prison	(3)
Karnet Prison Farm	(2)
Melaleuca Womens' Prison	(2)
Roebourne Regional Prison	(1)
Special Operations Group	(1)
Wandoo Rehabilitation Prison	(1)
West Kimberley Regional Prison	(1)
Wooroloo Prison Farm	(1)

[2] Further to the above offices, the Branch also included in the prescribed information a request for an election to fill casual vacancies which have arisen in the following offices of Delegate to Branch Council, for the remainder of the term:

Casuarina Prison	(1)
Wooroloo Prison Farm	(1)
Training Academy	(1)

[3] It is noted that recently certified alterations to the Branch rules¹ aligns the timetabling of the election of all Branch Councillors (i.e. those Branch Council Delegates from each Sub-Branch, including the Northern Region Sub-Branches),² such that the next scheduled election is due in 2026. The alterations are among those which are part of a process being undertaken by the CPSU to revise the Branch's election-related rules, consistent with the terms of an Enforceable Undertaking that the CPSU entered into with the Commission following concerns about the Branch's compliance with its election requirements.

[4] 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

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¹ [2024] FWCD 1028 issued 30 May 2024 in matter R2024/39

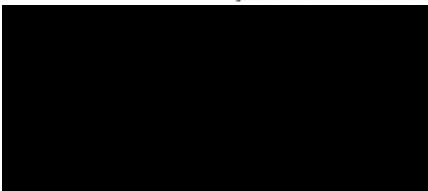
² CPSU SPSF WAPOU Branch rules made 30 May 2024 – subrules 8.2 and 8.3

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

I, Andy Smith being the Branch Secretary of the Community and Public Sector Union (CPSU) Western Australian Prison Officers Union (WAPOU) Branch make the following statement:

1. I am authorised to sign this statement containing prescribed information for CPSU WAPOU Branch.
2. The following information is lodged under subsection 189(1) of the Fair Work (Registered Organisations) Act 2009 (the RO Act).
3. The elections that are required are set out in the table in Annexure A.
4. The resignation letter or other supporting information is attached for each casual vacancy, for which there are two.
5. Insufficient nominations were received in an earlier election(s) and the declaration/s of results are attached.
6. No rule alterations are pending that will impact the election.
7. This is not a scheduled election and is an election for unfilled vacancies.
8. If the number of elected representatives is calculated on a formula(s) defined in the rules]:
 - a. The rule number(s) which specify(s) the formula(s) is/are CPSU Chapter C WAPOU Rule Book 6.2 (b), 8.1.
 - b. The formula(s) is one delegate to Branch Council per 100 members or part thereof from each sub-branch.
 - c. The information for calculating the formula(s) is attached at Annexure A.
 - d. The relevant date(s) for this information is 3 December 2024
 - e. The relevant rule states“ 6.2 (b) the Delegates to Branch Council elected by each Sub-Branch on the basis of one delegate for each hundred financial members or part thereof.”
 - f. The current rule book is dated 30 May 2024.

Signed:



Andrew Smith

WAPOU Branch Secretary

Dated:

NOTE: This statement should be lodged with the Fair Work Commission at least 2 months prior to nominations opening. It can be submitted to regorgs@fwc.gov.au.

◆ Elections that are required

Annexure A

Vacancies created by insufficient nominations in prior elections or resignation of elected councillor					
Number of Delegates in accordance with Rule 6.2 (b)					
A	Acacia Prison Sub-Branch	Branch Councillor	2	Direct Voting System - by all members of the Sub-Branch	Insufficient Nominations
	Academy Sub-Branch	Branch Councillor	1	Direct Voting System - by all members of the Sub-Branch	Insufficient Nominations
	Albany Regional Prison Sub-Branch	Branch Councillor	1	Direct Voting System - by all members of the Sub-Branch	Insufficient Nominations
	Bandyup Women's Prison Sub-Branch	Branch Councillor	1	Direct Voting System - by all members of the Sub-Branch	Insufficient Nominations
	Boronia Pre-Release Centre Sub-Branch	Branch Councillor	1	Direct Voting System - by all members of the Sub-Branch	Insufficient Nominations
	Bunbury Regional Prison Sub-Branch	Branch Councillor	1	Direct Voting System - by all members of the Sub-Branch	Insufficient Nominations
	Casuarina Prison Sub-Branch	Branch Councillor	2	Direct Voting System - by all members of the Sub-Branch	Insufficient Nominations
	Drug Detection Unit Sub-Branch	Branch Councillor	1	Direct Voting System - by all members of the Sub-Branch	Insufficient Nominations
	Eastern Goldfields Regional Prison Sub-Branch	Branch Councillor	1	Direct Voting System - by all members of the Sub-Branch	Insufficient Nominations
	Greenough Regional Prison Sub-Branch	Branch Councillor	2	Direct Voting System - by all members of the Sub-Branch	Insufficient Nominations
	Hakea Prison Sub-Branch	Branch Councillor	3	Direct Voting System - by all members of the Sub-Branch	Insufficient Nominations
	Karnet Prison Farm Sub-Branch	Branch Councillor	2	Direct Voting System - by all members of the Sub-Branch	Insufficient Nominations
	Melaleuca Women's Prison Sub-Branch	Branch Councillor	2	Direct Voting System - by all members of the Sub-Branch	Insufficient Nominations
	Roebourne Regional Prison Sub-Branch	Branch Councillor	1	Direct Voting System - by all members of the Sub-Branch	Insufficient Nominations
Special Operations Group Sub-Branch	Branch Councillor	1	Direct Voting System - by all members of the Sub-Branch	Insufficient Nominations	

A	Wandoo Rehabilitation Prison Sub-Branch	Branch Councillor	1	Direct Voting System - by all members of the Sub-Branch	Insufficient Nominations
	West Kimberley Regional Prison Sub-Branch	Branch Councillor	1	Direct Voting System - by all members of the Sub-Branch	Insufficient Nominations
	Wooroloo Prison Far Sub-Branch	Branch Councillor	1	Direct Voting System - by all members of the Sub-Branch	Insufficient Nominations
	Casuarina Prison Sub-Branch	Branch Councillor	1	Direct Voting System - by all members of the Sub-Branch	Resignation SHEEHAN Robert
	Wooroloo Prison Far Sub-Branch	Branch Councillor	1	Direct Voting System - by all members of the Sub-Branch	Resignation KIRWIN Alasdair

Election for Branch Offices marked A are required due to insufficient nominations from prior elections or the resignation of Sub-Branch Councillors.

For positions under A the electorate is all financial members of each Sub-Branch (rules 6.2(b) and 8.1). Below is a list of the Sub-Branches identifying the total number of financial members as at the end of the quarter of the year preceding the calling of the relevant election and therefore the number of delegates for each Sub-Branch.

Sub-Branch	Members	Sub-Branch	Members	Sub-Branch	Members
Acacia (1)	155	Academy (1)		Albany (1)	185
Bandyup (1)	94	Boronia (1)	29	Bunbury (1)	207
Casuarina (1)	474	Drug Detection Unit (1)	14	Eastern Goldfields (1)	109
Greenough (1)	112	Hakea (4)	395	Karnet (1)	119
Melaleuca (1)	112	Roebourne (1)	63	Special Operations Group (1)	51
Wandoo (1)	52	West Kimberley (1)	74	Wooroloo (1)	115

Nominations open: To be determined by the Returning Officer. (At the earliest permissible date (Rule 17.2, CPSU - SPSF Group Rule1).)

Nominations close: To be determined by the Returning Officer. (At 12 Noon on the earliest permissible date (Rule 17.2, CPSU - SPSF Group Rule1).)

Cut-off date for roll: As directed by the Returning Officer under Rule 7.2, CPSU - SPSF Group Rules.