



DECISION

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

Communications, Electrical, Electronic, Energy, Information, Postal, Plumbing and Allied Services Union of Australia
(E2024/194)

MR STEENSON

SYDNEY, 16 DECEMBER 2024

Arrangement for conduct of election.

[1] On 26 November 2024 the Queensland and Northern Territory Divisional Branch of the Electrical, Energy and Services Division of the Communications, Electrical, Electronic, Energy, Information, Postal, Plumbing and Allied Services Union of Australia lodged with the Fair Work Commission prescribed information for an election to fill a casual vacancy in the following office for the remainder of the term:

Divisional Branch Executive Member

(1)

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



DELEGATE OF THE GENERAL MANAGER

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

I, Peter Ong, being the Divisional Branch Secretary of the Communications, Electrical, Electronic, Energy, Information, Postal, Plumbing and Allied Services Union of Australia, Electrical, Energy and Services Division, (**the EE&S Division**), Queensland and Northern Territory Branch, make the following statement:

1. I am authorised to sign this statement containing prescribed information for the EE&S Division.
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 and set out in the table in Annexure A are to fill the following casual vacancies (**the vacancies**):
 - (a) the office of a Divisional Branch Executive Member representing the State Government Section.
4. This vacancy was caused by the resignation of the Divisional Branch Executive Member, Chris Mansfield.
5. Divisional rule 16.3 applies to these vacancies and provides as follows:

16.3 Casual Vacancy in Divisional Branches

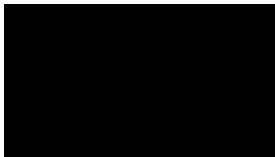
- 16.3.1 *Except as provided by sub rules 16.1 and 16.2 of this rule, where a Divisional Branch delegate to Divisional Council or National Council or the occupant of an office within a divisional branch or divisional sub-branch resigns, dies or is removed from office in accordance with the rules, the State Council may appoint a member of such Divisional Branch or Divisional Sub-Branch eligible to nominate for the office in accordance with the rules to carry out the functions of the office. The person so appointed shall assume all duties, responsibilities, rights and entitlements of the office.*
- 16.3.2 *Where the unexpired portion of the term exceeds three-quarters of the term of the office or if it is less but the State Council so decides, an election shall be held to fill the office. Such election shall be conducted in accordance with the relevant provisions of rule 15 "Elections" and shall be commenced within six (6) months of the vacancy occurring. The successful candidate shall hold office for the unexpired term of their predecessor unless he/she resigns, dies or is removed from office in accordance with the rules.*
- 16.3.3 *Pending the declaration of such election the State Council may appoint a member of the said Divisional Branch or Divisional Sub-Branch eligible to nominate for the office in accordance with the Rules to carry out the functions of the office. A person appointed by State Council pursuant to this sub rule shall be entitled to speak and vote on any matter provided that the*

person so appointed shall not, in the case of a Divisional Branch delegate to Divisional Council, participate in any step in a collegiate election for an office within the Divisional Council and in any other case, shall not participate in a collegiate election for an office within the Divisional Branch.

(emphasis added)

6. An election must therefore be held to fill the casual vacancies caused by the resignation.
7. The resignation of the Divisional Branch Executive member took effect on 29 July 2024. As required by Divisional rule 16.3.2 this request to commence the elections is therefore lodged less than 6 months after the vacancies occurring.
8. No rule alterations are pending that will impact the elections.
9. This statement **IS** lodged at least 2 months before nominations open for the elections.

Signed:

A solid black rectangular box redacting the signature of Peter Ong.

Peter Ong

Dated: 26 November 2024

ANNEXURE A

- Elections that are required:

Name of Office	Number required	Voting System <i>Direct voting system; Collegiate electoral system</i>	Reason for Election <i>Scheduled; Casual vacancy; New office created; Insufficient nominations</i>	Electorate
Divisional Branch Executive ¹	1	CES	<i>Casual Vacancy</i>	Divisional State Council representatives from the State Government Section <i>(rule 15.11, 15.18.6)</i>

- Important dates:

	Direct Voting System	Collegiate Electoral System
Nominations OPEN	N/A	Nominations open and close on a date to be determined by the Returning Officer and the Divisional State Council. (rules 15.17.2;15.18.1)
Nominations CLOSE	N/A	Nominations open and close on a date to be determined by the Returning Officer and the Divisional Council. (rules 15.17.2;15.18.1)
Roll of Voters cut-off date	7 days prior to the opening date for nominations (EE&S divisional rule 15.19.7)	As determined by EE&S Divisional rule 15.16

¹ Numbers determined in accordance with Rule 11.11.1