



DECISION

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

Independent Education Union of Australia
(E2024/207)

MR STEENSON

SYDNEY, 23 DECEMBER 2024

Arrangement for conduct of election.

[1] On 2 December 2024 the Queensland and Northern Territory Branch of the Independent Education Union of Australia lodged with the Fair Work Commission prescribed information for an election to fill the following offices for a new term of office:

Branch Committee of Management:

Secretary	(1)
Assistant Secretary/Treasurer	(1)
Assistant Secretary	(2)
President	(1)
Senior Vice-President (Northern Territory Division)	(1)
Senior Vice-President (Queensland Division)	(1)
Junior Vice-President	(1)
Committee Members (at least one (1) of whom shall be from the Northern Territory Division)	(3)
Alternate Delegate of the Branch Executive to Federal Executive	(1)

Branch Executive

Branch Executive Members (Northern Territory Division) (5)

Branch Executive Members (Queensland Division) from the following electorates:

General Member	(14)
Area Council Representative (to Branch Executive) as follows:	
Bayside Area Council	(1)
Central Queensland Area Council	(1)
Darling Downs Area Council	(1)
Far North Queensland Area Council	(1)
Gold Coast Area Council	(1)
Logan Area Council	(1)
Mackay Area Council	(1)

Metropolitan Area Council	(1)
Moreton Area Council	(1)
North Metropolitan Area Council	(1)
North Queensland Area Council	(1)
Sunshine Coast Area Council	(1)
Wide Bay Area Council	(1)
Early Childhood Area Council	(1)
Principals Area Council	(1)

Northern Territory Division Advisory Committee Member from the following Sub-divisions:

Darwin Urban	(2)
Top End Rural	(1)
Southern Region – Alice Springs	(1)

[2] 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

PR755391

Monday, 2 December 2024

The Commissioner
Fair Work Commission

By Email: regorgs@fwc.gov.au

Dear Commissioner

**Request for Conduct of Elections - Independent Education Union of Australia
- Queensland and Northern Territory (IEUA-QNT) Branch**

I would ask that you undertake your consideration of our request for an election consistent with Branch Rule 7.3 (c).

The Branch Executive at its meeting of 15 November 2024 determined that an election be held. (Rule 10.1)

In accordance with Chapter 7 Part 2 of the Fair Work (Registered Organisations) Act 2009, I provide the following prescribed information in accordance with the requirements of subsection 189(1).

Re Fair Work (Registered Organisations) Regulations 2009 – subsection 138(1)(a) and (c)

That in accordance with Rule 7.3(a) of the IEUA-QNT Branch Rules an election is required for:

Branch Executive thirty-four (34) members.

Rule 7.3(b) of the Rules of the IEUA-QNT Branch provides that members of the Northern Territory Division elect five (5) persons to the Branch Executive.

Rule 7.3(c) of the Rules of the IEUA-QNT Branch provides that members of the Queensland Division elect twenty-nine (29) persons to the Branch Executive.

The 29 persons from the Queensland Division are elected in accordance with Rule 7.3 (c) in that one (1) representative of each Area Council is elected by the members of the Area Council and fourteen (14) members are elected by a ballot of the whole of membership of the Queensland Division.

I would advise that elections for the positions of Branch Delegates to Federal Council was declared on 19 September 2023 following an election process held in accordance with the Rules.

Re Fair Work (Registered Organisations) Regulations 2009 – subsection 138(1)(b)(i)

These elections are made necessary in that the current term of office of the incumbents expires as follows:

Branch Executive Members Noon 31 October 2025 (Ballot declared 08 June 2021)

Branch Rule 10.28 is relevant.

Re Fair Work (Registered Organisations) Regulations 2009 – subsection 138(1)(d)

The electorate comprises the financial members of the IEUA-QNT Branch as determined by Federal Rule 17(q). IEUA-QNT Branch Rules 7.3(b) and 7.3(c) are also relevant regarding the Divisional electorates for the Queensland Division and the Northern Territory Division.

Northern Territory Division Advisory Committee

An election is also required for the positions on the Northern Territory Division Advisory Committee. Rule 14.3 of the Rules of the IEUA-QNT Branch provides that the Division Advisory Committee shall be comprised of the five (5) Northern Territory Division persons elected to the Branch Executive and a further four (4) Northern Territory Division persons who shall be elected at the same time in a separate ballot conducted consistent with the provisions of Rule 10 of the Rules of the IEUA-QNT Branch.

Rule 14.3 of the Rules of the IEUA-QNT Branch provides that for the purposes of conducting an election for the additional four (4) persons the Northern Territory Division shall be divided into three sub-divisions as follows:

- (i) Darwin Urban which shall elect two (2) persons to the Division Advisory Committee;
- (ii) Top End Rural which shall elect one (1) person to the Division Advisory Committee; and
- (iii) Southern Region – Alice Springs which shall elect one (1) person to the Division Advisory Committee.

Each member employed in a school (or domiciled, if not employed) in the designated area shall be allocated to the respective sub-division.

The current term of office for the Northern Territory Division Advisory Committee positions expires on (Noon) 31 October 2025 (IEUA-QNT Branch Rules 10.28 and 14.3).

Re Fair Work (Registered Organisations) Regulations 2009 – subsection 138(1)(e)

The Rules of the IEUA-QNT Branch do not specify the date for the completion of the Branch Executive election. Rule 10.1 and 10.8 are relevant.

A consideration in setting the various dates is that Rule 10.8 requires publication of the election notice in the first regular communication following the date of making the decision. The next such communication will be published on 5 March 2025. The copy deadline for this publication is 5 February 2025.

The following dates are proposed:

Nominations Open	Monday, 10 March 2025 (9:00 am)
Nominations Close	Wednesday, 26 March 2025 (4:00 pm)
Ballot Opens	Monday, 28 April 2025 (9:00 am)
Ballot Closes	Tuesday, 20 May 2025 (noon)

Re Fair Work (Registered Organisations) Regulations 2009 – subsection 138 (1)(f)

In accordance with Federal Rule 17(q) for the purpose of this election the books of the Branch shall be deemed to have closed as at seven (7) clear days before the opening date of nominations.

Re Fair Work (Registered Organisations) Regulations 2009 – subsection 138(1)(g)

The voting system to be used is the direct voting system and is first past the post. The Rules allow for an order of preference to be indicated by the voter (Branch Rule 10.27).

2nd Tier Elections

I would further advise that in accordance with the IEUA-QNT Branch Rule 11.1, subsequent to the election of the Branch Executive, elections for the positions on the Branch Committee of Management and Alternate Delegate of the Branch Executive to the Federal Executive are to be held.

The current term of office for the Branch Committee of Management and Alternate Delegate positions expires on (Noon) 31 October 2025 (Ballot declared 08 June 2021) (IEUA-QNT Branch Rule 10.28).

1. In accordance with Rule 7.4 of the Rules of the IEUA-QNT Branch, the Branch Committee of Management to be elected shall consist of eleven (11) persons as follows:
 - One (1) Secretary
 - One (1) Assistant Secretary/Treasurer
 - Two (2) Assistant Secretaries
 - One (1) Senior Vice-President (Northern Territory Division)
 - One (1) Senior Vice-President (Queensland Division)
 - One (1) Junior Vice-President
 - One (1) President
 - Three (3) Committee MembersThese persons are elected by and from the Branch Executive members using a collegiate electoral system.

In accordance with Rule 7.4 of the Rules of the IEUA-QNT Branch, the Senior Vice-President (Northern Territory Division) position shall be filled by a member of the Branch Executive from the Northern Territory Division.

In accordance with Rule 7.4 of the Rules of the IEUA-QNT Branch, the Senior Vice-President (Queensland Division) position shall be filled by a member of the Branch Executive from the Queensland Division.

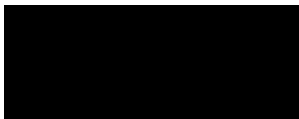
In accordance with Rules 7.4 and 11.2 of the Rules of the IEUA-QNT Branch, at least one (1) Committee Member shall be from the Northern Territory Division.

2. In accordance with Federal Rules 9(a) and 12(f) and IEUA-QNT Branch Rule 11.1, an Alternate Delegate of the Branch Executive to the Federal Executive shall be elected by and from the Branch Executive.
3. The following dates are proposed:

Nominations Open	Monday, 2 June 2025 (9:00 am)
Nominations Close	Monday, 16 June 2025 (4:00 pm)
Ballot Opens	Monday, 14 July 2025 (9:00 am)
Ballot Closes	Monday, 28 July 2025 (noon)

I would recommend that a timetable for this second tier not be established immediately as it may be appropriate to consider a timetable in light of whether a ballot becomes necessary for the Branch Executive.

Yours faithfully



TERRY BURKE
BRANCH SECRETARY

Encl.

STATEMENT OF FACT

1. I, Terence Patrick Burke of 346 Turbot Street, Spring Hill in the State of Queensland, and an officer of the Independent Education Union of Australia Queensland and Northern Territory Branch, make the following statement of fact.
2. I am an officer of the organisation authorised to make this statement.
3. The information lodged with this statement is in accordance with section 189 of Chapter 7 Part 2 of the Fair Work (Registered Organisations) Act 2009, and section 138 of the Fair Work (Registered Organisations) Regulations 2009.



TERENCE P BURKE
BRANCH SECRETARY
INDEPENDENT EDUCATION UNION OF AUSTRALIA
QUEENSLAND AND NORTHERN TERRITORY BRANCH

Date 02 December 2024