



DECISION

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

Australian Education Union
(E2025/210)

MR STEENSON

SYDNEY, 13 JANUARY 2026

Arrangement for conduct of election.

[1] On 22 December 2025, the Western Australian Branch (the **Branch**) of the Australian Education Union 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:

Member of Branch Council from the Butler District (1)

[2] Branch rule 2(5)(a) requires that where casual vacancies arise among Branch Council members elected from Districts, and more than half of the term of office remains, an election is required.¹ The officer whose December 2025 resignation created the vacancy, commenced their two-year term on 20 March 2025.² The vacancy must therefore be filled via an election.

[3] 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 (AEC).

[4] In reviewing this matter, Commission staff identified that there are multiple Branch Council offices that remain vacant due to insufficient nominations received in last year's election. The Branch has undertaken to lodge prescribed information for those vacant offices as a matter of priority. In such circumstances, the Commission will expedite the decision in that matter and requests that, if possible, the AEC conduct these elections concurrently.



DELEGATE OF THE GENERAL MANAGER

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¹ See Australian Education Union – WA Branch rules certified 24 July 2024

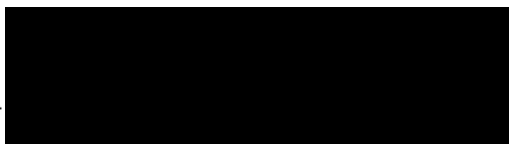
² Following election E2024/123, which arose from Commission decision [2024] FWCD 102

**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, Mary Franklyn, being the Secretary of the Australian Education Union Western Australia branch make the following statement:

1. I am authorised to sign this statement containing prescribed information for the Australian Education Union Western Australia 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 supporting information is attached for each casual vacancy.
5. No rule alterations are pending that will impact the election.

Signed: _____

A large black rectangular box redacting the signature of the Secretary.

Dated: 22 Dec 2025

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.

Annexure A

- Elections that are required [insert as many pages as required]

Branch	Name of Office	Number required	Voting System Direct voting system; Collegiate electoral system	Reason for Election Scheduled; Casual vacancy; New office created; Insufficient nominations	Electorate
Western Australia	Branch Council	1	Direct Voting System	Casual vacancy	Butler Rule 2 (5)(a)

- Important dates:

	Direct Voting System	Collegiate Electoral System
Nominations OPEN	To be determined by the Returning Officer pursuant to the Rules	
Nominations CLOSE	To be determined by the Returning Officer pursuant to the Rules	
Roll of Voters cut off date	Seven days before the day on which nominations are opened. Rule 13 (9A)	

NOTES: For insufficient nominations and casual vacancies, the date nominations open and close, unless specified in the rules, should be listed as ‘To be determined by the returning officer’. This also applies where rules are silent as to the nominated dates.

If the nomination dates are ‘To be Determined by the Returning Officer’, but your organisation has a preference, please state ‘To be Determined by Returning Officer’ and clearly indicate that your nominated date is a preference.

If the P.I. includes a position that is not an office, please refer to our template [Prescribed information for the election of officer and non-officer positions](#).