

**Aged & Community Services Association of NSW & ACT Incorporated  
Office Bearers Election E2009/10013**

**DECLARATION OF RESULTS FOR UNCONTESTED AND CONTESTED OFFICES**

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.

E2009/10013

**Aged & Community Services of NSW & ACT Incorporated**

**Directors**

Total number of persons on the roll of voters	486
Ballot papers issued	486
Duplicate ballot papers issued	1
<b>TOTAL BALLOT PAPERS ISSUED</b>	<b>487</b>
Ballot papers / envelopes returned for scrutiny	199
Less ballot papers / envelopes rejected at preliminary scrutiny	1
Adjusting Balance	0
<b>TOTAL BALLOT PAPERS ADMITTED TO SCRUTINY</b>	<b>198</b>
Percentage of ballot papers returned to number issued	41%
Ballot papers returned as unclaimed mail	1
Ballot papers not returned	287

**Director (4) 2 year term**

<u>Candidates</u>	<u>First Preference Votes</u>	<u>Final Votes</u>
JUDD, Stephen	36	108
SEWELL, Mark Wairwick	12	0
ARMSTRONG, Phil	21	0
SQUIRES, Barbara	15	74
ROTHNIE, Peter Gordon	1	0
COWLAND, John Edward	6	0
ALLANSON, Vivienne	11	101
HEINRICH, June Marion	47	105
MCFEE, Gillian	33	0
HOWIE, Jason	11	0
EVERS, Robert	5	0
 Total votes	 199	
Formal ballot papers	198	
Informal ballot papers	1	

After exclusions and distributions of preferences, I declare Stephen JUDD, June Marion HEINRICH, Vivienne ALLANSON and Barbara SQUIRES elected. A copy of the full count is available from the Returning Officer on request.

**Director (4) 3 year term**

<u>Candidates</u>	<u>First Preference Votes</u>	<u>Final Votes</u>
STUART, John	10	0
EVERS, Robert	24	0
SQUIRES, Barbara	35	91
MCFEE, Gillian	49	89
ROTHNIE, Peter Gordon	2	0
SEWELL, Mark Warwick	17	99
ALLANSON, Vivienne	40	100
ARMSTRONG, Phil	21	0
 Total votes	 199	
Formal ballot papers	198	
Informal ballot papers	1	

After exclusions and distributions of preferences, I declare Vivienne ALLANSON, Barbara SQUIRES, Gillian MCFEE and Mark Warwick SEWELL elected. A copy of the full count is available from the Returning Officer on request.

**President**

Candidate

RIGBY, Christopher Michael

I declare Christopher Michael Rigby elected.

Noopur Madan  
Returning Officer  
Australian Electoral Commission

6 October 2009

# **Australian Electoral Commission / AEC**

Fair Work ( Registered Organisations) Act 2009

## **POST ELECTION REPORT**

**Client:** Aged and Community Services Association of NSW & ACT

**Contact details:** Kirsten Terpstra  
Finance and Admin Manager  
PO Box 3124  
RHODES 2138

**Email:** kirstent@agedservices.asn.au  
**Tel:** 02 8754 0409

**FWAcontact officer:** David Vale

**Email:** David.Vale@fwa.gov.au

### **ELECTIONS COVERED IN THIS REPORT**

**Election Decision No/s:** E2009/10013

### **RULES**

**Rules used for elections Rule ID:** [133N: Incorporates alterations of 11/06/2009 in matter R2009/291]

**Rules difficult to apply/interpret:** N/A

**Model Rule reference (if any):**

### **ROLL OF VOTERS –**

**Total number of voters on the roll** 486

**Number of apparent workplace addresses** 100%

**Number of non-current addresses**

**Other Matters**

### **ALLEGATIONS OF IRREGULARITIES RECEIVED**

Details of written allegations of irregularities, and action taken by AEC: N/A

Other irregularities identified, and action taken: N/A

### **ATTACHMENTS**

**A:** Declaration of Contested Offices

Noopur Madan  
Returning Officer  
20 October 2009



# Fair Work Australia

23 July 2009

Ms Jill Pretty  
Chief Executive Officer  
Aged & Community Services Association of NSW & ACT Incorporated  
PO BOX 3124  
RHODES NSW 2138

Dear Ms Pretty

**Re: Arrangements for the conduct of an Election  
(E2009/10013)**

A copy of the Decision in relation to the above matter is enclosed.

Fair Work Australia is making arrangements, under subsection 189(3) of the *Fair Work (Registered Organisations) Act 2009* (the RO Act), with the Electoral Commissioner for the conduct of the subject election by a member of staff of the Australian Electoral Commission, who will contact you in the near future about the election.

Yours sincerely

David Vale  
Fair Work Australia



Fair Work  
Australia

## DECISION

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

**Aged & Community Services Association of NSW & ACT Incorporated**  
(E2009/10013)

B.R. JENKINS

SYDNEY 23 JULY 2009

*Arrangement for conduct of election.*

[1] On 15 July 2009 the Aged & Community Services Association of NSW & ACT Incorporated lodged with Fair Work Australia prescribed information in relation to an election for the following offices:

President	(1)
Directors	(4) (three year term in accordance with rule 25A)
Directors	(4) (two year term in accordance with rule 25A)

[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  
Fair Work Australia

Printed by authority of the Commonwealth Government Printer

<Price code A, PR987936 >

**VALE, David**

---

**From:** VALE, David  
**Sent:** Thursday, 23 July 2009 4:51 PM  
**To:** 'industrial.elections@aec.gov.au'  
**Subject:** E2009/10013  
**Attachments:** ACS E2009\_10013 decision sent to AEC\_23072009.pdf

Dear AEC,

Please find attached a copy of the Decision for the upcoming election of the Aged & Community Services Association of NSW & ACT Incorporated (E2009/10013).

Yours sincerely

David Vale  
Manager, Registered Organisations  
New South Wales

Fair Work Australia  
Level 8, Terrace Tower  
80 William Street  
East Sydney NSW 2011

Telephone: (02) 8374 6509  
Facsimile: (02) 9380 6990  
Email: [david.vale@fwa.gov.au](mailto:david.vale@fwa.gov.au)

23/07/2009

Electoral Commissioner Through  
Australian Electoral Officer (industrial.elections@aec.gov.au)

Under subsection 189 of Fair Work (Registered Organisations) Act 2009, please arrange for the conduct of the following election by the Australian Electoral Commission:

**E No 2009/10013**

**RE: Aged & Community Services Association of NSW & ACT Incorporated:**

See decision.

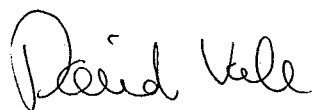
Relevant Information: Scheduled election; secret postal ballot.

Contact: Ms Jill Pretty  
Chief Executive Officer

Phone: (02) 8754 0400

A copy of the decision is enclosed.

I further request that you arrange for this office to be notified that arrangements for the conduct of this election have been made, by email transmission at [industrial.elections@fwa.gov.au](mailto:industrial.elections@fwa.gov.au).



David Vale  
for Delegate of the General Manager  
Fair Work Australia

23 July 2009



Fair Work  
Australia

## DECISION

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

**Aged & Community Services Association of NSW & ACT Incorporated**  
(E2009/10013)

B.R. JENKINS

SYDNEY 23 JULY 2009

*Arrangement for conduct of election.*

[1] On 15 July 2009 the Aged & Community Services Association of NSW & ACT Incorporated lodged with Fair Work Australia prescribed information in relation to an election for the following offices:

President	(1)
Directors	(4) (three year term in accordance with rule 25A)
Directors	(4) (two year term in accordance with rule 25A)

[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  
Fair Work Australia

Printed by authority of the Commonwealth Government Printer

<Price code A, PR987936 >



**VALE, David**

---

**From:** VALE, David  
**Sent:** Wednesday, 15 July 2009 10:25 AM  
**To:** 'industrial.elections@aec.gov.au'  
**Subject:** E2009/10013  
**Attachments:** ACS E2009\_10013 lodged 15072009.pdf; Aged & Community Services  
R2009\_291\_11062009.doc

Dear AEC,

Please find attached a copy of the prescribed information and a copy of the current rule book of the Aged & Community Services Association of NSW & ACT Incorporated for an upcoming election.

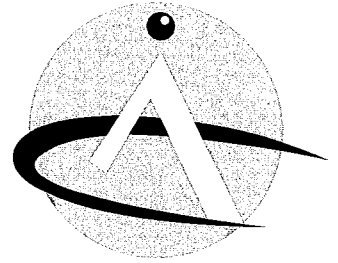
Yours sincerely,

David Vale  
Manager, Registered Organisations  
New South Wales

Fair Work Australia  
Level 8, Terrace Tower  
80 William Street  
East Sydney NSW 2011

Telephone: (02) 8374 6509  
Facsimile: (02) 9380 6990  
Email: [david.vale@fwa.gov.au](mailto:david.vale@fwa.gov.au)

15/07/2009



Aged & Community Services  
Association of NSW & ACT  
Incorporated

13<sup>th</sup> July 2009

Mr Barry Jenkins  
Australian Industrial Registry  
Level 8, Terrace Towers  
80 William Street  
EAST SYDNEY NSW 2011



Dear Mr Jenkins

**AGED & COMMUNITY SERVICES ASSOCIATION OF NSW & ACT INC**  
**ELECTIONS**

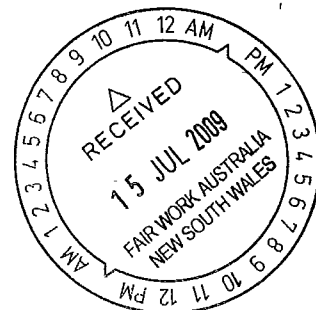
Please find attached information required to enable the annual election process to be initiated by your Registry.

Please contact Kirsten Terpstra on 8754 0409 if you require further information.

Yours sincerely

*Jill Pretty*

Jill Pretty  
Chief Executive Officer



## **Statement and Notice of Prescribed Information under Regulation 138**

I, Jill Pretty, Chief Executive Officer of the Aged & Community Services Association of NSW & ACT Inc make the following statement:

I am the Chief Executive Officer of the Aged & Community Services Association of NSW & ACT Inc.

I am authorised to lodge the following prescribed information concerning forthcoming elections for the Aged & Community Services Association of NSW & ACT Inc.

I confirm that the following information is being lodged under subsection 189(1) of the RAO Schedule.

Signed: 

Jill Pretty, Chief Executive Officer of the Aged & Community Services Association of NSW & ACT Inc.

Dated 13<sup>th</sup> July 2009.

### **Terms expiring in 2009 (10)**

President (1)

Directors (9)

### **Reasons for Election:**

An Election for the President (1) and eight (8) of the Director positions listed above is required as the terms of office are due to expire in the normal course of events.

As per the recent change of rules of the organisation, the terms of office bearers are specifically set out for the 2009 Election:-

### **25A - TRANSITIONAL RULE TERMS OF OFFICE BEARERS FROM 2009 TO 2011 (inclusive)**

From the election of 2009 onwards the Board will be made up of 15 members. For the purposes of this, transitional rule 25A will take precedence for the elections of office bearers from 2009 to 2011. The annual elections from 2012 onwards will be for five (5) office bearers for a three (3) year term.

For the purpose of the 2009 election of office bearers there will be an election of:

- The President for a three (3) year term
- Four Directors for a three (3) year term
- Four Directors for a two (2) year term.

### **Elected by:**

All financial members are entitled to vote. The voting system to be employed in the conduct of the election is direct voting (standard preferential voting system).

The electorate for the direct voting system is for the President (1) and eight (8) Directors.

**Nominations Open:**

For the President and Directors to be elected by direct voting system – Thursday, 17<sup>th</sup> August 2009.

**Nominations Close:**

For the President and Directors to be elected by direct voting system – Thursday, 31<sup>st</sup> August 2009.

**Cut Off Date for Roll:**

In all cases seven (7) days prior to the opening date for nominations per Rule 24.12, part 1.1 of First Schedule.

**Suggest Post Ballot Papers:**

Thursday, 10<sup>th</sup> September 2009.

**Suggest Close Ballot:**

Monday, 28<sup>th</sup> September 2009.

Our aim is to obtain a result two (2) weeks prior to our AGM on Tuesday, 13<sup>th</sup> October 2009.

Please note that this election will be conducted according to the revised Association Rules.