

MOLONEY, Carolyn

From: Marie Malfitana [Marie.Malfitana@aec.gov.au]
Sent: Friday, 14 November 2014 12:29 PM
To: mail@acs.asn.au; miras@acs.asn.au; Orgs
Cc: Industrial Elections
Subject: Matter E2014/153 - Aged & Community Services NSW & ACT [DLM=For-Official-Use-Only]
Attachments: Post Election Report - Aged & Community Services_E2014-153.pdf; Declaration Of Results - Contested Offices.pdf

For-Official-Use-Only

Good afternoon everyone

I refer to the above election, attached please find the Post Election Report and Declaration of Results for Contested Offices.

Should you have any questions or queries, please do not hesitate to contact me.

Thank you and kind regards

Marie Malfitana | Returning Officer
Industrial & Commercial Elections | NSW State Office
Australian Electoral Commission
T: (02) 9375 6364 | F: (02) 9375 6336



AEC

Australian Electoral Commission

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Ms Vivienne Allanson
President
Aged & Community Services NSW & ACT
PO Box 3124
RHODES NSW 2138

Email: mail@acs.asn.au

**Post Election Report For: Aged & Community Services NSW & ACT
E2014/153 - Schedule Elections of Directors**

I refer to the above election for your organisation.

Section 197(1) of Schedule 1 of the Fair Work (Registered Organisations) Act 2009 requires the AEC to provide a written report on the conduct of the election to Fair Work Australia and to the organisation or branch for whom the election was conducted. A copy of the report in relation to this election is attached.

Section 198 of Schedule 1 requires that if an organisation or branch is given a post election report under section 197 that identifies a rule that was difficult to interpret or apply, the organisation or branch must, within 30 days, give a written response to the AEC on that aspect of the report. The response must specify whether the organisation or branch intends to take any action in relation to the rule, and if so, what action it intends to take.

If the attached Report identifies a rule that was difficult to interpret or apply, you should forward your response to the AEC by email to 'industrial.elections@aec.gov.au' within thirty days of the date of the report.

Section 198 and the regulations also require an organisation to make the post election report and the organisation's response to the report (if applicable) available to members.

Further, Regulation 141(4) of the Fair Work (Registered Organisations) Act 2009 (RAO) Regulations requires an organisation or branch to publish a notice on its web site advising members that a copy of the post election report is available upon request. If a website is not available, publishing a notice in a journal or newsletter would be considered appropriate.

Please contact me if you wish to clarify any aspect of this report.

Marie Malfitana
Returning Officer

14 November 2014

POST ELECTION REPORT

Aged & Community Services NSW & ACT Elections of Directors

ELECTION/S COVERED IN THIS REPORT

Election Decision No: E2014/153

RULES

Rules used for the election: [133N: Incorporates alterations of 17/06/2014 in matter R2013/16]

Rules difficult to apply/interpret: None
Model Rule reference (if any): N/A

ROLL OF VOTERS

Total number of voters on the Roll: 375

Number of apparent workplace addresses: 361

Number of non-current addresses: Nil

Other matters pertaining to the roll of voters: Nil

IRREGULARITIES

Details of written allegations of irregularities, and action taken by AEC: Nil

Other irregularities identified, and action taken: Nil

ATTACHMENTS

A: Declaration of Results for Contested Offices



Marie Malfitana
Returning Officer
14 November 2014

Aged & Community Services Association of NSW & ACT Incorporated

Election of Directors 2014

Declaration of Results for Contested Offices

E2014/153

Below are the 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.

Aged & Community Services of NSW & ACT Incorporated

Total number of names on the roll of voters	375
Ballot papers issued	375
Replacement ballot papers issued	5
Total Ballot Papers Issued	380
Ballot papers / envelopes returned for scrutiny	219
Less ballot papers / envelopes rejected at preliminary scrutiny	12
Adjusting balance	0
Total Ballot Papers Admitted to Scrutiny	207
Percentage of ballot papers returned to number issued	57
Ballot papers returned as unclaimed mail	0
Ballot papers not returned	161

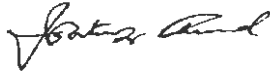
Absolute majority to get elected 99 Votes

Director (15)

<u>Candidates</u>	<u>Initial vote</u>	<u>Final vote</u>
WALKERDEN, Steve	49	Elected 1 st count 128
GOODHEW, David	0	Elected 14th count 111
LOW, Ross Gregory	0	Elected 6th count 113
WATTERS, Louise	4	Elected 13th count 104
ALLANSON, Vivienne	17	Elected 2nd count 102
FREEMAN, Robin	18	Elected 3rd count 126
THOMPSON, Ron	13	Elected 4th count 112
SEWELL, Mark Warwick	4	Elected 12th count 113
ARMSTRONG, Phil	7	Elected 15th count 100
TEULAN, Stephen	31	Elected 5th count 130
ZAMMIT, Alexandra	5	Elected 9th count 102
WILSON, Helen	6	10
MAHER, David	8	Elected 8th count 116
RICHARDS, Raad T	15	Elected 10th count 106
SHAW, Alexander L. Mcl.	8	Elected 11th count 114
SADLER, Paul	12	Elected 7th count 115

Formal ballot papers	197	197
Informal ballot papers	10	10

I declare Vivienne Allanson , Phil Armstrong , Robin Freeman , David Goodhew , Ross Gregory Low , David Maher , Raad T Richards , Paul Sadler , Mark Warwick Sewell , Alexander L. Mcl. Shaw , Stephen Teulan , Ron Thompson , Steve Walkerden , Louise Watters and Alexandra Zammit elected.



Ishtiaq Ahmed
Returning Officer
Australian Electoral Commission

18/09/2014





DECISION

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

Aged & Community Services NSW & ACT (E2014/153)

MR ENRIGHT

MELBOURNE, 17 JUNE 2014

Arrangement for conduct of election.

[1] On 4 June 2014, the Aged & Community Services NSW & ACT lodged with the Fair Work Commission the prescribed information in relation to an election for the following offices:

Director (15)

[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.

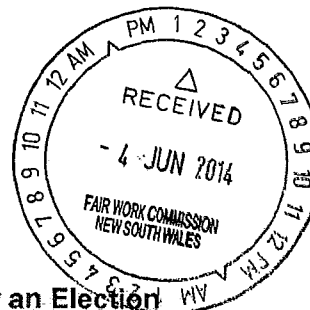


DELEGATE OF THE GENERAL MANAGER

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Aged & Community
Services NSW & ACT



Notice and Statement of Prescribed Information for an Election

I, Vivienne Allanson being the President of the Board of Directors of the Aged & Community Services NSW & ACT, make the following statement:

I am authorised to lodge the following prescribed information concerning forthcoming elections in the Aged & community Services NSW & ACT, and

I confirm that the following information is being lodged under subsection 189(1) of the *Fair Work (Registered Organisations) Act 2009*.

Signed:

Dated: 03 June 2014

Offices/Positions

A	Director (15) (Direct Voting System)
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Reasons for election:

- Election for offices marked A is required as the terms of office are due to expire at the conclusion of the Annual General Meeting for 2014 (the AGM) due to the operation of rules 32, 37.1 and 38.1 of the rules of Aged & Community Services NSW & ACT (the ACS).

Elected by:

- The electorate for the direct voting system are Life Members and duly authorised representatives of financial members of the ACS as recorded in the membership register at the date of certification (clause 1.2 of First Schedule).

Nominations open:

- Clause 1.1 of the First Schedule provides that the Returning Officer shall advise members at least 40 days prior to the date of the AGM or the day fixed for declaration of the poll and invite nominations. It is suggested that nominations will open 4 August 2014. The proposed date for the AGM for 2014 is 7 October 2014.

Nominations close:

- Clause 1.3 of the First Schedule provides that the Returning Officer shall forward by post, to each member entitled to vote at the election, a nomination form which shall advise of the closing date for nominations which shall not be less than 14 days from the date on which he/she posts the nomination form nor later than 4.00 pm on the 21st day prior to the day fixed for the declaration of the poll. It is suggested that nominations will close 18 August 2014.

Cut off date for roll: