

# Association of Professional Engineers, Scientists and Managers, Australia Stage 3 - National Offices

## Declaration of Results for Uncontested Offices

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.

### National Board

#### President

##### Candidates

JACKSON, Bill

#### Senior Vice-President

##### Candidates

RUSSACK, Andrew

#### Vice-President (3)

##### Candidates

FUCHS, Maria  
HACKNEY, Colin K  
MARQUARDT, Andreas

#### Secretary

##### Candidates

PORTER, Robyn

#### Treasurer

##### Candidates

REINHOLD, Olaf

As the number of nominations accepted did not exceed the number of positions to be filled, I declare the above candidates elected.



Jeff Webb  
Returning Officer  
3 February 2014

**Association of Professional Engineers, Scientists and Managers,  
Australia**  
**Stage 1 - Division/Sub-Division Committees & Divisional Offices**

**Declaration of Results for Contested and Uncontested Offices**

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.

**ABC Senior Executives Division  
President**

Candidates

HIGHFIELD, John

I declare John Highfield elected.

**Vice-President**

No nomination was received

**Secretary**

No nomination was received

**Treasurer**

No nomination was received

**Committee Member (4)**

No nomination was received

**Architects Division  
President**

Candidates

SERGI, Rocco Anthony

I declare Rocco Anthony Sergi elected.

**Vice-President**

Candidates

LAVERS, Warwick Mac Robert

I declare Warwick Mac Robert Lavers elected.

**Secretary**

Candidates

No nomination was received

No candidates elected.

**Treasurer**

Candidates

CHOW, Patricia

I declare Patricia Chow elected.

**Committee Member (6)**

Candidates

LIEN, Vincent  
MCLOUGHLIN, Gerry  
POND, David  
TEOH, Renjie

I declare Vincent Lien, Gerry McLoughlin, David Pond and Renjie Teoh elected.  
No other nominations received.

**Collieries Staff Division**

**Division Committee Member - Upper Hunter (NSW)**

Candidates

RIENSTRA, Raymond

I declare Raymond Rienstra elected.

**Division Committee Member - Lower Hunter (NSW)**

No nomination was received

**Division Committee Member - Central (NSW)**

Candidates

PARKER, Ian

I declare Ian Parker elected.

**Division Committee Member - Western (NSW)**

Candidates

PERRY, Wayne

I declare Wayne Perry elected.

**Division Committee Member - Southern (NSW)**

Candidates

MEEHAN, Paul Edward

I declare Paul Edward Meehan elected.

**Division Committee Member - Northern (QLD)**

Candidates

CORVIN, Sydney

I declare Sydney Corvin elected.

**Division Committee Member - Southern (QLD)**

No nomination was received

**Division Committee Member - Eastern (QLD)**

Candidates

ANDERSON, Lester

I declare Lester Anderson elected.

**Division Committee Member - Western (QLD)**

Candidates

JACOBSON, Clay

I declare Clay Jacobson elected.

**Division Committee Member - Central (QLD)**

Candidates

STOCKHAM, Dean

I declare Dean Stockham elected.

**Division Committee Member - Western Australia**

No nomination was received

**LGEA of NSW Division  
President**

Candidates

SPANNAGLE, Bede

I declare Bede Spannagle elected.

**Vice-President**

Candidates

SMALL, Stuart

I declare Stuart Small elected.

**Secretary**

Candidates

CHAPMAN, Noel

I declare Noel Chapman elected.

**Treasurer**

Candidates

HANSEN, Jacqui

I declare Jacqui Hansen elected.

**Committee Member (7)**

Candidates

CLAYTON, Steve  
EBERHART, William  
LEAYR, Renae  
OGLE, Anthony  
OLDFIELD, Lewis  
WOODMAN, Gary John

I declare Steve Clayton, William Eberhart, Renae Leayr, Anthony Ogle, Lewis Oldfield and Gary John Woodman elected. No other nominations received.

**Managers and Professionals Division  
Committee Member of the ABC Senior Executives Division**

---

Candidates

HIGHFIELD, John  
I declare John Highfield elected.

**Committee Member (7)**

Candidates

CARCARY, Karen  
FARZIN, Frank  
JOHNSON, Darrell Geoffrey  
LEAHY, Dominic  
MILLER, Robert  
O'TOOLE, Melanie  
SANDERS, David Antony

I declare Karen Carcary, Frank Farzin, Darrell Geoffrey Johnson, Dominic Leahy, Robert Miller, Melanie O'toole and David Antony Sanders elected.

**Pharmacists Division**

**Division Committee Member - members resident in NSW (2)**

Candidates

MADDEN, Jenny  
MCCALLUM, Carmel Mary

I declare Jenny Madden and Carmel Mary McCallum elected.

**Division Committee Member - members resident in QLD (2)**

Candidates

WISHAW, Benjamin  
YAP, Leon Wai Hon  
I declare Benjamin Wishaw and Leon Wai Hon Yap elected.

**Division Committee Member - members resident in SA (2)**

Candidates

MALAKOZIS, Kathy  
MARCH, Geoffrey

I declare Kathy Malakozis and Geoffrey March elected.

**Division Committee Member - members resident in VIC (2)**

Candidates

QUIGLEY, Gerald

I declare Gerald Quigley elected. No other nominations received.

**Division Committee Member - members resident in ACT**

No nomination was received.

**Division Committee Member - members resident in TAS**

No nomination was received.

**Division Committee Member - members of the Division (4)**

Candidates

CYBULKA, Maria

I declare Maria Cybulka elected.No other nominations received.

**Australian Capital Territory Professional Engineers Sub-Division  
President**

### Candidates

MARQUARDT, Andreas

I declare Andreas Marquardt elected.

### **Committee Member (6)**

#### Candidates

DESSI, Albert

RICHARDS, Terry

TYRRELL, Thomas

I declare Albert Dessi, Terry Richards and Thomas Tyrrell elected. No other nominations received.

### **New South Wales Professional Engineers Sub-Division**

#### **President**

##### Candidates

HACKNEY, Colin Keith

I declare Colin Keith Hackney elected.

### **Committee Member (6)**

#### Candidates

CHAFFEY, Alice

GOUDIE, Peter

NASH, Lindsay Howard

STEWART, Lex

I declare Alice Chaffey, Peter Goudie, Lindsay Howard Nash and Lex Stewart elected.  
No other nominations received.

### **Northern Territory Professional Engineers Sub-Division President**

No nomination was received.

### **Committee Member (6)**

No nomination was received.

### **Queensland Professional Engineers Sub-Division**

Ballot papers issued	1370
Replacement ballot papers issued	0
<b>Total Ballot Papers Issued</b>	<b>1370</b>
Ballot papers / envelopes returned for scrutiny	212
Less ballot papers / envelopes rejected at preliminary scrutiny	3
Adjusting balance	0
<b>Total Ballot Papers Admitted to Scrutiny</b>	<b>209</b>
Percentage of ballot papers returned to number issued	15
Ballot papers returned as unclaimed mail	0
Ballot papers not returned	1158

### **President**

#### Candidates

KEECH, Paul

FUCHS, Maria

MCMAHON, Gregory Michael

Exhausted Votes

Total votes

Formal ballot papers

Informal ballot papers

#### First Preference Votes

88

82

39

**209**

**209**

0

#### Votes

105

93

0

11

**198**

**209**

0

I declare Paul Keech elected.

### **Committee Member (6)**

### Candidates

JOHNSON, Mark  
MCMAHON, Greg  
POWELL, Leon Leslie  
SMITH, Peter William  
SUNDHOLM, Kurt

I declare Mark Johnson, Greg McMahon, Leon Leslie Powell, Peter William Smith and Kurt Sundholm elected.

### **South Australia Professional Engineers Sub-Division**

#### **President**

##### Candidates

RUSSACK, Andrew  
I declare Andrew Russack elected.

#### **Committee Member (6)**

##### Candidates

GARVEY, John  
HODGE, Danielle  
IMPETT, Steve  
JACKSON, Bill  
REINHOLD, Olaf

I declare John Garvey, Danielle Hodge, Steve Impett, Bill Jackson and Olaf Reinhold elected. No other nominations received.

### **Tasmania Sub-Division**

#### **President**

##### Candidates

JATAN, Nicholas  
I declare Nicholas Jatan elected.

#### **Committee Member (6)**

##### Candidates

JONES, Gareth  
MINCHIN, John  
NICHOLAS, Matthew  
VAUGHAN, Donald

I declare Gareth Jones, John Minchin, Matthew Nicholas and Donald Vaughan elected. No other nominations received.

### **Victoria Professional Engineers Sub-Division**

Ballot papers issued	2930
Replacement ballot papers issued	0
<b>Total Ballot Papers Issued</b>	<b>2930</b>
Ballot papers / envelopes returned for scrutiny	419
Less ballot papers / envelopes rejected at preliminary scrutiny	3
<b>Total Ballot Papers Admitted to Scrutiny</b>	<b>416</b>
Percentage of ballot papers returned to number issued	14
Ballot papers returned as unclaimed mail	0
Ballot papers not returned	2511

#### **Committee Member (6)**

##### Candidates

	<u>First Preference Votes</u>	<u>Votes</u>
LILLINGSTONE-HALL, Kelvin	165	165
ROWBOTTOM, Joel	129	129
CROMWELL, Roger	144	144
YOUNG, Peter Edward	100	0
CONRAU, Alan	107	0
CRELLIN, David	121	134

MASON, Paul W	129	136
LOMBARDO, Domenico	107	119
BLACK, Timothy	137	145
GIBBINS, Scott	Elected to President	0
Exhausted Votes		<b>448</b>
Total votes	<b>1139</b>	<b>972</b>
Formal ballot papers	<b>410</b>	<b>410</b>
Informal ballot papers	<b>6</b>	<b>6</b>

I declare Timothy Black, David Crellin, Roger Cromwell, Kelvin Lillingstone-hall, Paul W Mason and Joel Rowbottom elected.

#### **President**

<u>Candidates</u>	<u>First Preference Votes</u>	<u>Votes</u>
LILLINGSTONE-HALL, Kelvin	186	186
GIBBINS, Scott	223	223
Total votes	<b>409</b>	<b>409</b>
Formal ballot papers	<b>409</b>	<b>409</b>
Informal ballot papers	<b>7</b>	<b>7</b>

I declare Scott Gibbins elected.

#### **Western Australia Professional Engineers Sub-Division**

Ballot papers issued	<b>705</b>
Replacement ballot papers issued	<b>0</b>
<b>Total Ballot Papers Issued</b>	<b>705</b>
Ballot papers / envelopes returned for scrutiny	<b>127</b>
Less ballot papers / envelopes rejected at preliminary scrutiny	<b>0</b>
Adjusting balance	<b>0</b>
<b>Total Ballot Papers Admitted to Scrutiny</b>	<b>127</b>
Percentage of ballot papers returned to number issued	<b>18</b>
Ballot papers returned as unclaimed mail	<b>0</b>
Ballot papers not returned	<b>578</b>

#### **President**

<u>Candidates</u>	<u>First Preference Votes</u>	<u>Votes</u>
KALINOWSKI, Adam	43	43
CHEN, Wen	84	84
Total votes	<b>127</b>	<b>127</b>
Formal ballot papers	<b>127</b>	<b>127</b>
Informal ballot papers	<b>0</b>	<b>0</b>

I declare Wen Chen elected.

#### **Committee Member (6)**

##### Candidates

COUPER, John  
KALINOWSKI, Adam  
MAZUMDER, Mohammed  
ONN, Najah  
TENNAKOON, Pasan  
THORNTON, Robert George

I declare John Couper, Adama Kalinowski, Mohammed Mazumder, Najah Onn, Pasan Tennakoon and Robert George Thornton elected.



**Professional Scientists Division  
Division Committee Member - members resident in QLD**

No nomination was received.

**Division Committee Member - members resident in NSW**

Candidates

MOTTEE, Lara

I declare Lara Mottee elected.

**Division Committee Member - members resident in ACT**

No nomination was received.

**Division Committee Member - members resident in VIC**

Candidates

DOWD, Rohan

I declare Rohan Dowd elected.

**Division Committee Member - members resident in TAS**

Candidates

CRAWFORD, Andrew

I declare Andrew Crawford elected.

**Division Committee Member - members resident in SA**

No nomination was received

**Division Committee Member - members resident in WA**

Candidates

LEWIS, Edward

I declare Edward Lewis elected.

**Division Committee Member - members resident in NT**

Candidates

NEBAUER, David

I declare David Nebauer elected.

**All members of the Division (4)**

Candidates

LONG, Stephen  
PATRICK, Kathleen Carmel  
PORTER, Robyn  
SHANNON, Ian

I declare Stephen Long, Kathleen Carmel Patrick, Robyn Porter and Ian Shannon elected.

**Telstra and Australia Post Senior Managers Division  
President**

No nomination was received. No candidates elected.

**Vice-President**

No nomination was received.

**Secretary**

No nomination was received.

**Treasurer**

No nomination was received..

**Committee Member (4)**

Candidates

No candidates elected.

**Transport Division**

**President**

No nomination was received.

**Vice-President**

No nomination was received.

**Secretary**

No nomination was received.

**Treasurer**

No nomination was received.

**Committee Member (8)**

No nomination was received



Jeff Webb  
Returning Officer  
Australian Electoral Commission

3 December 2013

**Association of Professional Engineers, Scientists and Managers,  
Australia  
Stage 2 RECALL- Vacancies from Stage 1**

**Declaration of Results for Uncontested Offices**

**E2013/239**

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.

**ABC Senior Executives Division  
Vice-President**

Candidates

No nomination was received

**Secretary**

Candidates

No nomination was received

**Treasurer**

Candidates

No nomination was received

**Committee Member (4)**

Candidates

No nomination was received

**Architects Division  
Secretary**

Candidates

LIEN, Vincent Hung-hsiang

**Committee Member (2)**

Candidates

No nomination was received

**Treasurer**

Candidates

No nomination was received

**Collieries Staff Division  
Division Committee Member - Lower Hunter (NSW)**

Candidates

No nomination was received

**Division Committee Member - Southern (QLD)**

Candidates

No nomination was received

**Division Committee Member - Western Australia**

Candidates

NORTH, Max

**Pharmacists Division  
Division Committee Member - members resident in ACT**

Candidates

No nomination was received

**Division Committee Member - members resident in TAS**

Candidates

PRYOR, Katy

**Division Committee Member - members of the Division (3)**

Candidates

No nomination was received

**Professional Engineers Division  
Australian Capital Territory Sub-Division  
Committee Member (3)**

Candidates

No nomination was received

**New South Wales Sub-Division  
Committee Member (2)**

Candidates

CAHILL, Michael Joseph

**Northern Territory Sub-Division  
Committee Member (6)**

Candidates

No nomination was received

**Queensland Sub-Division  
Committee Member**

Candidates

FUCHS, Maria

**South Australia Sub-Division  
Committee Member**

Candidates

EMBERY, Chris

**Tasmania Sub-Division  
Committee Member (2)**

Candidates

TOMAT, Dario

**Professional Scientists Division  
Division Committee Member - members resident in QLD**

Candidates

No nomination was received

**Division Committee Member - members resident in ACT**

Candidates

No nomination was received

**Division Committee Member - members resident in SA**

Candidates

MOORE, Casey

**Telstra and Australia Post Senior Managers Division  
President**

Candidates

No nomination was received

**Vice-President**

Candidates

No nomination was received

**Secretary**

Candidates

No nomination was received

**Treasurer**

Candidates

No nomination was received

**Committee Member (4)**

Candidates

No nomination was received

**Transport Division  
President**

Candidates

No nomination was received

**Vice-President**

Candidates

No nomination was received

**Secretary**

Candidates

No nomination was received

**Committee Member (8)**

Candidates

 received

Jeff Webb  
Returning Officer  
Australian Electoral Commission

23 December 2013

**- Association of Professional Engineers, Scientists and  
Managers, Australia  
Stage 2 - National Assembly & Divisional and Sub-  
Divisional Offices**

**Declaration of Results for Uncontested Offices**

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.

**Architects Division**

**National Assembly Member**

Candidates

SERGI, Rocco Anthony

**Collieries Staff Division**

**National Assembly Member (5)**

Candidates

ANDERSON, Lester Charles

HEISKARI, Jukka

JACOBSON, Clay

MEEHAN, Paul

PETTY, John

**LGEA of NSW Division**

**National Assembly Member (2)**

Candidates

CHAPMAN, Noel

SPANNAGLE, Bede

**Managers and Professionals Division**

**National Assembly Member by and from Division (3)**

Candidates

CARCARY, Karen

JOHNSON, Darrell

MILLER, Robert Joseph

**National Assembly Member the ABC Senior Exec Div Rep on the Managers and Prof Div  
Committee**

Candidates

HIGHFIELD, John

## **Pharmacists Division**

### **National Assembly Member**

#### Candidates

No nomination was received

## **Professional Engineers Division**

### **Representing Any Sub-Division**

#### **National Assembly Member (4)**

#### Candidates

FUCHS, Maria  
LILLINGSTONE-HALL, Kelvin  
REINHOLD, Olaf  
TOMAT, Dario

## **Australian Capital Territory Sub-Division**

### **National Assembly Member**

#### Candidates

MARQUARDT, Andreas

## **New South Wales Sub-Division**

#### **National Assembly Member (4)**

#### Candidates

HACKNEY, Colin  
No further nominations were accepted

## **Northern Territory Sub-Division**

### **National Assembly Member**

#### Candidates

No nomination was received

## **Queensland Sub-Division**

#### **National Assembly Member (3)**

#### Candidates

KEECH, Paul  
MCMAHON, Greg



No further nomination was accepted

### **South Australia Sub-Division**

#### **National Assembly Member (2)**

##### Candidates

JACKSON, Bill  
RUSSACK, Andrew

### **Tasmania Sub-Division**

#### **National Assembly Member**

##### Candidates

JATAN, Nicholas

### **Victoria Sub-Division**

#### **National Assembly Member (4)**

##### Candidates

GIBBINS, Scott  
No further nominations were accepted

### **Western Australia Sub-Division**

#### **National Assembly Member (2)**

##### Candidates

CHEN, Wen  
ONN, Najah

### **Professional Scientists Division**

#### **National Assembly Member (5)**

##### Candidates

HAVELBERG, Katie  
LONG, Stephen  
MOTTEE, Lara  
NEBAUER, David  
PORTER, Robyn

### **Women Members**

#### **National Assembly Member**

##### Candidates

O'TOOLE, Melanie

## **Collieries Staff Division**

### **President**

#### Candidates

ANDERSON, Lester

### **Vice-President**

#### Candidates

MEEHAN, Paul

### **Secretary/Treasurer**

#### Candidates

JACOBSON, Clay

## **Managers and Professionals Division**

### **President**

#### Candidates

MILLER, Robert Joseph

### **Vice-President**

#### Candidates

JOHNSON, Darrell Geoffrey

### **Secretary/Treasurer**

#### Candidates

No nomination was received

## **Pharmacists Division**

### **President**

#### Candidates

MARCH, Geoffrey John

### **Vice-President**

#### Candidates

No nomination was received

### **Secretary**

#### Candidates

No nomination was received

**Treasurer**

Candidates

MALAKOZIS, Katerina

**Professional Engineers Division**

**Australian Capital Territory Sub-Division**

**Vice-President**

Candidates

No nomination was received

**Secretary**

Candidates

No nomination was received

**Treasurer**

Candidates

No nomination was received

**New South Wales Sub-Division**

**Vice-President**

Candidates

No nomination was received

**Secretary**

Candidates

No nomination was received

**Treasurer**

Candidates

No nomination was received

**Northern Territory Sub-Division**

**Vice-President**

Candidates

No nomination was received

**Secretary**

Candidates

No nomination was received

**Treasurer**

Candidates

No nomination was received

**Queensland Sub-Division**

**Vice-President**

Candidates

SUNDHOLM, Kurt

**Secretary**

Candidates

JOHNSON, Mark

**Treasurer**

Candidates

SMITH, Peter

**South Australia Sub-Division**

**Vice-President**

Candidates

No nomination was received

**Secretary**

Candidates

No nomination was received

**Treasurer**

Candidates

No nomination was received

**Tasmania Sub-Division**

**Vice-President**

Candidates

VAUGHAN, Donald

**Secretary**

Candidates

NICHOLAS, Matthew

**Treasurer**

Candidates

No nomination was received

**Victoria Sub-Division**

**Vice-President**

Candidates

CROMWELL, Roger A

**Secretary**

Candidates

No nomination was received

**Treasurer**

Candidates

No nomination was received

**Western Australia Sub-Division**

**Vice-President**

Candidates

KALINOWSKI, Adam

**Secretary**

Candidates

ONN, Najah

**Treasurer**

Candidates

TENNAKOON, Pasan

**Professional Scientists Division**

**President**

Candidates

PORTER, Robyn

**Vice-President**

Candidates

LONG, Stephen

**Secretary**

Candidates

NEBAUER, David

As the number of nominations accepted did not exceed the number of positions to be filled, I declare the above candidates elected.



Jeff Webb  
Returning Officer  
6 January 2014

## Association of Professional Engineers, Scientists and Managers, Australia Stage 3 – Professional Engineers Divisional Executive Offices

### Declaration of Results for Contested Offices

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.

#### Professional Engineers Division Executive Officers

Total number of names on the roll of voters	11
Ballot papers issued	11
Replacement ballot papers issued	0
<b>Total Ballot Papers Issued</b>	<b>11</b>
Ballot papers / envelopes returned for scrutiny	11
Less ballot papers / envelopes rejected at preliminary scrutiny	0
Adjusting balance	0
<b>Total Ballot Papers Admitted to Scrutiny</b>	<b>11</b>
Percentage of ballot papers returned to number issued	100%
Ballot papers returned as unclaimed mail	0
Ballot papers not returned	0

#### Secretary

<u>Candidates</u>	<u>Votes</u>
JATAN, Nick	7
HACKNEY, Colin K	4
Total votes	11
Formal ballot papers	11
Informal ballot papers	0

I declare Nick Jatan elected.

#### Vice President

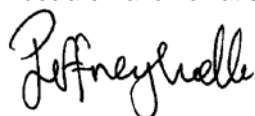
<u>Candidates</u>	<u>Votes</u>
GIBBINS, Scott	4
REINHOLD, Olaf	7
Total votes	11
Formal ballot papers	11
Informal ballot papers	0

I declare Olaf Reinhold elected.

#### President

<u>Candidates</u>	<u>Votes</u>
TOMAT, Dario	9
MARQUARDT, Andreas	2
Total votes	11
Formal ballot papers	11
Informal ballot papers	0

I declare Dario Tomat elected.



Jeff Webb  
Returning Officer - Australian Electoral Commission  
7 March 2014

**- Association of Professional Engineers, Scientists and  
Managers, Australia  
Stage 3 RECALL Vacancies from Stage 2**

**Declaration of Results for Uncontested Offices**

**E2013/239**

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.

**Pharmacists Division**

**National Assembly Member**

Candidates

MARCH, Geoffrey John

**Professional Engineers Division**

**New South Wales Sub-Division**

**National Assembly Member (3)**

Candidates

GOUDIE, Peter  
NASH, Lindsay  
STEWART, Lex

**Northern Territory Sub-Division**

**National Assembly Member**

Candidates

No nomination was received

**Queensland Sub-Division**

**National Assembly Member**

Candidates

No nomination was received

**Victoria Sub-Division**

**National Assembly Member (3)**

Candidates

CRELLIN, David James  
CROMWELL, Roger  
ROWBOTTOM, Joel



## **Managers and Professionals Division**

### **Secretary/Treasurer**

#### Candidates

No nomination was received

## **Pharmacists Division**

### **Vice-President**

#### Candidates

MCCALLUM, Carmel

### **Secretary**

#### Candidates

No nomination was received

## **Professional Engineers Division Australian Capital Territory Sub-Division**

### **Vice-President**

#### Candidates

No nomination was received

### **Treasurer**

#### Candidates

No nomination was received

## **New South Wales Sub-Division**

### **Vice-President**

#### Candidates

NASH, Lindsay

### **Secretary**

#### Candidates

CAHILL, Michael

### **Treasurer**

#### Candidates

CHAFFEY, Alice

## **Northern Territory Sub-Division**

### **Vice-President**

#### Candidates

No nomination was received

**Secretary**  
Candidates

No nomination was received

**Treasurer**  
Candidates

No nomination was received

**South Australia Sub-Division**

**Vice-President**  
Candidates

No nomination was received

**Secretary**  
Candidates

No nomination was received

**Treasurer**  
Candidates

No nomination was received

**Tasmania Sub-Division**

**Treasurer**  
Candidates

No nomination was received

**Victoria Sub-Division**

**Secretary**

Candidates

ROWBOTTOM, Joel

**Treasurer**  
Candidates

BLACK, Timothy

As the number of nominations accepted did not exceed the number of positions to be filled, I declare the above candidates elected.



Jeff Webb  
Returning Officer

3 February 2014

Mr Chris Walton  
Chief Executive  
The Association of Professional Engineers, Scientists and Managers, Australia  
163 Eastern Road  
SOUTH MELBOURNE VIC 3205

**Post Election Report For: The Association of Professional Engineers, Scientists and  
Managers, Australia  
Election E2013/239**

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 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.



Jeff Webb  
Returning Officer

31 March 2014

Fair Work (Registered Organisations) Act 2009

**POST ELECTION REPORT**

The Association of Professional Engineers, Scientists and Managers, Australia

**ELECTION/S COVERED IN THIS REPORT**

Election Decision No/s: E2013/239

**RULES**

Rules used for the election: [215V: Incorporates alterations of 06/09/13 (R2013/370)]

Rules difficult to apply/interpret: The dates in Rule 14.1.1 are unworkable in relation to National Assembly members for the Professional Engineers Division because Rule 14.1.3 & 14.1.4 of the Division rules has created a qualification for nominating for office of National Assembly by requiring a nominee to be a member of the sub-division committee. This requires separating the Sub-Committee elections and National Assembly positions into Stage 1 and Stage 2 respectively. Professional Engineers Supplementary rule s16.1.2.8.2 also refers.

Division Rule 14.2.6 & in respect of National Assembly positions rule 14.1.7 are unworkable as the dates do not coincide with election dates owing to unworkable rule 14.1.1

Federal Rule 18.3 is affected by the unworkable Division rule 14.1.1 as the dates in this rule cannot be met and are subsequently pushed back till after the election of the National Assembly members.

Federal Rule 16.1.2.4 states at least one National Assembly member must be elected from each Sub-Division of the Professional Engineers Division and that person shall be the President. (This rule does not strictly coincide with the FWC Decision issued. If the President is to be an ex-officio member of the National assembly and a position reserved for him, then the number of vacancies on the decision should reflect this or the President should still be required to submit a nomination form) or the decision should reflect a duo office holder ie: **President/National Assembly Member.**

A second note in relation to rule 14.1.1 requires a notice forwarded by post to members The AEC recommends this be modernized and changed to an election notice published on both AEC and APESMA websites and an attachment sent via APESMA E-News

Model Rule reference (if any):

N/A

ROLL OF VOTERS: President Queensland Professional Engineers Sub-Division	
Total number of voters on the roll	1370
Number of apparent workplace addresses	nil
Number of non-current addresses	nil
ROLL OF VOTERS: Sub-Division Committee & President Victorian Professional Engineers Sub-Division	
Total number of voters on the roll	2930
Number of apparent workplace addresses	nil
Number of non-current addresses	nil
ROLL OF VOTERS: President Western Australia Professional Engineers Sub-Division	
Total number of voters on the roll	705
Number of apparent workplace addresses	nil
Number of non-current addresses	nil
ROLL OF VOTERS: Division Executive Officers Professional Engineers Division	
Total number of voters on the roll	11
Number of apparent workplace addresses	nil
Number of non-current addresses	nil

### **IRREGULARITIES**

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

A written Complaint was received by Mr Michael Glew regarding his nomination for Sub-Division Vice President which was received prior to the opening of nominations (submitted in Stage 1 for a Stage 2 office). His nomination was rejected for incorrect office and his complaint was responded to by the Director FFS and Elections Support Unit, Ms Irene Lambiris advising him that his nomination could not be accepted.

Other irregularities identified, and action taken: Nil

### **ATTACHMENTS**

Declaration of Results for Stage 1, 2 & 3 and Recall elections from Stage 1 & Stage 2



Jeff Webb  
Returning Officer  
31 March 2014



# DECISION

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

**The Association of Professional Engineers, Scientists and Managers,  
Australia**  
(E2013/239)

MR ENRIGHT

MELBOURNE, 30 SEPTEMBER 2013

*Arrangement for conduct of election.*

[1] On 2 August 2013 The Association of Professional Engineers, Scientists and Managers, Australia (APESMA) lodged with the Fair Work Commission the prescribed information in relation to an election. On 6 September 2013 I certified alterations to the rules of APESMA which resulted in changes to the structure and offices in the organisation<sup>1</sup>. Consequently on 18 September 2013 APESMA lodged amended prescribed information for the following offices:

## **Divisional and Sub-Divisional Committee Members**

### Professional Engineers Sub-Divisions

#### *New South Wales*

President (1)  
Committee Member (6)

#### *Victoria*

President (1)  
Committee Members (6)

#### *South Australia*

President (1)  
Committee Members (6)

#### *Queensland*

President (1)  
Committee Members (6)

#### *Western Australia*

President (1)  
Committee Members (6)

*Tasmania*

President  
Committee Members (6)

*Northern Territory*

President (1)  
Committee Member (6)

*Australian Capital Territory*

President (1)  
Committee Member (6)

Professional Scientists Division

Divisional Committee Members (12)

Elected by and from:

Members of the Division resident in Queensland (1)  
Members of the Division resident in New South Wales (1)  
Members of the Division resident in the Australian Capital Territory (1)  
Members of the Division resident in Victoria (1)  
Members of the Division resident in Tasmania (1)  
Members of the Division resident in South Australia (1)  
Members of the Division resident in Western Australia (1)  
Members of the Division resident in the Northern Territory (1)  
All members of the Division (4)

LGEA of NSW Division

President (1)  
Vice-President (1)  
Secretary (1)  
Treasurer (1)  
Committee Members (7)

Telstra and Australia Post Senior Managers Division

President (1)  
Vice-President (1)  
Secretary (1)  
Treasurer (1)  
Committee Members (4)

ABC Senior Executives Division

President (1)  
Vice-President (1)  
Secretary (1)  
Treasurer (1)

Committee members (4)

Architects Division

President (1)

Vice-President (1)

Secretary (1)

Treasurer (1)

Committee Members (6) one position of which is reserved for a student member

Transport Division

President (1)

Vice-President (1)

Secretary (1)

Treasurer (1)

Committee members (8)

Pharmacists Division

President (1)

Vice-President (1)

Secretary (1)

Treasurer (1)

Committee members (10)

Elected by and from:

Members of the Division resident in New South Wales (2)

Members of the Division resident in Queensland (2)

Members of the Division resident in South Australia (2)

Members of the Division resident in Victoria (2)

Members of the Division resident in Australian Capital Territory (1)

Members of the Division resident in Tasmania (1)

All members of the Division (4)

Collieries Staff Division

Division Committee members (11), elected by and from:

Members of the Division from Upper Hunter (NSW) (1)

Members of the Division from Lower Hunter (NSW) (1)

Members of the Division from Central (NSW) (1)

Members of the Division from Western (NSW) (1)

Members of the Division from Southern (NSW) (1)

Members of the Division from Northern (Qld) (1)

Members of the Division from Southern (Qld) (1)

Members of the Division from Eastern (Qld) (1)

Members of the Division from Western (Qld) (1)

Members of the Division from Central (Qld) (1)

Members of the Division from Western Australia (1)



Managers and Professionals Division

Division Committee (8), elected by and from  
Members of the ABC Senior Executives Division (1)  
Members of the Division (7)

**Division Executive Officers**

Professional Engineers Division

President (1)  
Vice President (1)  
Secretary (1)  
Treasurer (1)

Professional Engineers Division Sub-Divisions

*New South Wales*

Vice-President (1)  
Secretary (1)  
Treasurer (1)

*Victoria*

Vice-President (1)  
Secretary (1)  
Treasurer (1)

*South Australia*

Vice-President (1)  
Secretary (1)  
Treasurer (1)

*Queensland*

Vice-President (1)  
Secretary (1)  
Treasurer (1)

*Western Australia*

Vice-President (1)  
Secretary (1)  
Treasurer (1)

*Tasmania*

Vice-President (1)  
Secretary (1)  
Treasurer (1)

*Northern Territory*

Vice-President (1)

Secretary (1)  
Treasurer (1)

*Australian Capital Territory*

Vice-President (1)  
Secretary (1)  
Treasurer (1)

Professional Scientists Division

President (1)  
Vice-President (1)  
Secretary (1)

Collieries Staff Division

President (1)  
Vice-President (1)  
Secretary/Treasurer (1)

Managers and Professionals Division

President (1)  
Vice-President (1)  
Secretary/Treasurer (1)

**National Assembly**

Professional Engineers Division

National Assembly Members (22), elected by and from members of the following Sub-Divisions:

New South Wales (4)  
Victoria (4)  
South Australia (2)  
Queensland (3)  
Western Australia (2)  
Tasmania (1)  
Northern Territory (1)  
Australian Capital Territory (1)  
Any Sub-Division (4)

Professional Scientists Division

National Assembly Members (5)

LGEA of NSW Division

National Assembly Members (2)

Architects Division

National Assembly Member (1)

Pharmacists Division

National Assembly Member (1)

Collieries Staff Division

National Assembly Members (5)

Managers and Professional Division

National Assembly Members (4),  
Three (3) elected by and from Division members (3)  
One (1): the ABC Senior Executives Division representative on the Managers  
and Professionals Division Committee (1)

Women Members

National Assembly Member (1)

**National Board of Management**

President  
Senior Vice-President  
Vice-President (3)  
Secretary  
Treasurer

[2] I note a degree of ambiguity in the rules in so far as providing for the composition of the Division Executive of the Professional Engineers' and the Professional Scientists' Divisional Executive officers. I will now deal with these two Divisions separately.

[3] With respect to the Professional Engineers Division, I have identified an inconsistent reference in rules 2.1 and 12.8 of the relevant Supplementary Rules – Appendix K, about whether or not the Divisional Executive includes the office of Treasurer. While Rule 2.1 of Appendix K provides that the Divisional Executive shall mean a Division President, Vice-President, Treasurer and Secretary, rule 12.8 of the same appendix provides that the Division Executive shall consist of a President, Vice-President and Secretary.

[4] Pertinently, rules 24.1 and 24.3 of the Division Rules provide:

In the event of any inconsistency arising between the Federal Rules and these Rules, or the Rules of a Group, the Federal Rules shall prevail.

In the event of any inconsistency arising between these Division Rules and any Supplementary Division Rules, these Division Rules shall prevail...

- [5] Since the Supplementary and Division rules are inconsistent, the normal interpretation of these Rules would be that rule 24.3 of the Division Rules takes precedence. Under this rule, the Division Executive is defined to include the Division President, Vice-President, Secretary and Treasurer. However, in this case, the Divisional Rules are in conflict with rule 4 of the Federal Rules which provides that:

“Division Executive Officers” shall mean the President, Vice-Presidents, and Secretary of a Division holding office in accordance with these rules

- [6] It is my opinion, that upon correct interpretation of rule 24.1 of the Division Rules, rule 4 of the Federal Rules supersedes rule 2.1 of the Divisional Rules, and consequently, the Division Executive of the Professional Engineers Division is comprised of a President, Vice-President and Secretary and not a Treasurer.

- [7] With respect to the Professional Scientists Division, I note that the Supplementary Rules are silent with regard to the composition of the Divisional Executive. The Divisional Rules and Federal Rules provide conflicting definitions of a Divisional Executive: the Divisional Rules provide for a position of Treasurer; the Federal Rules do not. However, as outlined above, rule 24.1 stipulates that in the event of any such inconsistency, the Federal Rules must prevail. Accordingly, in this instance, I accept the definition provided in rule 4 of the Federal Rules (and the information provided by APESMA) that the Divisional Executive of the Professional Engineers Division shall mean a President, Vice-Presidents and Secretary.

- [8] I am satisfied that an election for the above-named offices, with the exception of the office of Treasurer of the Professional Engineers Division Executive (for the reasons outlined in paragraphs [2] to [6] above), 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

<Price code A, PR542662>