



DECISION

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

**The Association of Professional Engineers, Scientists and Managers,
Australia**
(E2014/185)

MR ENRIGHT

MELBOURNE, 12 SEPTEMBER 2014

Arrangement for conduct of election.

[1] On 18 July 2014 The Association of Professional Engineers, Scientists and Managers, Australia lodged with the Fair Work Commission the prescribed information in relation to an election for the following offices:

Divisional Committee Members

Architects Division:

President (1)
Vice-President (1)
Secretary (1)
Treasurer (1)
Committee members (6) one position of which is reserved for a student member

Pharmacists Division:

President (1)
Vice-President (1)
Secretary (1)
Treasurer (1)
Committee members (10)

These 14 offices elected as follows:

2 Members elected by and from members resident in New South Wales
2 Members elected by and from members resident in Queensland
2 Members elected by and from members resident in South Australia
2 Members elected by and from members resident in Victoria
1 Member elected by and from members resident in Australian Capital Territory
1 Member elected by and from members resident in Tasmania
4 Members elected by and from members of the Division

Collieries' Staff Division:

Division Committee Members (11) elected by and from the financial members from their respective districts as follows:

- 1 member from Upper Hunter (NSW)
- 1 member from Lower Hunter (NSW)
- 1 member from Central (NSW)
- 1 member from Western (NSW)
- 1 member from Southern (NSW)
- 1 member from Northern (QLD)
- 1 member from Southern (QLD)
- 1 member from Eastern (QLD)
- 1 member from Western (QLD)
- 1 member from Central (QLD)
- 1 member from Western Australia

Managers and Professional Division

Seven members elected by and from the financial Members of the Division (7).
One member elected by and from Australian Broadcasting Corporation Senior Executive members allocated to the Division as concurrent members under the transitional provisions set out in Appendix "D".

Division Executive Officers

Collieries Staff Division Executive Officers

- 1 Division President
- 1 Division Vice President
- 1 Division Secretary/Treasurer

Managers and Professionals Division

- 1 Division President
- 1 Division Vice-President
- 1 Division Secretary/Treasurer

National Board of Management

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

* Sub-rule 18.3.1 of the rules of the organisation provides: "The number of Vice-President positions on the National Board shall be three, provided that where a woman has nominated for the National Board but no woman has been elected to the National Board, a fourth Vice President's position shall be created by the Returning Officer."

[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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18 July 2014

Ms Bernadette O'Neill
General Manager
Fair Work Commission
GPO Box 1994
MELBOURNE VIC 3001

Via email: orgs@fwc.gov.au

Dear Ms O'Neill,

CONDUCT OF ELECTIONS FOR APESMA DIVISION COMMITTEE MEMBERS, DIVISION EXECUTIVE OFFICERS, AND NATIONAL BOARD MEMBERS

In accordance with S138(2) of Part 7 of Fair Work (Registered Organisations) Regulations 2009 concerning prescribed information, I request that you conduct the forthcoming elections to fill the positions of Division Committee Members, Division Executive Officers, and National Board of the Association of Professional Engineers, Scientists and Managers, Australia.

Appendix "D" – Electorates for the 2014 Elections

In accordance with Rule 5 of Appendix "D" – Transitional Provisions the electorates for the 2013 Elections are those set out in Federal Rule 6.1.

Federal Rule 6.1

Architects Division
Pharmacists Division
Collieries Staff Division
Managers and Professionals Division

Divisional Committee Members (Division Rule 14)

In accordance with Division Rule 14 and the Supplementary Division Rules of the Association, the following Divisional Committee/Sub-Division Committee member positions are to be filled by election:

Architects Division	10
Pharmacists Division	14
Collieries Staff Division	11
Managers and Professionals Division	8

The specific offices and electorates for each of these Divisional Committees are set out in points (a) to (d) below.

(a) Architects Division Committee

President (1)
Vice-President (1)
Secretary (1)
Treasurer (1)
Committee members (6) one position of which is reserved for a student member
(Rule 5 of Appendix F)

(b) Pharmacists Division Committee

As set out in Rule 5 of Appendix “G”- Supplementary Rules of The Pharmacists Division the Committee shall comprise members elected by and from the following:

President (1)
Vice-President (1)
Secretary (1)
Treasurer (1)
Committee members (10)

These 14 offices are elected as follows:

2 Members elected by and from members resident in New South Wales
2 Members elected by and from members resident in Queensland
2 Members elected by and from members resident in South Australia
2 Members elected by and from members resident in Victoria
1 Member elected by and from members resident in Australian Capital Territory
1 Member elected by and from members resident in Tasmania
4 Members elected by and from members of the Division

(c) Collieries Staff Division Committee

As set out in Rule of 10.1 Supplementary Rule 10.1 of Appendix “H” of the Supplementary Rules of the Collieries Staff Division the eleven (11) members of the Division Committee are elected from and by the financial members from their respective districts as follows:

1 member from Upper Hunter (NSW)
1 member from Lower Hunter (NSW)
1 member from Central (NSW)
1 member from Western (NSW)
1 member from Southern (NSW)
1 member from Northern (QLD)
1 member from Southern (QLD)
1 member from Eastern (QLD)
1 member from Western (QLD)
1 member from Central (QLD)
1 member from Western Australia

(d) Managers and Professionals Division

As set out in rule 6 of Appendix “I” – Supplementary Rules – Managers and Professionals Division the Division Committee shall be comprised of:



Seven members elected by and from the financial Members of the Division, and

One member elected by and from Australian Broadcasting Corporation Senior Executive Division members allocated to the Division as concurrent members under the transitional provisions set out in Appendix "D".

[Division rules specify that certain positions are only to be filled by members from a specific electorate or are to be filled only by members from particular electorates. These rules are designed to ensure we maximise diversity on Division Committees. If required, lists of members belonging to these electorates in each state will be provided to enable eligibility to be determined.]

Nominations for the positions of Division Committee and Sub-Division Committee members are to be called for after the seventeenth day of September and before the first day of October 2008 (see Division Rule 14.1.1) and to be closed no later than 15th October (see Division Rule 14.1.2).

In the event of a ballot being held, ballot papers are to be sent to each Division member so as to be received by the fifteenth day of November next ensuing, and returned to the Returning Officer no later than the twenty-ninth day of November next ensuing. The roll of voters closes on the 30th day before the opening of nominations (see Division Rule 14.1.6.3)

The voting system to be used is the direct voting system.

Division Executive Officers - (Division Rule 14.2)

The following Division Executive Officer positions (see the Supplementary Division Rules of the Association's Constitution and Rules):

Collieries Staff Division Executive Officers:

- 1 Division President
- 1 Division Vice President
- 1 Division Secretary/Treasurer

Managers and Professionals Division

- 1 Division President
- 1 Division Vice-President
- 1 Division Secretary/Treasurer

The voting system to be used for these Division Executive Officers is the collegiate electoral system and multiple preferential voting system (see Division Rule 14.2.7 and Appendix 3 to the Rules). The electorates for the positions of Division Executive Officers consist of the Division Committee members holding office in accordance with the Rules of the Association for the ensuing 1 year or 2 year terms in each respective Division (see Division Rule 14.2.5.3).

Nominations for the positions of these Division Executive Officers are to be called for after the election of the members of the Division Committee but not later than the 15th day of December 2013 (see Division Rule 14.2.1). Nominations close not later than 31st December (see Division Rule 14.2.4)



National Board of Management

The following National Board of Management positions exist as outlined in Federal Rule 18 of the Association's Constitution and Rules:

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

In the case where at least one woman member nominates for a position on the Board, and no woman is elected to the Board, an additional Vice President position will be created and filled in accordance with Rules 18.3.1.1, 18.3.1.2 and 18.3.1.3.

The electorate for the positions on the National Board consists of members of the National Assembly holding office in accordance with the Constitution and Rules of the Association for the ensuing year (see Federal Rule 18.3).

Nominations for the National Board positions are to be called for before the 31st day of December from members of the National Assembly holding office for the ensuing year (see Federal Rule 18.3), and are to be returned to the address specified by the Returning Officer no later than the fifteenth day of January, and shall meet the requirements as specified in Federal Rule 18 of the Association's Constitution and Rules. Members of the National Assembly may nominate for more than one position (but can only be elected to one position). The order of filling such positions shall be National President, National Senior Vice President, National Secretary, National Treasurer, National Vice President. The multiple preferential system of voting (Appendix C of the Rules) shall be used for the election of the National Board (see Federal Rule 18.7).

Should a ballot be required for the positions on the National Board, ballot papers, together with information as provided for under Federal Rule 18.4, are to be sent to each member of the National Assembly by the thirty-first day of January next ensuing. Ballot papers should be returned to the Returning Officer not later than the fourteenth day of February next ensuing.

Yours sincerely,



Robyn Porter
NATIONAL SECRETARY