

12 March 2021

Post-election report

Australian and International Pilots
Association
Casual Vacancy election
E2020/70, E2020/104, E2020/151

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Election(s) Covered in this Report

Organisation: Australian and International Pilots Association
Election: Casual Vacancy
Election Decision No/s: E2020/70, E2020/104, E2020/151

Rules

Rules used for the election:

[127N: Incorporates alterations of 25 June 2019] [R2019/36] replaces rulebook dated 17 August 2016
[R2016/161]

Rules difficult to apply/interpret: None

Model Rule reference (if any): N/A

For more details see the Model Rules on the AEC website:

https://www.aec.gov.au/About_AEC/AEC_Services/Industrial_Elections

Roll of Voters

Total number of voters on the Roll: 2,075

Other matters pertaining to the roll of voters: NIL

Irregularities

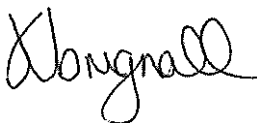
Details of written allegations of irregularities, and action taken by AEC: *None*

Other irregularities identified, and action taken:

Other Matters

Returning Officer actions required (Section 193): No
Details:

Signed



Kelly Brignall
Returning Officer
Australian Electoral Commission
E: IEEvents@aec.gov.au
P: 02 9375 6365
12 March 2021

Attachments

A. Declaration of Results for Contested Offices

Australian and International Pilots Association
DECLARATION OF RESULTS -
E2020/70, E2020/104 & E2020/151
Contested Offices

Casual Vacancy Election

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 are:

Australian and International Pilots Association

VOTING MATERIAL ISSUED	
Total number of people on the roll of voters (a)	2075
Number of voters issued with voting material	2075
Total number of voters issued with replacement voting material	15
Total number of voting material packs issued	2090
VOTING MATERIAL RETURNED	
Total number of envelopes returned for scrutiny by closing date of ballot (b)	760
Number of declaration envelopes rejected at preliminary scrutiny (minus)	18
Number of ballot papers returned outside declaration envelopes (minus)	0
COUNT	
Total ballot papers admitted to the count	742
LATE OR UNRETURNED VOTING MATERIAL	
Voting material returned as unclaimed mail by closing date of ballot	4
Voting material packs not returned by voters by closing date of the ballot	1315
Percentage of voting material packs returned by voters to number of people on the roll of voters (b/a)	36.62%

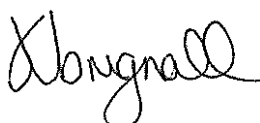
Committee of Management Member (5)

<u>Candidates</u>	<u>Final Votes</u>
PEARCE, Jake	190
HUNTER, Glen	83
O'CONNOR, Mark	72
DUNCAN, Rod	192
WINSLOW, Alex	293
COLLITS, Dave	109
RALPH, Stewart	148
PAVLOU, John	205
JUENGLING, Nicholas	128
HOFMEYER, Mark	175
BEER, Corey	99
RENNIE, Scott	87
FOREMAN, David	47
LORD, Sean	100
EGAN, Mike	166
SMITH, Ben	113
WILSON, Andrew	55
ARMSTRONG, Brook	121
ANDERSON, Steven	123
LAVEE, Tal	216
LUCAS, Tony	217
GOULD, Simon	103
SMITH, Shane R.	179

Total ballot papers admitted for this office	742
Formal Ballot papers	740
Informal Ballot papers	2

I declare the following elected:

- WINSLOW, Alex
- LUCAS, Tony
- LAVEE, Tal
- PAVLOU, John
- DUNCAN, Rod



Kelly Brignall
Returning Officer
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10/02/2021



DECISION

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

Australian and International Pilots Association
(E2020/70)

MR ENRIGHT

MELBOURNE, 27 APRIL 2020

Arrangement for conduct of election.

[1] On 18 March 2020 the Australian and International Pilots Association lodged with the Registered Organisations Commission prescribed information for an election to fill casual vacancies in the following office for the remainder of the term:

Committee of Management Members (2)

[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 COMMISSIONER

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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, Christopher Hewett, being the Secretary of the Australian and International Pilots Association make the following statement:

1. I am authorised to sign this statement containing prescribed information for the Australian and International Pilots Association.
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 resignation letter or other supporting information is attached for each casual vacancy in **Annexure B** and **Annexure C**.
5. With reference to the casual vacancy created by Alexander O'Rourke, the unexpired part of the term of office does not exceed three-quarters of the term of office and in accordance with Rule 38(u)(ii) of the AIPA Registered Rules:
 - a. The vacancy was offered to the next highest polling candidate from the same ballot (**Annexure D**). The candidate did not accept the vacancy (**Annexure E**).
 - b. Subsequently, the vacancy was offered to the next highest polling candidate below those elected from the alternate ballot in the current electoral cycle (**Annexure F**). The candidate did not accept the vacancy (**Annexure G**).
6. With reference to the casual vacancy created by Dale Delarozza, the unexpired part of the term of office exceeds three-quarters of the term of office. By virtue of Rule 38(u)(i), the casual vacancy will be filled by an election.
7. No rule alterations are pending that will impact the election.
8. The AIPA Registered Rules do not specify a timeline by which elections called pursuant to Rule 38(u) of the Rules ought to be conducted. As such, it will be a matter for the Australian Electoral Commission's Returning Officer to determine the date and time of the commencement and expiration of the nomination period. However, given the devastating and direct impact that the Coronavirus is having on our industry and our

members, we respectfully request that the election be postponed until late May 2020.

9. Accordingly, I am unable to confirm whether I have this statement 2 months before nominations open for the election below.

NOTE: A failure to lodge Prescribed Information on time can lead to civil penalties under the RO Act. Extensions of time should be requested at least two months before nominations open.

Signed:



Dated: 18 March 2020

NOTE: This statement should be lodged with the Registered Organisations Commission at least 2 months prior to nominations opening. It can be submitted to regorgs@roc.gov.au.

Annexure A

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

Branch	Name of Office	Number required	Voting System <i>Direct voting system; Collegiate electoral system</i>	Reason for Election <i>Scheduled; Casual vacancy; New office created; Insufficient nominations</i>	Electorate
National	Committee of Management Members	2	Direct Voting System	Casual vacancy	

- Important dates:

	Direct Voting System	Collegiate Electoral System
Nominations OPEN	To be determined by the returning officer, preference 26 May 2020	
Nominations CLOSE	To be determined by the returning officer, preference 16 June 2020	
Roll of Voters cut off date	To be determined by the returning officer, preference 19 May 2020	

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](#)