



Fair Work
Australia

DECISION

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

Australian Education Union
(E2009/10051)

T. NASSIOS

MELBOURNE, 6 OCTOBER 2009

Arrangement for conduct of election.

[1] On 25 September 2009 the Australian Education Union lodged with Fair Work Australia the prescribed information in relation to an election for the following offices:

Federal President
Deputy Federal President
Federal Secretary
Deputy Federal Secretary
International Trust Fund Committee Members (6)
Federal TAFE President

[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

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Australian Education Union

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Ref: 31.1.1

25 September 2009

Mr Tim Lee
General Manager
Fair Work Australia
GPO Box 1994
Melbourne VIC 3001

Dear Mr Lee,

Statement: Prescribed Information: Section 189(1) of the RAO Schedule of the Fair Work (Registered Organisations) Act 2009

In accordance with Section 189(1) of the RAO Schedule of the Fair Work (Registered Organisations) Act 2009 and Regulation 138, I wish to lodge the following prescribed information in relation to elections which are required to be held for the undermentioned offices in this Union.

I am the Deputy Federal Secretary of the AEU and am authorised to lodge this prescribed information.

Names of Offices:

<i>Federal President</i>	<i>1 Feb 2010 - 31 Jan 2012</i>
<i>Deputy Federal President</i>	<i>1 Feb 2010 - 31 Jan 2012</i>
<i>Federal Secretary</i>	<i>1 Feb 2010 – 31 Jan 2014</i>
<i>Deputy Federal Secretary</i>	<i>1 Feb 2010 – 31 Jan 2014</i>
<i>Six (6) members of the International Trust Fund Committee</i>	<i>1 Feb 2010 - 31 Jan 2012</i>
<i>Federal TAFE President</i>	<i>1 Feb 2010 - 31 Jan 2012</i>

Reason for the Election:

The terms of office of the above positions expire on 31 January 2010.

Date and Times:

Rules 37, 38 and 39 specify the dates and times for the holding of the election of the Federal Officers and, by virtue of Rule 67 (5) (a) and (b), the International Trust Fund Committee.

Rules 56 and 57 specify the times and procedures in relation to the election of the Federal TAFE President. The National TAFE Council has made no Rules which differ from the provisions of Rules 37 and 38.

The provisions of Rule 38 require that nominations open no later than 15 November 2009 and close by 5.00p.m. on 30 November 2009.

Rule 39 sets out the procedures to be followed in relation to the election.

Rule 39(25)(b) states:

(b) When the Annual Federal Conference is being held in the month of January, the Federal Executive may request the Returning Officer to make arrangements for the conduct of the ballot at the meeting of the Annual Federal Conference.

The Annual Federal Conference is being held on 18th - 20th January 2010 and the Annual General Meeting of the National TAFE Council on 15th – 17th January 2010. Federal Executive met on the 12th and 13th August 2009 and carried the following motion:

That pursuant to Rule 39(25)(b), the Federal Executive requests that any ballot required for the election of the following officers:

<i>Federal President</i>	<i>1 Feb 2010 - 31 Jan 2012</i>
<i>Deputy Federal President</i>	<i>1 Feb 2010 - 31 Jan 2012</i>
<i>Federal Secretary</i>	<i>1 Feb 2010 – 31 Jan 2014</i>
<i>Deputy Federal Secretary</i>	<i>1 Feb 2010 – 31 Jan 2014</i>
<i>Six (6) members of the International Trust Fund Committee</i>	<i>1 Feb 2010 - 31 Jan 2012</i>

be held at the Federal Conference in January 2010; and,

<i>Federal TAFE President</i>	<i>1 Feb 2010 - 31 Jan 2012</i>
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be held at the National TAFE Council in January 2010.

Electorate:

The electorate for the election of the Federal President, Deputy Federal President, Federal Secretary, Deputy Federal Secretary and the six members of the International Trust Fund Committee is the Federal Conference Delegates elected for the term 2010-2011 in elections currently being held and includes the incumbent Officers occupying the positions of Federal President, Deputy Federal President, Federal Secretary and Deputy Federal Secretary.

The electorate for the position of Federal TAFE President is the National TAFE Council elected for the term 2010-2011 in elections currently being held and includes the incumbent officers occupying the positions of Federal TAFE President and Federal TAFE Secretary.

Voting System:

The voting system shall be a collegiate electorate system in all cases.

Yours sincerely,



Darcel Russell
Deputy Federal Secretary