

**Australian Education Union
Northern Territory Branch**

Declaration of Results for Contested Office

E2014/149

Below are the results of the election for the following office, conducted in accordance with the provisions of the *Fair Work (Registered Organisations) Act 2009* and the rules of the organisation.

Total number of names on the roll of voters	1791
Ballot papers issued	1778
Replacement ballot papers issued	13
Total Ballot Papers Issued	1791
Ballot papers / envelopes returned for scrutiny	472
Less ballot papers / envelopes rejected at preliminary scrutiny	3
Total Ballot Papers Admitted to Scrutiny	469
Percentage of ballot papers returned to number issued	26%
Ballot papers returned as unclaimed mail	52
Ballot papers not returned	1267

Branch Secretary (1)

<u>Candidates</u>	<u>First Preference Votes</u>	<u>Votes</u>
JONSBURG, Anita Jacqueline	221	238
LAMPE, Adam	171	192
HARDCASTLE, Peter	71	0
Exhausted Votes		33
Total votes	463	430
Formal ballot papers	463	463
Informal ballot papers	6	6

I declare Anita Jacqueline Jonsberg elected.



Chris Roper
Returning Officer
Australian Electoral Commission

16 October 2014



Fair Work (Registered Organisations) Act 2009

POST ELECTION REPORT

**Australian Education Union
Northern Territory Branch**

ELECTION COVERED IN THIS REPORT

Election Decision No: E2014/149

RULES

Rules used for the election: 284v: Incorporates alterations of 6 January 2014 –
(Federal Branch Rules – Northern Territory Branch -
R2013.266)

Rules difficult to apply/interpret: None

Model Rule reference (if any): N/A

ROLL OF VOTERS

Total number of names on the roll of voters: 1791

Number of apparent workplace addresses: 1040 (58%)

Number of non-current addresses: 13

Other matters pertaining to the roll of voters: None

ALLEGATIONS OF IRREGULARITIES RECEIVED

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

Other irregularities identified and action taken: None

ATTACHMENT

Declaration of Results



Chris Roper
Assistant Manager
Elections Services

17 October 2014

**Australian Education Union
Northern Territory Branch**

Declaration of Results for Contested Office

E2014/155

Below are the results of the election for the following office, conducted in accordance with the provisions of the *Fair Work (Registered Organisations) Act 2009* and the rules of the organisation.

Total number of names on the roll of voters	269
Ballot papers issued	266
Replacement ballot papers issued	2
Total Ballot Papers Issued	268
Ballot papers / envelopes returned for scrutiny	66
Less ballot papers / envelopes rejected at preliminary scrutiny	4
Total Ballot Papers Admitted to Scrutiny	62
Percentage of ballot papers returned to number issued	24%
Ballot papers returned as unclaimed mail	15
Ballot papers not returned	187

Branch Executive Councillor for the Arnhem Region (1)

<u>Candidates</u>	<u>First Preference Votes</u>	<u>Votes</u>
SLADE, Cheryl	21	23
UIBO, Selena	25	29
BROWN, Cassandra Selene	16	0
Exhausted Votes		10
Total votes	62	52
Formal ballot papers	62	62
Informal ballot papers	0	0

I declare Selena Uibo elected.



Chris Roper
Returning Officer
Australian Electoral Commission

16 October 2014



Fair Work (Registered Organisations) Act 2009

POST ELECTION REPORT

**Australian Education Union
Northern Territory Branch**

ELECTION COVERED IN THIS REPORT

Election Decision No: E2014/155

RULES

Rules used for the election: 284v: Incorporates alterations of 6 January 2014 –
(Federal Branch Rules – Northern Territory Branch -
R2013.266)

Rules difficult to apply/interpret: None

Model Rule reference (if any): N/A

ROLL OF VOTERS

Total number of names on the roll of voters: 269

Number of apparent workplace addresses: 150 (56%)

Number of non-current addresses: 3

Other matters pertaining to the roll of voters: None

ALLEGATIONS OF IRREGULARITIES RECEIVED

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

Other irregularities identified and action taken: None

ATTACHMENT

Declaration of Results



Chris Roper
Assistant Manager
Elections Services

17 October 2014

Australian Education Union Northern Territory Branch

Declaration of Results for Uncontested Office

E2014/157

Below are the results of the election for the following office, conducted in accordance with the provisions of the *Fair Work (Registered Organisations) Act 2009* and the rules of the organisation.

Federal Conference Delegate representing the General Division (1)

Candidate

HARDCASTLE, Peter

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



Chris Roper
Returning Officer

26 August 2014

Australian Education Union Northern Territory Branch

Declaration of Results for Uncontested Office

E2014/157 – Vacancy Election

Below are the results of the election for the following office, conducted in accordance with the provisions of the *Fair Work (Registered Organisations) Act 2009* and the rules of the organisation.

Federal Executive Member representing the General Division of the Northern Territory Branch (1)

Candidate

RYAN, Jarvis

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



Chris Roper
Returning Officer

1 August 2014



Fair Work (Registered Organisations) Act 2009

POST ELECTION REPORT

**Australian Education Union
Northern Territory Branch**

ELECTION COVERED IN THIS REPORT

Election Decision No: E2014/157

RULES

Rules used for the election: 284v: Incorporates alterations of 6 January 2014 –
(Federal Branch Rules – Northern Territory Branch -
R2013/266)

Rules difficult to apply/interpret: None

Model Rule reference (if any): N/A

ROLL OF VOTERS

As there were no contested offices, no Roll of Voters was required.

ALLEGATIONS OF IRREGULARITIES RECEIVED

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

Other irregularities identified and action taken: None

ATTACHMENTS

Declaration of Results – Federal Executive Member representing the General Division
Declaration of Results – Federal Conference Delegate representing the General Division

Chris Roper
Assistant Manager
Elections Services

26 September 2014



DECISION

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

Australian Education Union
(E2014/149, E2014/155, E2014/157)

MR ENRIGHT

MELBOURNE, 9 JULY 2014

Arrangement for conduct of election.

[1] On 28 May and 8 July 2014 the Northern Territory Branch of the Australian Education Union (the Branch) lodged with the Fair Work Commission (the Commission) the prescribed information in relation to an election to fill a casual vacancy for the remainder of the term of office in the following office:

Branch Secretary

[2] On 5 June and 8 July 2014 the Branch lodged with the Commission the prescribed information in relation to an election to fill a casual vacancy for the remainder of the term of office in the following office:

Branch Executive Councillor from the Arnhem Region

[3] On 4 June and 7 July 2014 the Australian Education Union lodged with the Commission the prescribed information in relation to an election to fill casual vacancies for the remainder of the term of office in the following offices:

Northern Territory Branch:
Federal Conference Delegate representing the General Division
Federal Executive Member representing the General Division

[4] I am satisfied that elections for the abovenamed offices are 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 elections by the Australian Electoral Commission.



DELEGATE OF THE GENERAL MANAGER

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<Price code A, PR552658>

From: [Susan Hopgood](#)
To: [MERCOVICH, Elizabeth](#)
Cc: [Sam Graziano](#)
Subject: RE: E2014/157 - Elections required in the NT Branch of the AEU
Date: Monday, 7 July 2014 2:55:14 PM
Attachments: [image001.jpg](#)
[image002.jpg](#)
[image003.jpg](#)
[image004.gif](#)
[NT Branch Conference & executive vacancies amended.pdf](#)

Dear Elizabeth

Further to our phone discussion and your email below I attach a replacement PI for the election required in the NT Branch E2014/157.

In relation to your question:

2. *Federal Executive Member:*
 - a) *At Electorate, the PI states "NT Branch Executive who are assigned to the General Division (Rule 35(1)(e))". It appears that 35(1)(e) refers to scheduled elections. Rule 35(6)(b) which relates to casual vacancies states "election by and from the members of the Branch Council". Further the NT Branch Rules do not refer to a Branch Council. Would you please explain your interpretation of this electorate?*

I offer the following explanation.

It is our view that while the Federal Rule 35(6)(b) (Federal Executive Casual vacancy Rule) states that the election shall be held by and from the relevant Branch Council, the intention is that the 'college' shall be the same as for the normal scheduled election, ie the replacement Federal Executive member shall be elected in the same manner as the original election. The fact that this is not reflected in the casual vacancy rule is clearly an oversight when the rules were developed which has not been brought to our attention until now.

This means that for the NT Branch, it is not the Branch Council but the Branch Executive. In the case of NT Branch, a Branch Council does not exist for the casual election to be held 'by and from the Branch Council', therefore the commonsense view is that it should be as stated in rule 35(1)(e).

Further, the Branch Conference in the rules has no role in elections in the Branch for any positions so it makes no sense for them to be considered the 'college' for this by-election.

A rules amendment will be proposed to our next annual Federal Conference (February 2015) to clarify this matter but in the meantime I request that you accept this explanation and allow the election to proceed by and from the NT Branch Executive General Division members to ensure our NT Branch members are not disenfranchised.

Yours sincerely

Susan Hopgood
AEU Federal Secretary
Ground Floor 120 Clarendon Street
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Please consider the environment before printing this email

From: MERCOVICH, Elizabeth [<mailto:Elizabeth.MERCOVICH@fwc.gov.au>]
Sent: Monday, 7 July 2014 1:13 PM
To: Sam Graziano
Subject: FW: E2014/157 - Elections required in the NT Branch of the AEU

Good afternoon.

I have been examining the attached prescribed information (PI) and have noted omissions as well as items requiring clarification.

1. Federal Conference Delegate:

The PI does not state the Opening and Closing of Nominations. It should include a statement such as:

“The date and time of the beginning and end of the period in which nominations of candidates will be called for or may be made will be determined by the returning officer.”

2. Federal Executive Member:

a) At Electorate, the PI states “NT Branch Executive who are assigned to the General Division (Rule 35(1)(e))”. It appears that 35(1)(e) refers to scheduled elections. Rule 35(6)(b) which relates to casual vacancies states “election by and from the members of the Branch Council”. Further the NT Branch Rules do not refer to a Branch Council. Would you please explain your interpretation of this electorate?

b) Dates and Times refers to “the relevant Federal Branch Rules”. Since the Northern Territory Branch Rules do not refer to Branch Council, it is unclear what rules are being referenced.

c) Finally, this PI does not list the Voting System which would be Collegiate.

Please contact me if you need further information.

Liz Mercovich
Regulatory Compliance Branch

Fair Work Commission

Tel: 03 8661 7972

Fax: 03 9655 0410

elizabeth.mercovich@fwc.gov.au

11 Exhibition Street, Melbourne, Victoria 3000

GPO Box 1994, Melbourne, Victoria 3001



Australian Education Union

Federal Office

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Federal President : Angelo Gavrielatos

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Web : www.aeufederal.org.au

7 July 2014

Ref: 031.001.001

Ms Bernadette O'Neill
General Manager
Fair Work Commission
GPO Box 1994
Melbourne VIC 3001
Email: orgs@fwc.gov.au

Dear Ms O'Neill,

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

In accordance with Section 189 (1) of the Fair Work (Registered Organisations) Act 2009 and Regulation 138, I wish to lodge the following amended prescribed information for elections required in the NT Branch of the Australian Education Union for the under mentioned offices.

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

1. Names of Office:

One Federal Conference Delegate representing the NT Branch General Division.

Term of Office:

The person elected shall hold office until 31 December 2015.

Electorate:

The electorate is the financial members assigned to the General Division of the NT Branch.

Reason for the Election:

This election is required following the resignation of Matthew Cranitch from the position. The resignation is attached.

Opening and Closing of Nominations:

The date and time of the beginning and end of the period in which nominations of candidates will be called for or may be made will be determined by the returning officer.

Closure of the Roll of Voters:

Federal Rule 30 (4) states that the roll of voters is to be closed seven days before the day on which nominations open.

Voting System:

The voting system to be employed in the conduct of the election for the office is a direct voting system.

2. Name of Office:

One Federal Executive Member representing the General Division of the NT Branch.

Term of Office:

The person elected shall hold office until 29 February 2016.

Reason for the Election:

This election is required due to the resignation of Matthew Cranitch from the position. The resignation is attached.

Electorate:

The electorate is members of the NT Branch Executive who are assigned to the General Division (Rule 35(1)(e)).

Date and Times:

Federal Rule 35 (6) (b) specifies that the processes for the conduct of the election should as far as is practicable be the same mode of election as prescribed in the relevant Federal Branch Rules.

Opening and Closing of Nominations:

The date and time of the beginning and end of the period in which nominations of candidates will be called for or may be made will be determined by the returning officer.

Voting System:

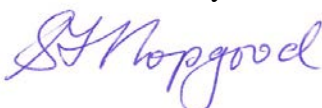
The voting system to be employed in the conduct of the election for the office is a collegiate voting system.

AEU NT Branch Contact

The Branch contact for lists of members and other necessary information in relation to this election is:

Stephen Pelizzo
Acting Branch President
AEU NT Branch
PO Box 41863
Casuarina NT 0811
Email: vicepresident@aeunt.org.au

Yours sincerely,



Susan Hopgood
Federal Secretary



**Unit 3/8 Totem Road
Coconut Grove NT 0810
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Acting President : Stephen Pelizzo

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7 July 2014

Ms Bernadette O'Neill
General Manager
Fair Work Commission
GPO Box 1994
Melbourne VIC 3001
Email: orgs@fwc.gov.au

Dear Ms O'Neill,

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

In accordance with Section 189 (1) of the Fair Work (Registered Organisations) Act 2009 and Regulation 138, I wish to lodge the following prescribed information for an election required in the Northern Territory Branch of the Australian Education Union for the under mentioned casual vacancy.

I am the Acting President of the AEUNT and am authorised to lodge this prescribed information.

1. Names of Office:

Northern Territory Branch

- (a) One (1) Executive Councillor – Arnhem Region
From as soon as possible for the remainder of the current term, that being to 18 January 2016.

Electorate: The electorate is the financial members assigned to the Arnhem Region of the Northern Territory Branch.

Reason for the Election

These elections are required as a result of the resignation one of the current Executive Councillor – Arnhem Region, Mr Dean Parkin as at close of business 21 June 2014. See the attached signed letter of resignation.

Closure of the Roll of Voters

Northern Territory Branch Rule 105 (a) states that the roll of voters is to be closed seven days before the day on which nominations open.

Opening and closing of nominations

The date and time of the beginning and end of the period in which nominations of candidates will be called for or may be made will be determined by the returning officer.

Voting System

The voting system to be employed in the conduct of the elections for the offices is a direct voting system.

Northern Territory Branch

Stephen Pelizzo

PO Box 41863

Casuarina NT 0811

Email : admin@aeunt.org.au

Yours sincerely,



Stephen Pelizzo
Acting President

Australian Education Union, Northern Territory Branch



**Unit 3/8 Totem Road
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7 July 2014

Ms Bernadette O'Neill
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Email: orgs@fwc.gov.au

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I am the Acting President of the AEUNT and am authorised to lodge this prescribed information.

1. Names of Office:

Northern Territory Branch

(a) One (1) Branch Secretary

From as soon as possible for the remainder of the current term, that being to 17 January 2017.

Electorate: The electorate is the financial members assigned to the Northern Territory Branch.

Reason for the Election

These elections are required as a result of the resignation of the current Branch Secretary, Mr Peter Clisby as at close of business 21 May 2014. See the attached signed Deed of Settlement.

Closure of the Roll of Voters

Northern Territory Branch Rule 105 (a) states that the roll of voters is to be closed seven days before the day on which nominations open.

Opening and closing of nominations

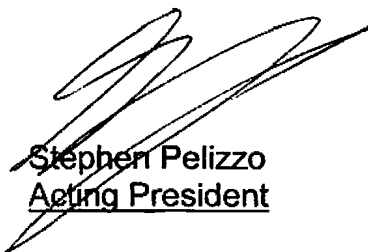
The date and time of the beginning and end of the period in which nominations of candidates will be called for or may be made will be determined by the returning officer.

Voting System

The voting system to be employed in the conduct of the elections for the offices is a direct voting system.

Northern Territory Branch
Stephen Pelizzo
PO Box 41863
Casuarina NT 0811
Email : admin@aeunt.org.au

Yours sincerely,



Stephen Pelizzo
Acting President





Australian Education Union

Federal Office

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4 June 2014

Ref: 031.001.001

Ms Bernadette O'Neill
General Manager
Fair Work Commission
GPO Box 1994
Melbourne VIC 3001
Email: orgs@fwc.gov.au

Dear Ms O'Neill,

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

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Term of Office:

The person elected shall hold office until 31 December 2015.

Electorate:

The electorate is the financial members assigned to the General Division of the NT Branch

Reason for the Election:

This election is required following the resignation of Matthew Cranitch from the position. The resignation is attached.

Closure of the Roll of Voters:

Federal Rule 30 (4) states that the roll of voters is to be closed seven days before the day on which nominations open.

Voting System:

The voting system to be employed in the conduct of the elections for the offices is a direct voting system.

2. **Name of Office:**

One Federal Executive Member representing the General Division of the NT Branch.

Term of Office:

The person elected shall hold office until 29 February 2016.

Reason for the Election:

This election is required due to the resignation of Matthew Cranitch from the position.
The resignation is attached.

Electorate:

The electorate is members of the NT Branch Executive who are assigned to the General Division (Rule 35(1)(e)).

Date and Times:

Federal Rule 35 (6) (b) specifies that the processes for the conduct of the election should as far as is practicable be the same mode of election as prescribed in the relevant Federal Branch Rules.

AEU NT Branch Contact

The Branch contact for lists of members and other necessary information in relation to this election is:

Stephen Pelizzo
Acting Branch President
AEU NT Branch
PO Box 41863
Casuarina NT 0811
Email : vicepresident@aeunt.org.au

Yours sincerely,



Susan Hopgood
Federal Secretary

Australian Education Union, Northern Territory Branch



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2 June 2014

Ms Bernadette O'Neill
General Manager
Fair Work Commission
GPO Box 1994
Melbourne VIC 3001
Email: orgs@fwc.gov.au

Dear Ms O'Neill,

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Closure of the Roll of Voters

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Opening and closing of nominations

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Voting System

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Northern Territory Branch
Stephen Pelizzo
PO Box 41863
Casuarina NT 0811
Email : admin@aeunt.org.au

Yours sincerely,



Stephen Pelizzo
Acting President



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23 May 2014

Ms Bernadette O'Neill
General Manager
Fair Work Commission
GPO Box 1994
Melbourne VIC 3001
Email: orgs@fwc.gov.au

Dear Ms O'Neill,

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

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I am the Acting President of the AEUNT and am authorised to lodge this prescribed information.

1. Names of Office:

Northern Territory Branch

(a) One (1) Branch Secretary

From as soon as possible for the remainder of the current term, that being to 17 January 2017.

Electorate: The electorate is the financial members assigned to the Northern Territory Branch.

Reason for the Election

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Opening and closing of nominations

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Voting System

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Northern Territory Branch

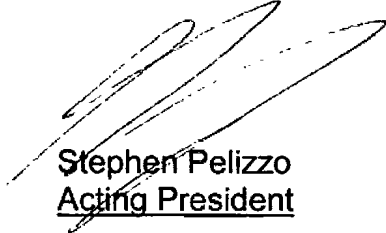
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Yours sincerely,



Stephen Pelizzo
Acting President