

5 May 2022

Post-election report

Australian Education Union

Victorian Branch

Scheduled Election

E2021/94

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Election(s) Covered in this Report

Organisation: Australian Education Union
Victorian Branch

Election: Scheduled and Recall

Election Decision No/s: E2021/94

Rules

Rules used for the election: 284V: Incorporates alterations of 6 July 2021 [R2021/61]
(replaces rulebook dated 24 June 2021 [R2021/45])

Rules difficult to apply/interpret: No

Model Rule reference (if any): N/A

For more details see the Model Rules on the AEC website: www.aec.gov.au/ieb/

Roll of Voters

Based on an analysis of the register of members the Returning Officer has formed the opinion that the:

- There were no concerns in the construction of the Roll of Voters
- There are no concerns in the date provided by the organisation

Other Matters

Returning Officer actions required (Section 193): Yes

Details:

- Rules regarding the timetable of the election were set aside as the AEC held concerns that the coronavirus pandemic may impact on the ability for stakeholders to fully participate in the election. A timetable for the conduct of the ballot which varied from the rules was set when the AEC was satisfied that stakeholders would be able to fully participate.

- As there is no rule pertaining to the withdrawal of nominations, the Returning Officer has applied s193 (1) (b) of the Fair Work (Registered Organisations) Act 2009 to fix a closing time for

the withdrawal of nominations as the same time as the close of nominations.

Signed

Catherine Bernoth
Returning Officer
Australian Electoral Commission
E: IEBevents@aec.gov.au
P: 02 9375 6375
5 May 2022

Attachments

- A. Declaration of results for Uncontested Offices - Scheduled
- B. Declaration of Results for Contested Offices – Scheduled
- C. Declaration of Results for Uncontested Offices – Recall

Australian Education Union
Victoria Branch
DECLARATION OF RESULTS - E2021/94
Contested Offices

Scheduled 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:

Primary Sector North West 2

VOTING MATERIAL ISSUED	
Total number of people on the roll of voters (a)	2,075
Number of voters issued with voting material	2,075
Total number of voters issued with replacement voting material	0
Total number of voting material packs issued	2,075
VOTING MATERIAL RETURNED	
Total number of envelopes returned for scrutiny by closing date of ballot (b)	425
Number of declaration envelopes rejected at preliminary scrutiny (minus)	3
Number of ballot papers returned outside declaration envelopes (minus)	0
COUNT	
Total ballot papers admitted to the count	422
LATE OR UNRETURNED VOTING MATERIAL	
Voting material returned as unclaimed mail by closing date of ballot	0
Voting material packs not returned by voters by closing date of the ballot	1650
Percentage of voting material packs returned by voters to number of people on the roll of voters (b/a)	20.48 %

Ordinary Member of Sector Council (5)

<u>Candidates</u>	<u>First Preference Votes</u>	<u>Final Votes</u>
HARVEY, Jonathan	13	Excluded
HOLLAND, Tess	119	70
WOOD, Caitlin	92	70
HARRISON, Danielle	48	70
MASIERO, Antoinette	83	70
PARKES, Brendan	27	55
FAIRCLOUGH, Anna	33	67

Total ballot papers admitted for this office	422
Formal Ballot papers	415
Informal Ballot papers	7

I declare the following elected:

	Order Elected
• HOLLAND, Tess	1
• WOOD, Caitlin	2

- MASIERO, Antoinette 3
- HARRISON, Danielle 4
- FAIRCLOUGH, Anna 5

Secondary Sector S. North West 2

VOTING MATERIAL ISSUED	
Total number of people on the roll of voters (a)	1,346
Number of voters issued with voting material	1,346
Total number of voters issued with replacement voting material	0
Total number of voting material packs issued	1,346
VOTING MATERIAL RETURNED	
Total number of envelopes returned for scrutiny by closing date of ballot (b)	286
Number of declaration envelopes rejected at preliminary scrutiny (minus)	3
Number of ballot papers returned outside declaration envelopes (minus)	0
COUNT	
Total ballot papers admitted to the count	283
LATE OR UNRETURNED VOTING MATERIAL	
Voting material returned as unclaimed mail by closing date of ballot	0
Voting material packs not returned by voters by closing date of the ballot	1,058
Percentage of voting material packs returned by voters to number of people on the roll of voters (b/a)	21 %

Ordinary Members of Sector Councils (3)

<u>Candidates</u>	<u>First Preference Votes</u>	<u>Final Votes</u>
O'FLAHERTY, Maureen	37	50
GILLIES, Pepe	79	79
LOVELOCK, Chris	54	82
TRAN, Calvin	113	71

Total ballot papers admitted for this office	283
Formal Ballot papers	283
Informal Ballot papers	0

I declare the following elected:	Order Elected
• TRAN, Calvin	1
• GILLIES, Pepe	2
• LOVELOCK, Chris	3

Catherine Bernoth
 Returning Officer
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 03/11/2021



Australian Education Union
Victorian Branch
DECLARATION OF RESULTS - E2021/94
Uncontested Offices

Recall 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:

Primary Sector Council - Ordinary Members of Sector Council

North West 3 (3)

Candidates

GIL Laura

KINDER Diane

South East 2 (1)

Candidates

No Nominations Received

South East 3 (2)

Candidates

No Nominations Accepted

South East 4 (2)

Candidates

No Nominations Received

Barwon South West 1 (1)

Candidates

No Nominations Received

Barwon South West 2 (1)

Candidates

No Nominations Received

Central Highlands Wimmera 1 (1)

Candidates

No Nominations Received

Central Highlands Wimmera 2 (1)

Candidates

No Nominations Received

Gippsland 3 (1)

Candidates

No Nominations Accepted

Goulburn North East 2 (1)

Candidates

No Nominations Received

Goulburn North East 3 (1)

Candidates

No Nominations Received

Loddon Campaspe Mallee 1 (2)

Candidates

REIDY Barbara

Primary Allied Sub-Sector (2)

Candidates

No Nominations Received

Early Childhood Sector Council - Ordinary Members of Sector Council

North West 2 (2)

Candidates

No Nominations Accepted

North West 3 (1)

Candidates

EGLEZOS Maria

South East 1 (2)

Candidates

No Nominations Received

South East 2 (2)

Candidates

No Nominations Received

South East 3 (3)

Candidates

GRIFFITHS Pauline

South East 4 (3)

Candidates

No Nominations Received

Barwon South West 1 (1)

Candidates

No Nominations Received

Barwon South West 2 (1)

Candidates

No Nominations Received

Central Highlands Wimmera 1 (1)

Candidates

No Nominations Received

Central Highlands Wimmera 2 (1)

Candidates

No Nominations Received

Gippsland 1 (1)

Candidates

No Nominations Received

Gippsland 2 (1)

Candidates

No Nominations Received

Gippsland 3 (1)

Candidates

No Nominations Received

Goulburn North East 1 (1)

Candidates

BUNDY Sean

Goulburn North East 2 (1)

Candidates

No Nominations Accepted

Goulburn North East 3 (1)

Candidates

No Nominations Received

Loddon Campaspe Mallee 1 (1)

Candidates

No Nominations Received

Loddon Campaspe Mallee 2 (1)

Candidates

No Nominations Received

Loddon Campaspe Mallee 3 (1)

Candidates

No Nominations Received

Secondary Sector Council - Ordinary Members of Sector Councils

South East 2 (1)

Candidates

No Nominations Accepted

Gippsland 3 (1)Candidates

KELL Matt

Goulburn North East 1 (1)Candidates

No Nominations Received

Secondary Allied Sub-Sector (1)Candidates

DIEZ Leanne

TAFE and Adult Provision Sector - Ordinary Members of Sector Council**Federation TAFE - Federation University Australia (1)**Candidates

MCARDLE Jacinta

Bendigo Kangan Institute (3)Candidates

BOWDEN Steve

Box Hill Institute (3)Candidates

No Nominations Received

Chisholm Institute of TAFE (1)Candidates

No Nominations Received

Holmesglen Institute of TAFE (2)Candidates

HOOPER Jan

Melbourne Polytechnic (4)Candidates

ROBSON Gillian

SALVAGE Michael

RMIT (2)Candidates

COLLINS Mary

MCCANN Michelle

South West Institute of TAFE (1)Candidates

No Nominations Received

Swinburne University of Technology (TAFE Division) (1)

Candidates

HANTKE Nadine

Victoria University (TAFE Division) (2)

Candidates

DECLEVA Vivienne

SCORGIE Rebecca

Disability Services Sub-Sector (9)

Candidates

No Nominations Received

AMES Sub-Sector (1)

Candidates

No Nominations Received

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

Catherine Bernoth
Returning Officer
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28/04/2022

Australian Education Union
Victoria Branch
DECLARATION OF RESULTS - E2021/94
Uncontested Offices

Scheduled 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:

Branch President (1)

Candidates

PEACE Meredith

Branch Deputy President (1)

Candidates

MULLALY Justin

Branch Vice President (Early Childhood) (1)

Candidates

NIGHTINGALE Cara

Branch Vice President (Primary) (1)

Candidates

STOKES Briley

Branch Vice President (Secondary) (1)

Candidates

D'ORTENZIO Marino

Branch Vice President (TAFE and Adult Provision) (1)

Candidates

GILLESPIE Elaine

Branch Deputy Vice President (Early Childhood) (1)

Candidates

RATJE Heidi

Branch Deputy Vice President (Primary) (1)

Candidates

FEWKES Rebekah

Branch Deputy Vice President (Secondary) (1)

Candidates

FISCHER Deb

Branch Deputy Vice President (TAFE and Adult Provision) (1)

Candidates

WRIGHT Shane

Branch Secretary (1)

Candidates

AULICH Erin

Branch Deputy Secretary (1)

Candidates

HOLLEY Seir

Primary Sector Council - North West 1

Ordinary Member of Sector Council (5)

Candidates

BRACECAMP Stuart

DAVIS Tom

MANSFIELD Meagan

MCKEOWN Claire

TENSON Andrew

Primary Sector - North West 3

Ordinary Member of Sector Councils (6)

Candidates

EDWARDS Krystyna

PACE Michael

PONTIKIS Mary-Anne

Primary Sector - South East 1

Ordinary Member of Sector Councils (5)

Candidates

BURTON Tanya

DERRICK Lee-Ann

FECONDO Joanne

HORTIN Jennifer

WARING-DALLWITZ Claire

Primary Sector - South East 2

Ordinary Member of Sector Councils (3)

Candidates

HALDEN Andrea

POND Lisa

Primary Sector - South East 3

Ordinary Member of Sector Councils (5)

Candidates

HUGHES Colum

MAINS Josie

SHARP Kathryn

Primary Sector - South East 4

Ordinary Members of Sector Councils (6)

Candidates

FARRELLY Rita

HADDOW Sally

RUSSELL Kylie

WHEATLEY Annaka

Primary Sector - Barwon South West 1

Ordinary Members of Sector Councils (2)

Candidates

CROFTS Henry

Primary Sector - Barwon South West 2

Ordinary Members of Sector Council (1)

Candidates

No Nominations Received

Primary Sector - Central Highlands Wimmera 1

Ordinary Members of Sector Council (1)

Candidates

No Nominations Received

Primary Sector - Central Highlands Wimmera 2

Ordinary Members of Sector Councils (1)

Candidates

No Nominations Received

Primary Sector - Gippsland 1

Ordinary Members of Sector Councils (1)

Candidates

STAFF Pamela

Primary Sector - Gippsland 2

Ordinary Members of Sector Councils (1)

Candidates

STRINGER Angela

Primary Sector - Gippsland 3

Ordinary Members of Sector Councils (1)

Candidates

No Nominations Received

Primary Sector - Goulburn North East 1

Ordinary Members of Sector Councils (1)

Candidates

REEDERS Adrian

Primary Sector - Goulburn North East 2

Ordinary Members of Sector Councils (1)

Candidates

No Nominations Received

Primary Sector - Goulburn North East 3

Ordinary Members of Sector Councils (1)

Candidates

No Nominations Received

Primary Sector - Loddon Campaspe Mallee 1

Ordinary Members of Sector Councils (2)

Candidates

No Nominations Received

Primary Sector - Loddon Campaspe Mallee 2

Ordinary Members of Sector Councils (1)

Candidates

KELLY Andrew

Primary Sector - Loddon Campaspe Mallee 3

Ordinary Members of Sector Councils (1)

Candidates

BELL John

Primary Sector - Primary Allied Sub-Sector

Ordinary Members of Sector Councils (12)

Candidates

DIEZ Leanne

GRADY Peter

HARRINGTON Trish

JONES Angela

KOSOWSKI Kristen

MCLOUGHLAN Briony

PURTON Jessica

TENSON Katrina

TREVAN Jen

TRICKER Christopher

Secondary Sector - North West 1

Ordinary Members of Sector Councils (4)

Candidates

CUSACK Josh

KOLBER Steven

MORTON Euan

SCHROEDER Erin

Secondary Sector - North West 3

Ordinary Members of Sector Councils (4)

Candidates

GAETANO Sarah

KOLBER Jem

SMITH Daniel

TRICKEY Helen

Secondary Sector - South East 1

Ordinary Members of Sector Councils (4)

Candidates

ANGUS Cheryl

MARTIN Thomas
STEANE Val
TWEEDIE Catriona

Secondary Sector - South East 2

Ordinary Members of Sector Councils (2)

Candidates
FECHNER Lucinda

Secondary Sector - South East 3

Ordinary Members of Sector Councils (3)

Candidates
COLES Simon
GLARE Dean
PORTER Bradley

Secondary Sector - South East 4

Ordinary Members of Sector Councils (4)

Candidates
BRAYBROOKE Christine
HOLT Lisa
LAST Robert
SMITH Wayne

Secondary Sector - Barwon South West 1

Ordinary Members of Sector Councils (1)

Candidates
HARRIS Justin

Secondary Sector - Barwon South West 2

Ordinary Members of Sector Councils (1)

Candidates
PERKINS Jillian

Secondary Sector - Central Highlands Wimmera 1

Ordinary Members of Sector Councils (1)

Candidates
FINNEGAN Fiona

Secondary Sector - Central Highlands Wimmera 2

Ordinary Members of Sector Councils (1)

Candidates
ROBINSON David

Secondary Sector - Gippsland 1

Ordinary Members of Sector Councils (1)

Candidates
HUMPHRIES Ann

Secondary Sector - Gippsland 2

Ordinary Members of Sector Councils (1)

Candidates

JACKSON Ross

Secondary Sector - Gippsland 3

Ordinary Members of Sector Councils (1)

Candidates

No Nominations Received

Secondary Sector - Goulburn North East 1

Ordinary Members of Sector Councils (1)

Candidates

No Nominations Received

Secondary Sector - Goulburn North East 2

Ordinary Members of Sector Councils (1)

Candidates

MUSTON Robbie

Secondary Sector - Goulburn North East 3

Ordinary Members of Sector Councils (1)

Candidates

HERMAN Meryl

Secondary Sector - Loddon Campaspe Mallee 1

Ordinary Members of Sector Councils (1)

Candidates

DODGSHUN Andrew

Secondary Sector - Loddon Campaspe Mallee 2

Ordinary Members of Sector Councils (1)

Candidates

BORGER Ruth

Secondary Sector - Loddon Campaspe Mallee 3

Ordinary Members of Sector Councils (1)

Candidates

TAYLOR Alisha

Secondary Sector - Secondary Allied Sub-Sector

Ordinary Members of Sector Councils (6)

Candidates

BENNETT Trish

BLYTON Diana

LEE Gill

MACARDY Rae

MARTIN Keith

Early Childhood Sector - North West 1

Ordinary Members of Sector Council (5)

Candidates

FITZGERALD Catriona

LOGAN Danielle

SEIF Samaneh

SIMPSON Rebecca

WILLEY Stephanie

Early Childhood Sector - North West 2

Ordinary Members of Sector Councils (4)

Candidates

CHURCHYARD Linda

LEMAY Carolina

Early Childhood Sector - North West 3

Ordinary Members of Sector Councils (6)

Candidates

FENNELL Keeley

FERRARINI Peta

GOLDUN Joan

HANNAN Siobhan

SPIKER Ana Paula

Early Childhood Sector - South East 1

Ordinary Members of Sector Councils (6)

Candidates

FORBES Miranda

GARNER Jo

YE Jirong (Claudia)

YEO Priscilla

Early Childhood Sector - South East 2

Ordinary Members of Sector Councils (4)

Candidates

BARTON Kellye Blyth

BRYAN Kay

Early Childhood Sector - South East 3

Ordinary Members of Sector Councils (4)

Candidates

EDIRISINGHE Neelika

Early Childhood Sector - South East 4

Ordinary Members of Sector Councils (6)

Candidates

JENKINS Nichole

SIMONS Andrea

SULLIVAN Julie

Early Childhood Sector - Barwon South West 1

Ordinary Member of Sector Council (2)

Candidates

O'DWYER Dianne

Early Childhood Sector - Barwon South West 2

Ordinary Members of Sector Councils (1)

Candidates

No Nominations Received

Early Childhood Sector - Central Highlands Wimmera 1

Ordinary Members of Sector Councils (1)

Candidates

No Nominations Received

Early Childhood Sector - Central Highlands Wimmera 2

Ordinary Members of Sector Councils (1)

Candidates

No Nominations Received

Early Childhood Sector - Gippsland 1

Ordinary Members of Sector Councils (1)

Candidates

No Nominations Received

Early Childhood Sector - Gippsland 2

Ordinary Members of Sector Councils (1)

Candidates

No Nominations Received

Early Childhood Sector - Gippsland 3

Ordinary Members of Sector Councils (1)

Candidates

No Nominations Received

Early Childhood Sector - Goulburn North East 1

Ordinary Members of Sector Councils (1)

Candidates

No Nominations Received

Early Childhood Sector - Goulburn North East 2

Ordinary Members of Sector Councils (1)

Candidates

No Nominations Received

Early Childhood Sector - Goulburn North East 3

Ordinary Members of Sector Councils (1)

Candidates

No Nominations Received

Early Childhood Sector - Loddon Campaspe Mallee 1

Ordinary Members of Sector Councils (1)

Candidates

No Nominations Received

Early Childhood Sector - Loddon Campaspe Mallee 2

Ordinary Members of Sector Councils (1)

Candidates

No Nominations Received

Early Childhood Sector - Loddon Campaspe Mallee 3

Ordinary Members of Sector Councils (1)

Candidates

No Nominations Received

TAFE and Adult Provision Sector - Federation TAFE - Federation University Australia

Ordinary Members of Sector Councils (1)

Candidates

No Nominations Received

TAFE and Adult Provision Sector - Bendigo Kangan Institute

Ordinary Members of Sector Councils (4)

Candidates

GRINTER Ian David

TAFE and Adult Provision Sector - Box Hill Institute

Ordinary Members of Sector Councils (3)

Candidates

No Nominations Received

TAFE and Adult Provision Sector - Chisholm Institute of TAFE

Ordinary Members of Sector Councils (3)

Candidates

MALONE Peter

SCHRODER Georg

TAFE and Adult Provision Sector - TAFE Gippsland

Ordinary Members of Sector Councils (1)

Candidates

MURPHY Joanne

TAFE and Adult Provision Sector - The Gordon Institute of TAFE (The Gordon)

Ordinary Members of Sector Councils (3)

Candidates

CANNY Adam

DEVENYNS Louise

WILSON Col

TAFE and Adult Provision Sector - Goulburn Ovens Institute of TAFE

Ordinary Members of Sector Councils (1)

Candidates

RIGONI Anthony

TAFE and Adult Provision Sector - Holmesglen Institute of TAFE

Ordinary Members of Sector Councils (2)

Candidates

No Nominations Received

TAFE and Adult Provision Sector - Melbourne Polytechnic

Ordinary Members of Sector Councils (5)

Candidates

JONES Craig

TAFE and Adult Provision Sector - RMIT

Ordinary Members of Sector Councils (2)

Candidates

No Nominations Received

TAFE and Adult Provision Sector - South West Institute of TAFE

Ordinary Members of Sector Councils (1)

Candidates

No Nominations Received

TAFE and Adult Provision Sector - Sunraysia Institute of TAFE

Ordinary Members of Sector Councils (1)

Candidates

BARKER Greg

TAFE and Adult Provision Sector - Swinburne University of Technology (TAFE Division)

Ordinary Members of Sector Councils (1)

Candidates

No Nominations Received

TAFE and Adult Provision Sector - Victoria University (TAFE Division)

Ordinary Members of Sector Councils (2)

Candidates

No Nominations Received

TAFE and Adult Provision Sector - William Angliss Institute of TAFE

Ordinary Members of Sector Councils (1)

Candidates

ZELMAN Mark

TAFE and Adult Provision Sector - Wodonga Institute of TAFE (Wodonga TAFE)

Ordinary Members of Sector Councils (1)

Candidates

OLIVER Erin

TAFE and Adult Provision Sector - Disability Services Sub-Sector

Ordinary Members of Sector Councils (9)

Candidates

No Nominations Received

TAFE and Adult Provision Sector - AMES Sub-Sector

Ordinary Members of Sector Councils (1)

Candidates

No Nominations Received

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

Catherine Bernoth
Returning Officer
Telephone: 02 9375 6375
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19/10/2021





DECISION

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

Australian Education Union
(E2021/94)

MR STEENSON

SYDNEY, 21 June 2021

Arrangement for conduct of election.

[1] On 6 May and 17 June 2021 the Australian Education Union - Victorian Branch (the Branch) lodged with the Registered Organisations Commission prescribed information for an election to fill the following offices:

Branch President	(1)
Branch Deputy President	(1)
Branch Vice President (Early Childhood)	(1)
Branch Vice President (Primary)	(1)
Branch Vice President (Secondary)	(1)
Branch Vice President (TAFE and Adult Provision)	(1)
Branch Deputy Vice President (Early Childhood)	(1)
Branch Deputy Vice President (Primary)	(1)
Branch Deputy Vice President (Secondary)	(1)
Branch Deputy Vice President (TAFE and Adult Provision)	(1)
Branch Secretary	(1)
Branch Deputy Secretary	(1)

Ordinary Members of Sector Councils

(numbers from the following Sectors and Sub-Sectors are to be determined in accordance with Branch rule 17)

Primary Sector Council

North West 1
North West 2
North West 3
South East 1
South East 2
South East 3
South East 4

Barwon South West 1
Barwon South West 2
Central Highlands Wimmera 1
Central Highlands Wimmera 2
Gippsland 1
Gippsland 2
Gippsland 3
Goulburn North East 1
Goulburn North East 2
Goulburn North East 3
Loddon Campaspe Mallee 1
Loddon Campaspe Mallee 2
Loddon Campaspe Mallee 3

Primary Allied Sub-sector

Secondary Sector Council

North West 1
North West 2
North West 3
South East 1
South East 2
South East 3
South East 4
Barwon South West 1
Barwon South West 2
Central Highlands Wimmera 1
Central Highlands Wimmera 2
Gippsland 1
Gippsland 2
Gippsland 3
Goulburn North East 1
Goulburn North East 2
Goulburn North East 3
Loddon Campaspe Mallee 1
Loddon Campaspe Mallee 2
Loddon Campaspe Mallee 3

Secondary Allied Sub-Sector

Early Childhood Sector Council

North West 1
North West 2
North West 3

South East 1
South East 2
South East 3
South East 4
Barwon South West 1
Barwon South West 2
Central Highlands Wimmera 1
Central Highlands Wimmera 2
Gippsland 1
Gippsland 2
Gippsland 3
Goulburn North East 1
Goulburn North East 2
Goulburn North East 3
Loddon Campaspe Mallee 1
Loddon Campaspe Mallee 2
Loddon Campaspe Mallee 3

TAFE and Adult Provision Sector

TAFE Sub-Sector

Federation TAFE – Federation University Australia
Bendigo Kangan Institute
Box Hill Institute
Chisholm Institute of TAFE
TAFE Gippsland
The Gordon Institute of TAFE (The Gordon)
Goulburn Ovens Institute of TAFE
Holmesglen Institute of TAFE
Melbourne Polytechnic
RMIT
South West Institute of TAFE
Sunraysia Institute of TAFE
Swinburne University of Technology (TAFE Division)
Victoria University (TAFE Division)
William Angliss Institute of TAFE
Wodonga Institute of TAFE (Wodonga TAFE)

Disability Services Sub-Sector

AMES Sub-Sector

[2] The Branch's rules provide that nominations for the election of Ordinary Members of Sectors and Sub-Sectors are to open for a period of not less than 28 days, with nominations to

be delivered to the Returning Officer no later than 12.00 noon on the first Friday in September.¹ Nominations are therefore required to open no later than a date early in the month of August.

[3] Where the elections of an organisation or branch are conducted by the Australian Electoral Commission (AEC),² section 189 of the *Fair Work (Registered Organisations) Act 2009 (the RO Act)* requires that organisations and branches lodge prescribed information to arrange for elections. Section 189(2) requires that such information be lodged by the ‘prescribed day, which is defined in Regulation 138(3) of the *Fair Work (Registered Organisations) Regulations 2009 (the Regulations)* as being:

For the purpose of subsection 189(2) of the Act, the prescribed day is the day occurring 2 months before the first day when a person may, under the rules of the organisation or branch, become a candidate in an election

[4] In the case of the Branch, its rules, particularly those requiring nominations to close in the first week of September, and consequently for nominations to open in early August, are such that the date by which prescribed information must be lodged will never, as they currently stand, be later than early June of the election year.

[5] Coming up against this requirement, however, are other provisions in the Branch’s rules, in particular rule 17, which requires that the number of Ordinary Members of each Sector Council shall be calculated according to the total number of financial members of a Sector or Sub-Sector as at the 30 June immediately before the calling of nominations³ – that is, the 30 June in the same year as the election, which then is to start in August.

[6] As will be apparent from the list of offices above, the effect of the rules is such that under the legislative timeframe by which the prescribed information must be lodged for this election (**E2021/94**), the election decision is being issued with a significant number of offices listed without the specific number of persons to be elected.

[7] While the numbers to be elected are ultimately included in the call for nominations issued by the AEC, the rules as they currently stand necessitate further work by the Commission and/or AEC in order for this to be determined.

[8] In the preceding election (**E2018/109**), the election decision was issued on the basis of amended prescribed information which was lodged by the Branch in July of the election year, after the date set for the calculation of financial members of a Sector or Sub-Sector referred to under Branch rule 17).

[9] As indicated above, it has been identified that the rules governing the Branch’s scheduled elections, as they currently stand, have the effect that the number of offices to be elected *cannot* be determined as at the prescribed day for lodgement of prescribed information – because the date on which those numbers are determined (30 June) will invariably fall *after* the prescribed day for lodgement.

[10] Therefore, as part of the Commission’s function of providing advice and assistance to registered organisations, I propose to separately engage with the organisation to discuss means by which the above issues may be addressed before the next scheduled election is due.

¹ Australian Education Union-Victorian Branch sub-rules 50(4) and 50(5)(d)

² i.e. the default position in the legislation in the absence of an exemption granted under s.186 of the RO Act

³ Victorian Branch sub-rule 17(6)

[11] Ultimately, I am satisfied that an election for the abovenamed offices is required to be held under the rules of the organisation – albeit that the number of offices to be elected in particular offices cannot yet be determined – and, under subsection 189(3) of the RO Act, I am making arrangements for the conduct of the election by the AEC.



DELEGATE OF THE COMMISSIONER

Printed by authority of the Commonwealth Government Printer

PR351953



17 June 2021

Mr Mark Bielecki
Registered Organisations Commissioner
Registered Organisations Commission
GPO Box 2983
Melbourne VIC 3001
via email regorgs@roc.gov.au

Dear Commissioner Bielecki

AMENDMENT TO PRESCRIBED INFORMATION FOR ELECTIONS in accordance with Section 189 *Fair Work (Registered Organisations) Act 2009* and Regulation 138 *Fair Work (Registered Organisations) Regulations 2009* - AEU Victorian Branch – Election of Branch Officers and Election of Ordinary Members of Sector Councils (E2021/94)

I, **Erin Aulich**, being the **Branch Secretary of the Australian Education Union Victorian Branch (AEU Vic Branch)**, make the following statement:

1. I am authorised to sign this statement containing prescribed information for the Australian Education Union Victorian Branch (AEU Vic Branch).
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:
Election of Branch Officers (AEU Vic Branch Rule 47); and
Election of Ordinary Members of Sector Councils (AEU Vic Branch Rule 50);
as set out in the table in Annexure A.
4. No rule alterations are pending that will impact these elections.
5. This statement **IS** lodged at least 2 months before nominations open for the elections as set out in the table in Annexure A. The original prescribed information was lodged with the Registered Organisations Commission on 6 May 2021, with the number of financial members as at 30 June 2021 and Sector Council electorate vacancies within each Sector electorate to be advised.
6. **Voting system and number of positions**
The voting system to be employed in the conduct of the elections is a direct voting system.
Financial membership numbers as at 30 June 2021 will determine the number within each electorate eligible to vote in the Election of Branch Officers. I will provide you with the number of financial members as at 30 June 2021 for the specific Branch Officer electorates as soon as they are available.

Financial membership numbers as at 30 June 2021 will determine the number of Sector Council vacancies available within each Sector electorate. These will apply to the Election of Ordinary Members of Sector Councils. I will provide you with the number of financial members as at 30 June 2021 along with the specific Sector Councils electorate vacancies as soon as they are available.

7. Dates and Times:

The dates and times for nominations open and close to be determined by the Returning Officer from the Australian Electoral Commission with regards to the following:

AEU Vic Branch Rule 47(9) states - *“The election for Branch Officers shall be completed by 1 November”*;

AEU Vic Branch Rule 50(6) states – *“The election for ordinary members of Sector Council shall be completed by 1 November”*; and

AEU Vic Branch Rules contain respective timetables for the conduct of these elections as set out at *Annexure A - Important dates*.

8. Closure of the Roll of Voters:

AEU Vic Branch Rule 57(2A) states that - *“The roll of voters for any election to be conducted pursuant to these rules is to be closed seven days before the day on which nominations are opened in relation to all elections by a direct voting system for offices in the Branch.”*

9. Contact:

The contact person for lists of members and other necessary information is:

Erin Aulich
Branch Secretary
Australian Education Union Victorian Branch
PO Box 363
Abbotsford VIC 3067
Phone: (03) 9418 4814 (direct)
Email: erin.aulich@aeuvic.asn.au

Yours sincerely



Erin Aulich
Branch Secretary
AEU Victoria

ANNEXURE A

- Elections that are required for **AEU VIC Branch Election of Branch Officers**; and **AEU VIC Branch Election of Ordinary Members of Sector Councils**

AEU VIC BRANCH ELECTION OF BRANCH OFFICERS:						
In accordance with Australian Education Union Victorian Branch Rule 47 elections are required for the following Branch Officer positions (Refer AEU Vic Branch Rule 27)						
Branch	Name of Office	Term of Office	Number required	Voting System Direct voting system (DVS); Collegiate electoral system	Reason for Election Scheduled; Casual vacancy; New office created; Insufficient nominations	Electorate
VIC	Branch President	1 January 2022 to 31 December 2024	1	DVS	Scheduled - current term of office expires on 31 December 2021	The electorate is the financial members of the Victorian Branch.
	Branch Deputy President	1 January 2022 to 31 December 2024	1	DVS	Scheduled - current term of office expires on 31 December 2021	The electorate is the financial members of the Victorian Branch.
	Branch Vice President (Early Childhood)	1 January 2022 to 31 December 2024	1	DVS	Scheduled - current term of office expires on 31 December 2021	The electorate is the financial members of the Early Childhood Sector.
	Branch Vice President (Primary)	1 January 2022 to 31 December 2024	1	DVS	Scheduled - current term of office expires on 31 December 2021	The electorate is the financial members of the Primary Sector.
	Branch Vice President (Secondary)	1 January 2022 to 31 December 2024	1	DVS	Scheduled - current term of office expires on 31 December 2021	The electorate is the financial members of the Secondary Sector.
	Branch Vice President (TAFE and Adult Provision)	1 January 2022 to 31 December 2024	1	DVS	Scheduled - current term of office expires on 31 December 2021	The electorate is the financial members of the TAFE and Adult Provision Sector.
	Branch Deputy Vice President (Early Childhood)	1 January 2022 to 31 December 2024	1	DVS	Scheduled - current term of office expires on 31 December 2021	The electorate is the financial members of the Early Childhood Sector.
	Branch Deputy Vice President (Primary)	1 January 2022 to 31 December 2024	1	DVS	Scheduled - current term of office expires on 31 December 2021	The electorate is the financial members of the Primary Sector.

	Branch Deputy Vice President (Secondary)	1 January 2022 to 31 December 2024	1	DVS	Scheduled - current term of office expires on 31 December 2021	The electorate is the financial members of the Secondary Sector.
	Branch Deputy Vice President (TAFE and Adult Provision)	1 January 2022 to 31 December 2024	1	DVS	Scheduled - current term of office expires on 31 December 2021	The electorate is the financial members of the TAFE and Adult Provision Sector.
	Branch Secretary	1 January 2022 to 31 December 2024	1	DVS	Scheduled - current term of office expires on 31 December 2021	The electorate is the financial members of the Victorian Branch.
	Branch Deputy Secretary	1 January 2022 to 31 December 2024	1	DVS	Scheduled - current term of office expires on 31 December 2021	The electorate is the financial members of the Victorian Branch.

- **Important dates - AEU VIC Branch Election of Branch Officers:**

	Direct Voting System	Notes
Nominations OPEN	<i>It is recommended that nominations open on Wednesday 4 August 2021.</i>	<i>Nominations must be delivered to the Returning Officer not later than 12pm on the first Friday in September [Rules 47(6)(d); Rule 47(7)(d); & 57(3A)] The election for Branch Officers must be completed by 1 November [Rule 47(9)]</i>
Nominations CLOSE	<i>28 days after nominations open [rule 47(5)]. It is recommended that nominations close on Friday 3 September 2021.</i>	<i>Nominations must be delivered to the Returning Officer not later than 12pm on the first Friday in September [Rules 47(6)(d);47 (7)(d); & 57(3A)]</i>
Roll of Voters cut- off date	<i>7 days prior to nominations opening [rule 57(2A)]</i>	
Ballot (if required) OPEN	<i>It is recommended that the ballot open on 1 October 2021, if required</i>	<i>It is recommended that the ballot not be held during the school term break as AEU members are on leave.</i>
Ballot CLOSE	<i>It is recommended that the ballot close on 29 October 2021</i>	<i>The election for Branch Officers must be completed by 1 November [Rule 47(9)]</i>

AEU VIC BRANCH ELECTION OF ORDINARY MEMBERS OF SECTOR COUNCILS:

In accordance with Australian Education Union Victorian Branch Rule 50 elections are required for Ordinary Members of Sector Councils

Branch	Name of Office	Term of Office	Number required	Voting System	Reason for Election	Electorate
VIC	Ordinary Members of Sector Councils. REFER TO ATTACHMENT A	1 January 2022 to 31 December 2024		Direct voting system (DVS); Collegiate electoral system DVS	Scheduled; Casual vacancy; New office created; Insufficient nominations Scheduled - current term of office expires on December 31 2021	The electorate is the financial members within the sectors of the Victorian Branch.

• **Important dates - AEU VIC Branch Election of Ordinary Members of Sector Councils:**

	Direct Voting System	Notes
Nominations OPEN	<i>It is recommended that nominations open on Wednesday 4 August 2021.</i>	<i>Nominations must be delivered to the Returning Officer not later than 12pm on the first Friday in September [Rules 50(5)(d); & 57(3A)] The election for ordinary members of Sector Council shall be completed by 1 November. [Rule 50 (6)]</i>
Nominations CLOSE	<i>28 days after nominations open [rule 47 (5)]. It is recommended that nominations close on Friday 3 September 2021.</i>	<i>Nominations must be delivered to the Returning Officer not later than 12pm on the first Friday in September [Rules 50(5)(d); & 57(3A)]</i>
Roll of Voters cut-off date	<i>7 days prior to nominations opening [rule 57 (2A)]</i>	
Ballot (if required) OPEN	<i>It is recommended that the ballot open on 1 October 2021, if required</i>	<i>It is recommended that the ballot not be held during the school term break as AEU members are on leave.</i>
Ballot CLOSE	<i>It is recommended that the ballot close on 29 October 2021</i>	<i>The election for ordinary members of Sector Council shall be completed by 1 November. [Rule 50 (6)]</i>

AEU VIC BRANCH ELECTION OF ORDINARY MEMBERS OF SECTOR COUNCILS
PRIMARY, SECONDARY, EARLY CHILDHOOD AND TAFE AND ADULT PROVISION SECTOR COUNCILS

Financial membership numbers as at 30 June 2021 will determine the number of sector council vacancies available within each sector electorate. These will apply to the Election of Ordinary Members of Sector Councils.

I will provide you with the number of financial members as at 30 June 2021 along with the specific sector councils electorate vacancies as soon as they are available.

Primary Sector Council

North West 1
North West 2
North West 3
South East 1
South East 2
South East 3
South East 4
Barwon South West 1
Barwon South West 2
Central Highlands Wimmera 1
Central Highlands Wimmera 2
Gippsland 1
Gippsland 2
Gippsland 3
Goulburn North East 1
Goulburn North East 2
Goulburn North East 3
Loddon Campaspe Mallee 1
Loddon Campaspe Mallee 2
Loddon Campaspe Mallee 3
Primary Allied Sub-Sector

Secondary Sector Council

North West 1
North West 2
North West 3
South East 1

South East 2
South East 3
South East 4
Barwon South West 1
Barwon South West 2
Central Highlands Wimmera 1
Central Highlands Wimmera 2
Gippsland 1
Gippsland 2
Gippsland 3
Goulburn North East 1
Goulburn North East 2
Goulburn North East 3
Loddon Campaspe Mallee 1
Loddon Campaspe Mallee 2
Loddon Campaspe Mallee 3
Secondary Allied Sub-Sector

Early Childhood Sector Council

North West 1
North West 2
North West 3
South East 1
South East 2
South East 3
South East 4
Barwon South West 1
Barwon South West 2
Central Highlands Wimmera 1
Central Highlands Wimmera 2
Gippsland 1
Gippsland 2
Gippsland 3
Goulburn North East 1
Goulburn North East 2

Goulburn North East 3

Loddon Campaspe Mallee 1

Loddon Campaspe Mallee 2

Loddon Campaspe Mallee 3

TAFE and Adult Provision Sector Council

TAFE Sub-Sector

Federation TAFE - Federation University Australia

Bendigo Kangan Institute

Box Hill Institute

Chisholm Institute of TAFE

TAFE Gippsland

The Gordon Institute of TAFE (The Gordon)

Goulburn Ovens Institute of TAFE

Holmesglen Institute of TAFE

Melbourne Polytechnic

RMIT

South West Institute of TAFE

Sunraysia Institute of TAFE

Swinburne University of Technology (TAFE Division)

Victoria University (TAFE Division)

William Angliss Institute of TAFE

Wodonga Institute of TAFE (Wodonga TAFE)

Disability Services Sub-Sector

Ames Sub-Sector