



17 February 2016

Mr John Dixon
Branch Secretary
Australian Education Union-New South Wales Teachers Federation (NSWTF) Branch
mail@nswtf.org.au

Dear Mr Dixon,

Reminder of actions required when persons elected to office

The Australian Electoral Commission has provided the Commission a declaration of results for the election [E2015/218]. This letter is a reminder of certain obligations imposed on organisations and persons elected to office.

Section 154D(1) of the *Fair Work (Registered Organisations) Act 2009* (the RO Act) requires the rules of organisations (and branches of organisations) to require each officer with financial management duties to undertake approved training that covers those duties within 6 months after the person begins to hold office. Please ensure that relevant officers undertake approved training within the required timeframe.

Please also ensure that all new holders of office are advised of their obligations to make disclosures regarding remuneration, non-cash benefits and material personal interests, the details of which should be provided for in your organisation's rules.

Also, section 233(2) of the RO Act requires that an organisation must notify the Fair Work Commission (the Commission) within 35 days of any changes to the holders of office in the organisation. If the election has resulted in any changes to the holders of office, the Australian Education Union-New South Wales Teachers Federation (NSWTF) Branch must notify the Commission of these changes. In particular, please advise:

1. Person(s) who have ceased to hold office:
 - the name of the office vacated;
 - the date of the change of office holder; and
 - the name of the person vacating the office.
2. Person(s) who have commenced to hold office:
 - the name of the office now held;
 - the date of the change of office holder;
 - the name of the person now holding the office;
 - the postal address of the person (generally the postal address of the organisation); and
 - the occupation of the person now holding the office.

The notification must include a declaration by the Secretary (or other prescribed officer) that the information is a correct statement of the changes made. I have attached a template notification of changes which may assist you. If any change does not apply until a specific date, you don't need to notify until then (e.g. AGM, 1 January, 2nd Monday in March). If you have already lodged this information, please disregard this reminder.

Regards

Nick Salzberg
Regulatory Compliance Branch

NOTIFICATION OF CHANGES TO RECORDS (Changes to Records in the Annual Return) required to be kept in accordance with section 230 *Fair Work (Registered Organisations) Act 2009* and regulation 147 *Fair Work (Registered Organisations) Regulations 2009*

I, [NAME], being the [OFFICER] of the [ORGANISATION NAME], declare the following:

1. I am authorised to make this declaration.
2. The following is a correct statement of the changes made to the information contained in the records required to be kept by the organisation in accordance with s.230(1)(b), (c), and (d) of the *Fair Work (Registered Organisations) Act 2009*:

[delete all that do not apply]

- On [DATE] the address of the organisation changed to [STREET ADDRESS].¹
- On [DATE] the name and/or address of a branch[es] of the organisation changed to:²
 1. [include OLD name and address and NEW name and address of every branch that has changed]
 2. ...
- A list of changes to offices and the names, postal addresses and occupations of persons holding those offices is attached to this declaration at Annexure A and forms part of this declaration.
- On [DATE] the following branch[es]:³
 - COMMENCED/CEASED operation:
 1. [include name of each new branch]
 2. ...

Signed: [SECRETARY OR OTHER AUTHORISED OFFICER]

Dated: [DATE]

[PLEASE NOTE: This declaration must be submitted to the Fair Work Commission within 35 days of the change. It can be submitted to orgs@fwc.gov.au.]

¹ s.230(1)(d); reg.147(d)

² s.230(1)(d); reg.147(a) & (d)

³ s.230(1)(d); reg.147(b) & (c)

ANNEXURE A

- Changes to Offices and Office Holders in the Organisation and its Branches [*insert as many pages as required*]:

Please note the 35 days begins at the earliest event (for instance when the officer retires) and an organisation may need to notify the events separately if the appointment or election process will take longer than 35 days.

| Branch | Date of Change | Name of Office that has changed | Name of <u>Outgoing</u> Office Holder | Reason for change | Name of <u>New</u> Office Holder | Postal Address of <u>New</u> Office Holder (for privacy reasons, we recommend NOT a private address) | Occupation of <u>New</u> Office Holder |
|-----------------|---|---------------------------------------|---------------------------------------|---------------------------|----------------------------------|--|--|
| <i>National</i> | <i>1.1.2014</i> | <i>Secretary</i> | <i>Full Name</i> | <i>Retiring</i> | <i>Full Name</i> | <i>c/- the Registered Organisation, postal address of Registered Organisation</i> | <i>Paid official</i> |
| | <i>25.12.2013</i> | <i>President</i> | <i>vacant</i> | <i>Scheduled Election</i> | <i>Full Name</i> | <i>As above</i> | <i>mechanic</i> |
| ... | | | | | | | |
| <i>NSW</i> | <i>1.1.2014 (resigned) 7.1.2014 (appointed)</i> | <i>President</i> | <i>Full Name</i> | <i>Resignation</i> | <i>Full Name</i> | <i>c/- the Branch, postal address of the Branch</i> | <i>mechanic</i> |
| | | <i>Committee of Management Member</i> | <i>Full Name</i> | <i>Scheduled Election</i> | <i>Full Name</i> | <i>As above</i> | <i>mechanic</i> |
| | | <i>Treasurer</i> | <i>Full Name</i> | <i>Scheduled Election</i> | <i>vacant</i> | <i>vacant</i> | <i>vacant</i> |
| ... | | | | | | | |

Australian Education Union

Branch Executive Officers

Declaration of Results for Contested and Uncontested Offices

E2015/218

Below are 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.

NSW Branch Executive

| | |
|---|------------|
| Total number of names on the roll of voters | 295 |
| Ballot papers issued | 242 |
| Replacement ballot papers issued | 1 |
| Total Ballot Papers Issued | 243 |
| Ballot papers / envelopes returned for scrutiny | 242 |
| Less ballot papers / envelopes rejected at preliminary scrutiny | 0 |
| Adjusting balance | 0 |
| Total Ballot Papers Admitted to Scrutiny | 242 |
| Percentage of ballot papers returned to number issued | 100% |

Branch Association Representatives to Branch Executive (8)

| <u>Candidates</u> | <u>First Preference Votes</u> | <u>Votes</u> |
|------------------------|-------------------------------|--------------|
| DAWSON, Kylie | 23 | 135 |
| MORGAN, Mike | 15 | 128 |
| WATT, Natasha | 39 | 146 |
| MACE, Jennifer | 22 | 131 |
| BELLACH, Kathryn | 25 | 136 |
| SCIFFER, Michael | 11 | 120* |
| MORRIS, John | 20 | 74 |
| COOKE, Philip | 17 | 120* |
| ROSS, Julie | 36 | 121 |
| VON SCHOENBERG, Philip | 32 | 128 |
| Total votes | 240 | |
| Formal ballot papers | 240 | |
| Informal ballot papers | 2 | |

*Candidates Michael Sciffer and Philip Cooke were tied at Count 9 under Branch Rule 34(3) the candidate to be eliminated was determined by lot. Michael Sciffer was eliminated.

I declare the following candidates elected in order determined by the ballot held:

1. Natasha Watt
2. Kylie Dawson
3. Jennifer Mace
4. Philip Von Schoenberg
5. Julie Ross
6. Mike Morgan
7. Kathryn Bellach
8. Philip Cooke

Branch Vice President (4)

| Candidates | First Preference Votes | Votes |
|------------------------|------------------------|-------|
| ACKROYD, Gemma | 53 | 163 |
| FITZGERALD, Denis | 106 | 155 |
| MULROY, Tim | 62 | 123 |
| TURNBULL, Geoff | 21 | 79 |
| Total votes | 242 | |
| Formal ballot papers | 242 | |
| Informal ballot papers | 0 | |

I declare the following candidates elected in order determined by the ballot held,

1. Denis Fitzgerald
2. Tim Mulroy
3. Gemma Ackroyd
4. Geoff Turnbull

Branch Custodians (2)

Candidates

BYERS, Dianne
VOS, Margaret

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

ATSI Branch Executive Representative from Branch Council

Candidates

HONNERY, Russell

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



Chris Cox
Returning Officer
15 February 2016



Australian Education Union

New South Wales Teachers Federation Branch

23-33 Mary Street, Surry Hills NSW 2010
NSW Branch President: Maurie Mulheron
NSW Branch Secretary: John Dixon

Telephone: (02) 9217 2100
Facsimile: (02) 9217 2470

10 August 2015

In reply please quote: 547/2015/JD:jw

General Manager
Fair Work Australia
GPO Box 1994
MELBOURNE VIC 3001

By email: orgs@fwc.gov.au

Dear Sir/Madam

**Re: Australian Education Union, New South Teachers Federation
Branch Elections for Branch Executive 2016**

I, John Dixon, being the Branch Secretary of the Australian Education Union – NSW Teachers Federation Branch, make the following statement:

I am the Branch Secretary of the AEU NSWTF Branch,

I am authorised to lodge the following prescribed information concerning forthcoming elections in the NSWTF Branch of the Australian Education Union, and

I confirm that the following information is being lodged under subsection 189(1) of the *Fair Work (Registered Organisations) Act 2009*.

A handwritten signature in blue ink, appearing to be 'JD', is written over a light blue circular stamp.

Signed:

Dated: 10 August 2015

| Branch Executive positions (15) | Number of Vacancies |
|---|----------------------------|
| Branch Vice Presidents | 4 |
| Branch Custodians | 2 |
| ATSI Representative from Branch Council | 1 |
| Branch Association Representatives | 8 |
| Total | 15 |

Reasons for election:

Term of office is due to expire in early 2016 as per the Branch Rules.

Term of office:

Term of office commences from the date of the first Council meeting of the year (scheduled for 13 February 2016 and concludes at the first Council meeting of 2017 (one year).

Method of election:

The election is a collegiate election of the members of the Branch Council by a secret ballot as per Branch rule 38.

Dates and time:

- Nominations open as per Rule 38(3) at the last Branch Council meeting of the year (scheduled for Saturday 21 November 2016).
- Nominations close no later than ten days prior to the first Branch Council meeting of the year (scheduled for Saturday 13 February 2016).

The final determination of dates and times would be determined by the Australian Electoral Commission.

Cut-off date for roll:

As determined by the Australian Electoral Commission.

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

David Wynne
Deputy Branch Secretary
Australian Education Union
New South Wales Teachers Federation Branch
Locked Bag 3010
Darlinghurst NSW 1300

Yours sincerely



John Dixon
Branch Secretary

ELLIOTT, Mark

From: ELLIOTT, Mark
Sent: Tuesday, 29 September 2015 11:24 AM
To: industrial.elections@aec.gov.au
Subject: E2015/218 - Australian Education Union, New South Teachers Federation Branch Elections for Branch Executive 2016
Attachments: AEU NSW Teachers Federation Branch Elections for Branch Executive 2016.pdf

Good morning,

Please find attached PI in the above-mentioned matter. It appears not to have been forwarded to you when the matter was lodged. My apologies.

Regards,

Mark Elliott

Regulatory Compliance Branch

Fair Work Commission

Tel: 03 8661 7899

Fax: 03 9655 0410

mark.elliott@fwc.gov.au

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GPO Box 1994, Melbourne, Victoria 3001

www.fwc.gov.au



DECISION

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

Australian Education Union
(E2015/218)

MR ENRIGHT

MELBOURNE, 1 OCTOBER 2015

Arrangement for conduct of election.

[1] On 10 August 2015 the New South Wales Teachers Federation (NSWTF) Branch of the Australian Education Union lodged with the Fair Work Commission the prescribed information in relation to an election for the following offices:

| | |
|---|-----|
| Branch Vice Presidents | (4) |
| Branch Custodians | (2) |
| Branch Executive member being a Branch Councillor who is a representative of members on the ATSI roll | (1) |
| Branch Association Representatives to Branch Executive | (8) |

[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

[2015] FWCD 6728

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