



21 October 2019

John Dixon
Branch Secretary
Australian Education Union - New South Wales Teachers Federation - NSW
Sent via email: dixon@nswtf.org.au

Dear John Dixon,

Reminder of actions required when persons elected to office

The Australian Electoral Commission has provided the Registered Organisations Commission (the ROC) a declaration of results for the election of contested and uncontested offices in matter E2019/41. This letter is a reminder of certain obligations imposed on organisations and on persons elected to office.

A notice must be published on the organisation's website

The organisation or branch must, as soon as practicable after receiving the post-election report, publish on its website a notice that a copy of the report is available from the organisation, branch or the AEC on request. The notice must be kept on the website for a period of at least 3 months (see regulation 141 of the Fair Work (Registered Organisations) Regulations 2009).

Holders of office required to undertake approved training

Section 293K of the *Fair Work (Registered Organisations) Act 2009* (the RO Act) requires 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 are provided for in the RO Act.

Organisation must notify the Commission of changes

Also, section 233(2) of the RO Act requires that an organisation must notify the Commission **within 35 days of any changes** to the holders of office in the organisation. **If there are no changes a notification is not required.** If the election has resulted in **any changes** to the holders of office, the Australian Education Union - New South Wales Teachers Federation - NSW 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. A template notification of changes, which may assist you, is attached. If any change does not apply until a date in the future, you do not 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.

Yours faithfully,

Astrid Glenister
Registered Organisations Commission

Australian Education Union
NSWTF Branch
DECLARATION OF RESULTS - E2019/41
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:

NSWTF Branch

Branch Deputy President (1)

Candidates

RAJENDRA Henry

Branch Senior Vice President (1)

Candidates

FLOHM Amber

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



Chris Cox
Returning Officer
Telephone: 02 9375 6301
Email: nswelections@aec.gov.au
08/10/2019

Australian Education Union
NSWTF Branch
DECLARATION OF RESULTS - E2019/41
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:

NSWTF Branch

VOTING MATERIAL ISSUED	
Total number of people on the roll of voters (a)	59,353
Number of voters issued with voting material	59,353
Total number of voters issued with replacement voting material	18
Total number of voting material packs issued	59,371
VOTING MATERIAL RETURNED	
Total number of envelopes returned for scrutiny by closing date of ballot (b)	6,919
Number of declaration envelopes rejected at preliminary scrutiny (minus)	139
Number of ballot papers returned outside declaration envelopes (minus)	0
COUNT	
Total ballot papers admitted to the count	6,780
LATE OR UNRETURNED VOTING MATERIAL	
Voting material returned as unclaimed mail by closing date of ballot	480
Voting material packs not returned by voters by closing date of the ballot	51,972
Percentage of voting material packs returned by voters to number of people on the roll of voters (b/a)	12 %

Branch President (1)

<u>Candidates</u>	<u>First Preference Votes</u>	<u>Final Votes</u>
MORRIS, John	3,141	3,141
GAVRIELATOS, Angelo	3,630	3,630

Total ballot papers admitted for this office	6,780
Formal Ballot papers	6,771
Informal Ballot papers	9

I declare the following elected:

- GAVRIELATOS, Angelo



Chris Cox
Returning Officer
Telephone: 02 9375 6301
Email: nswelections@aec.gov.au
08/10/2019

11 October 2019

Post-Election report

Australian Education Union

NSWTF Branch

Scheduled Election

E2019/41

Contents

Election(s) Covered in this Report..... 3

Rules 3

Roll of Voters..... 3

Irregularities..... 3

Other Matters..... 4

Signed..... 4

Attachments..... 5

Election(s) Covered in this Report

Organisation: Australian Education Union NSWTF Branch

Election: Scheduled

Election Decision No/s: E2019/41

Rules

Rules used for the election: [284V: Incorporates alternations of
3 June 2019 [R2019/42] replaces rulebook dated
15 February 2019 [R2018/282]

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: 59,353

Number of apparent workplace addresses: 647

Number of non-current addresses: 13

Other matters pertaining to the roll of voters: NIL

Irregularities

Details of written allegations of irregularities,
and action taken by AEC: NIL

Other irregularities identified, and action taken: NIL

Other Matters

Returning Officer actions required (Section 193): No

Rule 31(6)(d) and Rule 32(5)(a)

The AEC may not always be in a position to conduct a draw to determine the order of names on the ballot paper in time for candidates to submit their statements, particularly where there are defective nominations. Further the draw for the order of names cannot occur before nominations are accepted or before the due time for withdrawal of nominations because candidates do not have an opportunity to vary their statements after submission (except where the statement is defective) if another candidate withdraws or is not accepted, affecting the order of names.

It is recommended that this rule is reviewed to include more generic statements such as “The material may include the candidate’s support of another candidate in the same election or other contested election/s.” This sentence reflects the current practice in AEC elections.

Signed

A handwritten signature in black ink, appearing to be 'Chris Cox', with a stylized, elongated 'C' and a horizontal line extending to the right.

Chris Cox Returning Officer
Australian Electoral Commission
E: nswelections@aec.gov.au
P: 02 9375 6301
11 October 2019

Attachments

A. Declaration of Results for Contested Offices

B. Declaration of Results for Uncontested Offices



DECISION

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

Australian Education Union

(E2019/41)

MR ENRIGHT

MELBOURNE, 4 APRIL 2019

Arrangement for conduct of election.

[1] On 11 March 2019 the New South Wales Teachers Federation (NSWTF) Branch of the Australian Education Union ('the organisation') lodged with the Registered Organisations Commission prescribed information in relation to an election to fill the following offices:

Branch President	(1)
Branch Deputy President	(1)
Branch Senior Vice President	(1)

[2] I am satisfied that an election for the above-named 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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New South Wales Teachers Federation

a branch of the Australian Education Union
AEU NSW Teachers Federation Branch ABN 86 600 150 697



11 March 2019

In reply please quote: 136/2019/NC:bdcdb

Attention: Commissioner Mark Bielecki
Registered Organisations Commission
GPO Box 2983s
Melbourne VIC 3001

Via email: regorgs@roc.gov.au

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

1. I am authorised to sign this statement containing prescribed information for the Australian Education Union NSW Teachers Federation 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 set out in the table in Annexure A.
4. No rule alterations are pending that will impact the election.
5. This statement **IS** lodged at least 2 months before nominations open for the election below.

Yours sincerely

John Dixon
General Secretary

ANNEXURE A

- Elections that are required

Branch	Name of Office	Number required	Voting System	Reason for Election	Electorate
			<i>Direct voting system; Collegiate electoral system</i>	<i>Scheduled; Casual vacancy; New office created; Insufficient nominations</i>	
NSW	President	1	Direct voting system	Scheduled	All financial members
	Deputy President	1	Direct voting system	Scheduled	All financial members
	Senior Vice-President	1	Direct voting system	Scheduled	All financial members

- Important dates:

	Direct Voting System
Nominations OPEN	<i>To be determined by Returning Officer (in accordance with rule 35 (3)(a))</i>
Nominations CLOSE	<i>To be determined by Returning Officer (in accordance with rule 35 (3)(a))</i>
Roll of Voters cut-off date	<i>7 days prior to nominations opening (rule 31.2)</i>