

**Australian Education Union
SA Vacancy Elections 2010 (June, July & Aug)**

DECLARATION OF RESULTS FOR UNCONTESTED OFFICES

Results of the election for the following offices conducted in accordance with the provisions of Section 189(3) of the Fair Work (Registered Organisations) Act 2009 and the rules of the organisation.

E2010/E2573 & 87

South Australian Branch

Ordinary Branch Executive Officer (ATSI)

Candidate

HAWKINS, Malcolm

General Division

National ATSIEC (General Division) Member

Candidate

ELLIS, Daniel

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



Barry Barons
Returning Officer

9 July 2010



FAIR WORK
AUSTRALIA

DECISION

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

Australian Education Union-South Australian Branch
(E2010/2573)

T. NASSIOS

MELBOURNE, 3 MAY 2010

Arrangement for conduct of election.

[1] On 30 April 2010 the Australian Education Union-South Australian Branch lodged with Fair Work Australia the prescribed information in relation to an election for the following vacant office arising from insufficient nominations in E2009/10089:

Aboriginal or Torres Strait Islander Member of Branch Executive

[2] I am satisfied that an election for the abovenamed office 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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Our reference:

27 April 2010

General Manager
Fair Work Australia
GPO Box 1994
MELBOURNE VIC 3001

Dear Sir

Re: Branch Elections – Australian Education Union (SA Branch)

I hereby lodge prescribed information in accordance with Section 189(1) of the RAO Schedule of the Fair Work (Registered Organisations) Act 2009 and Regulation 138.

1. Name of Office

An election is required for the office of Aboriginal or Torres Strait Islander Member of SA Branch Executive.

2. Reason for Election

This election is required because no nomination was received in the election conducted by the Australian Electoral Commission following Decision E2009/10089 of 9 December 2009. (Copy Returning Officer's Declaration enclosed.)

3. Electorate

The electorate for the office of Aboriginal or Torres Strait Islander Member of Branch Executive is all financial members of the Branch, provided that the member being nominated and the nominators must be Aboriginal or Torres Strait Islander members of the Branch.

4. Date and Time

The timeline for this election will be determined by the Returning Officer in consultation with the AEU (SA Branch) Secretary.

5. Roll of Voters

The date for the closure of the Roll of Voters shall be seven days before the day on which nominations open.

6. Voting System

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

Yours sincerely

A handwritten signature in blue ink, appearing to read 'Jack Major', is written over a printed name and title.

JACK MAJOR
Branch Secretary

Enc:- Declaration of Results for Uncontested Offices.

Australian Education Union SA Vacancy Elections 2010

DECLARATION OF RESULTS FOR UNCONTESTED OFFICES

Results of the election for the following offices conducted in accordance with the provisions of the Fair Work Act 2009 and the rules of the organisation.

E2009/10081 & E2009/10089

South Australian Branch

GENERAL Division

National Principal Committee (General Division) Member

Candidate

KENT, Ian

Ordinary Branch Executive Officer (ATSI)

No nomination was received

TAFE Division

National ATSIEC (TAFE Division) Member

Candidate

HAWKINS, Malcolm Thomas

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



Barry Barons
Returning Officer

15 February 2010





FAIR WORK
AUSTRALIA

3 May 2010

Mr Jack Major
Branch Secretary
Australian Education Union South Australian Branch
163 Greenhill Road, Parkside SA 5063
By email: aeusa@aeusa.asn.au

Dear Mr Major

**Re Prescribed Information for election of ATSI member of branch executive
(E2010/2573)**

I acknowledge receipt of the Prescribed Information (PI) of the South Australian Branch of the Australian Education Union for the election of the office ATSI member of branch executive. The PI was lodged with Fair Work Australia on 30 April 2010 and a decision issued today. Please find attached a copy of the decision. This letter offers advice and comments regarding prescribed information for future elections.

1. Relevant legislation

The PI lodged refers to the RAO Schedule of the *Fair Work (Registered Organisations) Act 2009*. Please note that the *Fair Work (Registered Organisations) Act 2009* does not contain an RAO Schedule. In future please refer to section 189(1) of the *Fair Work (Registered Organisations) Act 2009*.

2. Opening of nominations

The PI states that the timeline for this election will be determined by the Returning Officer in consultation with the AEU (SA Branch) Secretary. While this is correct in the case of elections to fill vacancies due to insufficient nominations, in order to ensure complete compliance with regulation 138(1)(e) of the *Fair Work (Registered Organisations) Regulations 2009*, the PI should have stated also that the date for opening nominations is a date not less than 14 days before closing nominations (rule 48(12)). Please ensure this is included in future PIs.

If you have any queries I can be contacted on 03 8661 7929 or by return email on eve.anderson@fwa.gov.au.

Yours sincerely

Eve Anderson
Tribunal Services and Organisations
Fair Work Australia
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