

**Australian Education Union
Tasmanian Branch & General Division**

DECLARATION OF RESULTS FOR UNCONTESTED AND CONTESTED OFFICES

Results of the election for the following offices conducted in accordance with the provisions of the Workplace Relations Act 1996 and the rules of the organisation.

E2010/2531

Tasmanian Branch

Total number of persons on the roll of voters	6096
Ballot papers issued	6096
Duplicate ballot papers issued	1
TOTAL BALLOT PAPERS ISSUED	6097
Ballot papers / envelopes returned for scrutiny	1432
Less ballot papers / envelopes rejected at preliminary scrutiny	28
Adjusting Balance	1
TOTAL BALLOT PAPERS ADMITTED TO SCRUTINY	1405
Percentage of ballot papers returned to number issued	23%
Ballot papers not returned	4665

Branch Executive Member (2)

<u>Candidates</u>	<u>First Preference Votes</u>	<u>Votes</u>
FINLAY, Nicholas	185	0
WALKER, Edgar	128	3820
O'WHEEL, Sally	89	0
BENSEMANN, Gary	142	0
SCHIMANSKI, Benjamin	53	0
CARTER, Robert	242	4620
HAWKINS, Susan Fay	192	4820
FOLKS, Dean	124	480
ENGLISH, Kylie	97	0
BROWN, Matt	56	0
HAYES, Mark	66	0
Total votes		13740
Formal ballot papers	1374	
Informal ballot papers	31	

Note: Each ballot paper is given the value of 10 votes

I declare Robert Carter and Susan Fay Hawkins elected.

Branch Council Delegate, Representative of Indigenous Members

Candidates

No nomination was received

No candidates elected.

General Division, South

Branch Council Delegate, General Division Sector - South (13)

Candidates

CARTER, Robert
GLOVER, Ed
GRACE-HORTLE, Barbara

I declare Robert Carter, Ed Glover and Barbara Grace-Hortle elected.
No other nominations received.

General Division, North

Total number of persons on the roll of voters	1546
Ballot papers issued	1546
Duplicate ballot papers issued	1
TOTAL BALLOT PAPERS ISSUED	1547
Ballot papers / envelopes returned for scrutiny	361
Less ballot papers / envelopes rejected at preliminary scrutiny	3
Adjusting Balance	-4
TOTAL BALLOT PAPERS ADMITTED TO SCRUTINY	354
Percentage of ballot papers returned to number issued	23%
Ballot papers not returned	1186

Branch Deputy President, North Region

<u>Candidates</u>	<u>First Preference Votes</u>	<u>Votes</u>
SCHIMANSKI, Benjamin	63	0
BENSEMANN, Gary	122	144
FINLAY, Nicholas	169	210
Total votes	354	354
Formal ballot papers	354	354
Informal ballot papers	0	0

I declare Nicholas Finlay elected.

Branch Council Delegate, General Division Sector - North

Candidate

JONES, Howard Roland

I declare Howard Roland Jones elected.

General Division, North West

Total number of persons on the roll of voters	1265
Ballot papers issued	1265
Duplicate ballot papers issued	0
TOTAL BALLOT PAPERS ISSUED	1265
Ballot papers / envelopes returned for scrutiny	309
Less ballot papers / envelopes rejected at preliminary scrutiny	4
Adjusting Balance	-2
TOTAL BALLOT PAPERS ADMITTED TO SCRUTINY	303
Percentage of ballot papers returned to number issued	24%
Ballot papers not returned	956

Branch Deputy President, North West Region

<u>Candidates</u>	<u>Votes</u>
FOLKS, Dean	208
O'WHEEL, Sally	93
Total votes	301
Formal ballot papers	301
Informal ballot papers	2

I declare Dean Folks elected.

Total number of persons on the roll of voters	1040
Ballot papers issued	1040
Duplicate ballot papers issued	0
TOTAL BALLOT PAPERS ISSUED	1040
Ballot papers / envelopes returned for scrutiny	259
Less ballot papers / envelopes rejected at preliminary scrutiny	4
Adjusting Balance	0
TOTAL BALLOT PAPERS ADMITTED TO SCRUTINY	255
Percentage of ballot papers returned to number issued	24%
Ballot papers not returned	781

Branch Council Delegate, General Division Sector - North West (5)

<u>Candidates</u>	<u>First Preference Votes</u>	<u>Votes</u>
SUTTON, Shaun	14	398
HALES, Greg	62	419
FREEMAN, Richard	13	6
FOGG, Samuel	7	422
ARGENT, Julie	77	419
O'WHEEL, Sally	45	419
ALLAN, Ian	33	419
Loss/Gain by Fraction		8
Total votes		2502
Formal ballot papers	251	
Informal ballot papers	4	

Note: Each ballot paper is given the value of 10 votes

I declare Ian Allan, Julie Argent, Samuel Fogg, Greg Hales and Sally O'Wheel elected.

General Division, Allied Staff

Branch Council Delegate, General Division Sector - Allied Staff (2)

<u>Candidate</u>
MACLEOD, Pat

I declare Pat MacLeod elected.
No other nominations received.

Secondary Colleges Sector

Total number of persons on the roll of voters	565
Ballot papers issued	565
Duplicate ballot papers issued	0
TOTAL BALLOT PAPERS ISSUED	565
Ballot papers / envelopes returned for scrutiny	151
Less ballot papers / envelopes rejected at preliminary scrutiny	1
Adjusting Balance	-1
TOTAL BALLOT PAPERS ADMITTED TO SCRUTINY	149
Percentage of ballot papers returned to number issued	26%
Ballot papers not returned	414

Branch Council Delegate, General Division Sector - Secondary Colleges

<u>Candidates</u>	<u>Votes</u>
CROCKER, Mark	22
BENSEMANN, Gary	127
Total votes	149
Formal ballot papers	149
Informal ballot papers	0

I declare Gary Bensemenn elected.

Elizabeth College Sub-branch

Elizabeth College Sub-branch Secretary, General Division

Candidates

No nomination was received

No candidates elected.

Newstead College Sub-branch

Newstead College Sub-branch Secretary, General Division

Candidates

No nomination was received

No candidates elected.

Ron Mann
Returning Officer
Australian Electoral Commission

10 June 2010



DECISION

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

Australian Education Union-Tasmania Branch
(E2010/2531)

T. NASSIOS

MELBOURNE, 10 MARCH 2010

Arrangement for conduct of election.

[1] On 26 February 2010 and 10 March 2010 the Australian Education Union-Tasmania Branch lodged with Fair Work Australia the prescribed information in relation to an election to fill the following vacant offices for the unexpired part of the term:

Branch Executive Members (2)

[2] On 26 February 2010 and 10 March 2010 the Australian Education Union-Tasmania Branch lodged with Fair Work Australia the prescribed information in relation to an election for the following vacant offices arising from insufficient nominations in E2009/10027:

Branch Deputy President, North Region (1)

Branch Deputy President, North West Region (1)

Indigenous Members' Representative to Branch Council (1)

Branch Council Delegates, General Division, Schools Sector - South (13)

Branch Council Delegate, General Division, Schools Sector - North (1)

Branch Council Delegates, General Division, Schools Sector - North West (5)

Branch Council Delegates, General Division, Allied Staff Sector (2)

Branch Council Delegate, General Division, Secondary Colleges Sector (1)

Elizabeth College Sub-Branch Secretary (1)

Newstead College Sub-Branch Secretary (1)

[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
FAIR WORK AUSTRALIA

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23 February 2010

General Manager
 Fair Work Australia
 GPO Box 1994
 MELBOURNE VIC 3001

Dear Sir

Statement – Prescribed Information

Section 214(1) of the Fair Work (Registered Organisations) Act 2009

In accordance with the Act, I lodge the following prescribed information in relation to elections to be conducted under the Tasmanian Branch Rules of the Union:

	Names of offices	Vacancies
1.	Branch Executive Members	2
2.	<i>General Division North – Branch Deputy President, North Region</i>	1
3.	<i>General Division, North West – Branch Deputy President, North West</i>	1
4.	<i>Branch Council Delegate, Representative of Indigenous Members</i>	1
5.	<i>Branch Council Delegate, General Division Sector:</i> 5.1 South 5.2 North 5.3 North West 5.4 Allied Staff 5.5 Secondary Colleges	13 1 5 2 1
6.	<i>Secondary College Sector – Branch Council Delegate, General Division sector</i>	1
7.	<i>General Division – Secondary Colleges – Sub-Branch Secretaries:</i> 2.1 Elizabeth College 2.2 Newstead College	1 1

Reasons for election

- Because of insufficient nominations at the time of the original election; apart from 1 above which is due to two resignations recently received (copy attached – Rob Soward and Diana Michalek).

Voting system

Direct voting system as specified in the Union's rules

Suggested timetable

Nominations open: 1 March 2010
Nominations close: 22 March 2010 at 12 noon
Ballot opens: 19 April 2010
Ballot closes: 17 May 2010 at 10am

Yours sincerely



Leanne Wright
President

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ANDERSON, Eve

From: ANDERSON, Eve
Sent: Friday, 5 March 2010 6:36 PM
To: 'Gaye Mitchell'
Subject: prescribed information for casual vacancies/insufficient nominations

Attachments: E2010 2531 PI.pdf

Dear Gaye

I'm hoping you are the right person to contact regarding the prescribed information for an election for the 2 casual vacancies to branch executive and the insufficient nominations for various Branch Deputy Presidents, Branch Council Delegates & Sub-Branch Secretaries. If not, could you forward this email to the appropriate person in the AEU Tas branch.

I have attached the prescribed information (PI) that Leanne Wright signed to ensure that we are discussing the same one.



E2010 2531 PI.pdf
(2 MB)

It seems to me the office listed in point 5.5 (Branch Council Delegate, General Division Sector, Secondary Colleges) is the same as that listed in point 6 (Secondary College Sector, Branch Council Delegate, General Division Sector). Do you agree? If so, we will need a correction to the PI signed by Leanne Wright.

Also, the electorate needs to be specified for each of the officers. For example it should be noted that the Branch Deputy Presidents are elected by and from members of Tasmanian branch in their respective region.

Also, the prescribed information should note the date on which the roll of voters is to be closed. If I read the rules correctly, rule 30(1A) suggests that this is 7 days before nominations open.

If you have any queries or disagree with the points above, please call on 03 8661 7929. Otherwise, I will assume Leanne Wright will sign an amended PI ASAP.

Regards

EVE ANDERSON
Tribunal Services and Organisations

Fair Work Australia
Tel: (03) 8661 7929
Fax: (03) 9655 0410
eve.anderson@fwa.gov.au

11 Exhibition Street, Melbourne Victoria 3000
GPO Box 1994, Melbourne Victoria 3001

www.fwa.gov.au

9 March 2010

General Manager
 Fair Work Australia
 GPO Box 1994
 MELBOURNE VIC 3001
 Attention: Eve Anderson
 By email: eve.anderson@fwa.gov.au

Dear Sir

AMENDED Statement – Prescribed Information

Section 214(1) of the Fair Work (Registered Organisations) Act 2009

As per our telephone discussions, below is amended Prescribed Information which replaces PI 23 February 2010.

In accordance with the Act, I lodge the following prescribed information in relation to elections to be conducted under the Tasmanian Branch Rules of the Union:

	<i>Names of offices</i>	<i>Vacancies</i>
1.	Branch Executive Members <i>(elected by and from the membership of the Tasmanian Branch on a state-wide basis)</i>	2
2.	<i>General Division North – Branch Deputy President, North Region</i> <i>(elected by and from members of the Tasmanian Branch in their respective region)</i>	1
3.	<i>General Division, North West – Branch Deputy President, North West</i> <i>(elected by and from members of the Tasmanian Branch in their respective region)</i>	1
4.	<i>Branch Council Delegate, Representative of Indigenous Members</i> <i>(elected by and from members of Indigenous membership)</i>	1
5.	<i>Branch Council Delegate, General Division Sector:</i> 5.1 South 5.2 North 5.3 North West 5.4 Allied Staff 5.5 Secondary Colleges	13 1 5 2 1

	(elected by and from members in their respective General Division Sector)	
6.	<i>General Division – Secondary Colleges – Sub-Branch Secretaries:</i> 6.1 Elizabeth College 6.2 Newstead College (elected by and from members in their respective Secondary Colleges Sector Sub-branch)	 1 1

Reasons for election

- Because of insufficient nominations at the time of the original election; apart from 1 above which was due to resignations recently received (copy attached – Rob Soward and Diana Michalek).

Voting system

Direct voting system as specified in the Union's rules

Roll of Voters to be closed

The roll of voters is to be closed seven days prior to nominations opening.

Suggested timetable

As soon as possible.

Yours sincerely

Leanne Wright
President

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