

Brian Henderson
Branch Secretary
AEU – Victorian Branch
PO Box 363
Abbotsford Vic 3067

**Post Election Report For: Australian Education Union – Victorian Branch
Election E No 2007/230**

I refer to the above election for your organisation.

Section 197(1) of Schedule 1 of the Workplace Relations Act 1996 requires the AEC to provide a written report on the conduct of the election to the Industrial Registrar and to the organisation or branch for whom the election was conducted. A copy of the report in relation to this election is attached.

Section 198 of Schedule 1 requires that if an organisation or branch is given a post election report under section 197 that identifies a rule that was difficult to interpret or apply, the organisation or branch must, within 30 days, give a written response to the AEC on that aspect of the report. The response must specify whether the organisation or branch intends to take any action in relation to the rule, and if so, what action it intends to take.

If the attached Report identifies a rule that was difficult to interpret or apply, you should forward your response to the AEC by email to 'industrial.elections@aec.gov.au' within thirty days of the date of the report.

Section 198 and the regulations also require an organisation to make the post election report and the organisation's response to the report (if applicable) available to members. Further, Regulation 141(4) of the Workplace Relations (RAO) Regulations requires an organisation or branch to publish a notice on its web site advising members that a copy of the post election report is available upon request. If a website is not available, publishing a notice in a journal or newsletter would be considered appropriate.

Please contact me if you wish to clarify any aspect of this report.

Tony King
Returning Officer

POST ELECTION REPORT

Australian Education Union – Victorian Branch

ELECTION/S COVERED IN THIS REPORT

Election Decision No: **E2007/230**

RULES

Rules used for the election: [284V:Incorporates alterations of 06/08/2007 - R2007/300]
(replaces 08/03/2007 version)
Rules difficult to apply/interpret: None
Model Rule reference (if any): N/A

ROLL OF VOTERS **Ordinary Members of Branch Executive [Primary Sector]**

Total number of voters on the Roll: 50
Number of apparent workplace addresses: Nil
Number of non-current addresses: Nil
Other matters pertaining to the roll of voters: N/A

ROLL OF VOTERS **Ordinary Members of Branch Executive [Secondary Sector]**

Total number of voters on the Roll: 51
Number of apparent workplace addresses: Nil
Number of non-current addresses: Nil
Other matters pertaining to the roll of voters: N/A

IRREGULARITIES

Details of written allegations of irregularities, and action taken by AEC: None
Other irregularities identified, and action taken: None

ATTACHMENTS

- 1) Declaration of Results for Uncontested Offices – Early Childhood Sector
- 2) Declaration of Results for Contested Offices – Primary Sector
- 3) Declaration of Results for Contested Offices – Secondary Sector
- 4) Declaration of Results for Uncontested Offices – TAFE and Adult Provision Sector

Tony King
Returning Officer

19 December 2007

**Australian Education Union
TAFE and Adult Provision Sector**

DECLARATION OF RESULTS FOR UNCONTESTED 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.

E2007/230

TAFE and Adult Provision Sector

Ordinary Member of Branch Executive

Candidate

HYDE, Mark

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

Tony King
Returning Officer
4 December 2007

**Australian Education Union
Secondary Sector**

DECLARATION OF RESULTS FOR 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.

E2007/230

Secondary Sector

Total number of persons on the roll of voters	51
TOTAL BALLOT PAPERS ISSUED	44
TOTAL BALLOT PAPERS ADMITTED TO SCRUTINY	44

Ordinary Member of Branch Executive (5)

<u>Candidates</u>	<u>First Preference Votes</u>	<u>Votes</u>
LOVELOCK, Chris	1	8
BUTLER, Michael	30	8
DE GAMA, David	3	0
D'ORTENZIO, Marino	6	8
TRIPP, Marita Therese	0	8
SELTSMANN, Heidi	2	8

Formal ballot papers	42
Informal ballot papers	2

I declare Michael Butler, Marino D'Ortenzio, Chris Lovelock, Heidi Seltmann and Marita Therese Tripp elected.

Tony King
Returning Officer
Australian Electoral Commission

4 December 2007

**Australian Education Union
Primary Sector**

DECLARATION OF RESULTS FOR 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.

E2007/230

Primary Sector

Total number of persons on the roll of voters	50
TOTAL BALLOT PAPERS ISSUED	45
TOTAL BALLOT PAPERS ADMITTED TO SCRUTINY	45

Ordinary Member of Branch Executive (6)

<u>Candidates</u>	<u>First Preference Votes</u>	<u>Votes</u>
COOKE, Jean	12	7
TENSON, Katrina	2	2
PONTIKIS, Mary-anne	25	7
CASSIDY, Andrew	2	7
LYLAK, Nicole	2	7
DUNCAN, Briley	2	7
ASHTON, Steve	0	0

Formal ballot papers	45
Informal ballot papers	0

I declare Andrew Cassidy, Jean Cooke, Briley Duncan, Nicole Lylak, Mary-Anne Pontikis and Katrina Tenson elected.

Tony King
Returning Officer
Australian Electoral Commission

4 December 2007

Australian Education Union Early Childhood Sector

DECLARATION OF RESULTS

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.

E2007/230

Early Childhood Sector

Ordinary Member of Branch Executive

Candidate

MURRAY, Ann

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

Tony King
Returning Officer

17 December 2007

**Australian Education Union
TAFE and Adult Provision Sector**

DECLARATION OF RESULTS FOR UNCONTESTED 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.

E2007/230

TAFE and Adult Provision Sector

Ordinary Member of Branch Executive

Candidate

HYDE, Mark

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

Tony King
Returning Officer
4 December 2007

**Australian Education Union
Secondary Sector**

DECLARATION OF RESULTS FOR 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.

E2007/230

Secondary Sector

Total number of persons on the roll of voters	51
TOTAL BALLOT PAPERS ISSUED	44
TOTAL BALLOT PAPERS ADMITTED TO SCRUTINY	44

Ordinary Member of Branch Executive (5)

<u>Candidates</u>	<u>First Preference Votes</u>	<u>Votes</u>
LOVELOCK, Chris	1	8
BUTLER, Michael	30	8
DE GAMA, David	3	0
D'ORTENZIO, Marino	6	8
TRIPP, Marita Therese	0	8
SELTSMANN, Heidi	2	8

Formal ballot papers	42
Informal ballot papers	2

I declare Michael Butler, Marino D'Ortenzio, Chris Lovelock, Heidi Seltmann and Marita Therese Tripp elected.

Tony King
Returning Officer
Australian Electoral Commission

4 December 2007

**Australian Education Union
Primary Sector**

DECLARATION OF RESULTS FOR 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.

E2007/230

Primary Sector

Total number of persons on the roll of voters	50
TOTAL BALLOT PAPERS ISSUED	45
TOTAL BALLOT PAPERS ADMITTED TO SCRUTINY	45

Ordinary Member of Branch Executive (6)

<u>Candidates</u>	<u>First Preference Votes</u>	<u>Votes</u>
COOKE, Jean	12	7
TENSON, Katrina	2	2
PONTIKIS, Mary-anne	25	7
CASSIDY, Andrew	2	7
LYLAK, Nicole	2	7
DUNCAN, Briley	2	7
ASHTON, Steve	0	0

Formal ballot papers	45
Informal ballot papers	0

I declare Andrew Cassidy, Jean Cooke, Briley Duncan, Nicole Lylak, Mary-Anne Pontikis and Katrina Tenson elected.

Tony King
Returning Officer
Australian Electoral Commission

4 December 2007

Australian Education Union Early Childhood Sector

DECLARATION OF RESULTS

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.

E2007/230

Early Childhood Sector

Ordinary Member of Branch Executive

Candidate

MURRAY, Ann

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

Tony King
Returning Officer

17 December 2007

Workplace Relations Act 1996
s.189 RAO Schedule - arrangement for conduct of an election

Australian Education Union
(E2007/230)

T. NASSIOS
DEPUTY INDUSTRIAL REGISTRAR

MELBOURNE, 6 SEPTEMBER 2007

Arrangement for conduct of election.

DECISION

[1] On 27 August 2007 the Victorian Branch of the Australian Education Union lodged in the Industrial Registry the prescribed information in relation to an election for the following offices:

Ordinary Members of Branch Executive

Primary Sector (6)
Secondary Sector (5)
Early Childhood Sector (1)
TAFE and Adult Provision Sector (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 Schedule 1 of the *Workplace Relations Act 1996*, I am making arrangements for the conduct of the election by the Australian Electoral Commission.



Printed by authority of the Commonwealth Government Printer



ABN: 44673398674

AUSTRALIAN EDUCATION UNION

Victorian Branch

112 Trenerry Crescent Abbotsford 3067

PO Box 363 Abbotsford 3067

telephone: 03 9417 2822; 1800 013 379 fax: 1300 658 078 web: www.aeuvic.asn.au email: melbourne@aeuvic.asn.au

August 22 2007

Ken Ophel
Australian Industrial Registry
GPO Box 1994S
MELBOURNE VIC 3001



Dear Ken

I, Brian John HENDERSON, Branch Secretary of the Australian Education Union Victorian Branch, am authorised to lodge the following prescribed information in relation to elections in the Australian Education Union Victorian Branch. The information is being lodged under subsection 189(1) of the RAO Schedule.

1. **The offices and positions in respect of which an election is required are:**
Ordinary members of Branch Executive from all sectors.
2. **The reason for the elections:**
Consistent with Rule 49 (1), ordinary members of Branch Executive take office on 1 January following their election and hold office for one year or until their successors take office. The term of the current ordinary members is due to expire on 31 December 2007.
3. **The electorate:**
 - a) Six ordinary members of Branch Executive elected by and from all ordinary members of Primary Sector Council
 - b) Five ordinary members of Branch Executive elected by and from all ordinary members of Secondary Sector Council
 - c) One ordinary member of Branch Executive elected by ordinary members of Early Childhood Sector Council from those councillors who are also ordinary members of Branch Council. Rule 11 (1) (b).
 - d) One ordinary member of Branch Executive elected by ordinary members of the TAFE & Adult Provision Sector Council from those councillors who are also ordinary members of Branch Council. Rule 11 (1) (b).

4. The dates and times for the opening and closing of nominations are:

- 1 a) The dates and times for the opening and closing of nominations will be determined by the Returning Officer from the Australian Electoral Commission having regard to Rule 47 (5).

I would suggest the Returning Officer consider the following as we have no council meeting in December this year.

For the Primary, Secondary and TAFE & Adult Provision Sectors

29 October 2007	Nominations open.
30 November 2007	Nominations close during the Sector Council meetings to be held on Friday 30 November 2007.
30 November 2007	If a ballot is necessary, it can be conducted at the relevant Sector Council meeting.

For the Early Childhood Sector:

22 October 2007	Nominations open.
24 November 2007	Nominations close during the Sector Council meetings to be held on Saturday 24 November 2007.
24 November 2007	If a ballot is necessary, it can be conducted at the Sector Council meeting.

5. Roll of voters shall close:

In accordance with Rule 57 (2A), the roll of voters closes 7 days before the opening of nominations.

6. Voting system:

- a) The voting system to be used in the conduct of the election of ordinary members of Branch Executive from Primary and Secondary Sectors is direct election by and from ordinary members of the relevant Sector Councils.
- b) The voting system to be used in the conduct of the election of ordinary members of Branch Executive from Early Childhood and TAFE & Adult Provisions Sectors is by ordinary members of the relevant Sector Council from the ordinary members of Branch Council from the relevant Sector.

7. Contact

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

Brian Henderson
Branch Secretary
Australian Education Union Victorian Branch
PO Box 363
Abbotsford Vic 3067

Direct Phone: (03) 9418 4801
Fax: (03) 9417 0422
E-mail: bhenderson@aeuvic.asn.au

8. Additional Information

Subject to Rule 11(3), the financial membership of the Branch at 30 June 2007 was 32,565.

The financial membership of each Sector at that date was:

Primary	15,391
Secondary	12,938
Early Childhood	1,136
TAFE & Adult Provision	<u>3,100</u>
	32,565

The application of Rule 11 (2) (a) results in a quota of 2,505.
(32,565 ÷ 13 = 2,505)

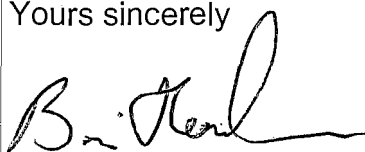
Therefore:

Primary	15,391 ÷ 2,505 = 6.1441
Secondary	12,938 ÷ 2,505 = 5.1648
Early Childhood	1,136 ÷ 2,505 = 0.4534
TAFE & Adult Provision	3,100 ÷ 2,505 = 1.2375

When Rule 11 (2) (b) is applied to each Sector, the entitlement to ordinary members of Branch Executive is:

Primary	6
Secondary	5
Early Childhood	1
TAFE & Adult Provision	1

Yours sincerely



Brian Henderson.
Branch Secretary