



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: 03 9417 6198 web: [www.aeuvic.asn.au](http://www.aeuvic.asn.au) email: [melbourne@aeuvic.asn.au](mailto:melbourne@aeuvic.asn.au)



21 October, 2009

The Industrial Registrar  
Australian Industrial Registry  
GPO Box 1994S  
MELBOURNE VIC 3001

Dear Sir/Madam

Re: **Australian Education Union Victorian Branch**

As the term of office of **ordinary members of Branch Council** from the TAFE and Adult Provision Sector and the Early Childhood Sector expires on 31 December 2009, elections are required to determine the holders of those offices for the years 2010 to 2012, inclusive. The numbers to be elected are specified in ATTACHMENT 1 and ATTACHMENT 2 and have been determined under Rule 8.

In addition, the term of office of **ordinary members of Branch Executive** from all sectors expires on 31 December 2009 and elections are required to determine the holder of these offices for the year 2010. The numbers to be elected are specified below in ATTACHMENT 3 and have been determined under Rule 11.

### **Branch Council**

At the TAFE and Adult Provision Sector Council meeting to be held on Friday 4 December 2009, it is proposed that the Australian Electoral Commission conduct a ballot pursuant to Rule 48 to fill the **13** vacancies for **ordinary members of Branch Council** from that sector.

At the Early Childhood Sector Council meeting to be held on Friday 4th December 2009, it is proposed that the Australian Electoral Commission conduct a ballot pursuant to Rule 48 to fill the **4** vacancies for **ordinary members of Branch Council** from that sector.

## ATTACHMENT 1

### TAFE and Adult Provision

Rule 8 (d) specifies that the number of persons representing the TAFE and Adult Provision Council on the Branch Council be determined by the formula:

$$\frac{a}{b} \quad \text{where } a = \text{the number of TAFE and Adult Provision Sector Members (4,555)} \\ \text{where } b = \frac{x}{y}$$

x = total membership of the Branch in the Primary and Secondary Sectors (34,489)  
y = 100

$$\text{Therefore } \frac{34,489}{100} = 344.89 = b$$

$$\frac{a}{b} = \frac{4,555}{344.89} = 13.2071 \quad \text{rounded off to} \quad \mathbf{13}$$

## ATTACHMENT 2

### Early Childhood

Rule 8 (c) specifies that the number of persons representing the Early Childhood Sector on Branch Council be determined by the formula:

$$\frac{a}{b} \quad \text{where } a = \text{the number of Early Childhood Sector Members (1264)} \\ \text{where } b = \frac{x}{y}$$

x = total membership of the Branch in the Primary and Secondary Sectors (34,489)  
y = 100

$$\text{Therefore } \frac{34,489}{100} = 344.89 = b$$

$$\frac{a}{b} = \frac{1264}{344.89} = 3.6649 \quad \text{rounded off to} \quad \mathbf{4}$$

### Branch Executive

At the **TAFE and Adult Provision Sector Council** meeting scheduled for Friday 4 December 2009 it is proposed that the Australian Electoral Commission conducts a ballot pursuant to Rule 49 to fill **1** vacancy for **ordinary member of Branch Executive** from that sector.

At the **Early Childhood Sector Council** meeting to be held on Friday 4 December 2009 it is proposed that the Australian Electoral Commission conducts a ballot pursuant to Rule 49 to fill the **1** vacancy for **ordinary member of Branch Executive** from that sector.

At the **Primary Sector Council** meeting to be held on Friday 4 December 2009 it is proposed that the Australian Electoral Commission conducts a ballot pursuant to Rule 49 to fill the **6** vacancies for **ordinary members of Branch Executive** from that sector.

At the **Secondary Sector Council** meeting to be held on Friday 4 December 2009 it is proposed that the Australian Electoral Commission conducts a ballot pursuant to Rule 49 to fill the **5** vacancies for **ordinary members of Branch Executive** from that sector.

### ATTACHMENT. 3

1. Subject to Rule 11(3) the financial membership of the Branch at **30 June 2009** was **40,308**. The financial membership of each sector at that date was:

Primary	<b>19,206</b>
<b>Secondary</b>	<b>15,283</b>
<b>Early Childhood</b>	<b>1,264</b>
<b>TAFE and Adult Provision</b>	<b><u>4,555</u></b>
	<b><u>40,308</u></b>

The application of Rule 11(2)(a) results in a quota of 3101.

This is arrived at by ( 40,308 ÷ 13 = 3100.6153) Rounded = 3101

Therefore:

Primary	= 19,206 ÷ 3101 = 6.193
Secondary	= 15,283 ÷ 3101 = 4.928
Early Childhood	= 1,264 ÷ 3101 = 0.407
TAFE & Adult Provision	= 4,555 ÷ 3101 = 1.468

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

<b>Primary</b>	<b>6</b>
<b>Secondary</b>	<b>5</b>
<b>Early Childhood</b>	<b>1</b>
<b>TAFE and Adult Provision</b>	<b><u>1</u></b>
	<b><u>13</u></b>

We request that the Industrial Elections Branch of the Australian Electoral Commission be authorised to conduct these elections in accordance with the AEU Federal Branch Rules and Regulations 61(i)(e) of the Act.

In accordance with Rules 48 and 49, we request a notice calling for nominations for these vacancies be sent to each member elect for the relevant Sector Councils.

- Nominations open on Monday 23 November 2009 .
- Nominations close at the relevant Sectors Council meetings at a time to be determined by the Returning Officer.

**Roll of voters shall close:**

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

**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.

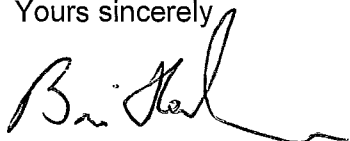
**7. Contact**

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: [brian.henderson@aeuvic.asn.au](mailto:brian.henderson@aeuvic.asn.au)

Yours sincerely



**Brian Henderson**  
**Secretary**



FAIR WORK  
AUSTRALIA

## DECISION

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

**Australian Education Union**  
(E2009/10065)

T. NASSIOS

MELBOURNE, 6 NOVEMBER 2009

*Arrangement for conduct of election.*

[1] On 26 October 2009 the Victorian Branch of the abovenamed organisation lodged with Fair Work Australia the prescribed information in relation to elections for the following offices:

### **Ordinary Members of Branch Council**

Early Childhood Sector (4)  
TAFE and Adult Provision Sector (13)

### **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 elections for the abovenamed offices are 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 elections by the Australian Electoral Commission.



DELEGATE OF THE GENERAL MANAGER  
FAIR WORK AUSTRALIA

# **Australian Education Union – Victorian Branch Early Childhood 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.

E2009/E10065

### **Early Childhood Sector**

#### **Ordinary Member of Branch Council (4)**

##### Candidates

BIRD, Joanne  
BOURKE, Nicole  
GRAROCK, Max  
O'DWYER, Dianne

#### **Ordinary Member of Branch Executive**

##### Candidate

GRAROCK, Max

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

Tony King  
Returning Officer  
4 December 2009

GPO Box 4382  
Melbourne VIC 3001

Level 8, Casselden Place  
2 Lonsdale Street  
Melbourne VIC 3000

**Reference:** VIC 09-417 - S1E4

**Contact:** Tony King  
Phone: (03) 9285 7146  
Facsimile: (03) 9285 7149  
E-mail: [tony.king@aec.gov.au](mailto:tony.king@aec.gov.au)

Mr Brian Henderson  
Branch Secretary  
Australian Education Union – Victorian Branch  
PO Box 363  
ABBOTSFORD VIC 3067

Dear Mr Henderson

**Australian Education Union  
Branch Council and Branch Executive elections  
E2009/E10065**

I refer to my letter of 9 November 2009 concerning the arrangements for me to conduct an election for various positions in your Organisation.

My declaration of the contested and uncontested offices is attached.

The election is now complete.

Yours sincerely

Tony King  
Returning Officer

13 October 2011

cc all candidates.

**Australian Education Union – Victorian Branch  
TAFE and Adult Provision Sector**

**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.

E2009/E10065

Ballot papers issued	31
Duplicate ballot papers issued	0
<b>TOTAL BALLOT PAPERS ISSUED</b>	<b>31</b>
Ballot papers / envelopes returned for scrutiny	31
Less ballot papers / envelopes rejected at preliminary scrutiny	0
<b>TOTAL BALLOT PAPERS ADMITTED TO SCRUTINY</b>	<b>31</b>
Percentage of ballot papers returned to number issued	100%

**Ordinary Member of Branch Executive**

<u>Candidates</u>	<u>Votes</u>
SHEEHAN, Peter	16
CHAPMAN, Marylouise	15
Exhausted Votes	0
Loss/Gain by Fraction	0
Total votes	31
Formal ballot papers	31
Informal ballot papers	0

I declare Peter Sheehan elected.

**Ordinary Member of Branch Council (13)**

Candidates  
BAKER, Kevin  
BARCLAY, Greg  
BOWN, Ted  
BUNDOCK, Tony  
CHAPMAN, Marylouise  
FLOKY, Robert Hysen  
GEAR, Brett R.  
JONES, Craig  
LACK, Ian  
MALONE, Peter  
MANDLEY, Sue  
NOBLE, Julie-anne  
SHEEHAN, Peter

I declare Kevin Baker, Greg Barclay, Ted Bown, Tony Bundock, Marylouise Chapman, Robert Hysen Floky, Brett R. Gear, Craig Jones, Ian Lack, Peter Malone, Sue Mandley, Julie-anne Noble and Peter Sheehan elected.

Tony King  
Returning Officer  
Australian Electoral Commission  
4 December 2009