

Australian Education Union Casual Vacany

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.

E2010/2563

The Australian Education Union Western Australian (WA) Branch

Branch Councillor

No nomination was received

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

Simon Bulloch
Returning Officer

31 May 2010

Post Election Report For:

Election E2010/2563

Australian Education Union West Australian Branch

I refer to the above election for your organisation.

Section 197(1) of Schedule 1 of the Fair Work (Registered Organisations) Act 2009 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 which 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 Fair Work (ROA) 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.

Simon Bulloch
Returning Officer
31 May 2010

Fair Work (Registered Organisations) Act 2009 – Schedule 1

POST ELECTION REPORT

ELECTION COVERED IN THIS REPORT

Election Decision No:2010/2563

RULES

Rules used for the election: [284V: Incorporates alterations of
02/10/2009 - R2009/10057]
(replaces 08/09/2009 version)

Rules difficult to apply/interpret: None

Model Rule reference (if any): N/A

ROLL OF VOTERS

The roll of voters was requested by the Returning Officer and prepared by the Australian Education Union West Australian Branch, and held by the AEC. As there were no contested offices, the roll of voters was not utilised.

IRREGULARITIES

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

Other irregularities identified, and action taken: NIL

ATTACHMENTS

The Uncontested Declaration is attached.

Simon Bulloch
Returning Officer
31 May 2010



DECISION

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

Australian Education Union
(E2010/2563)

T. NASSIOS

MELBOURNE, 23 APRIL 2010

Arrangement for conduct of election.

[1] On 14 and 15 April 2010 the Western Australian Branch of the Australian Education Union lodged with Fair Work Australia the prescribed information in relation to an election for the following office:

Branch Council Member

[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 (W.A. Branch)

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Our Ref: MCS JS

The General Manager
Fair Work Australia

Email – orgs@fwa.gov.au ;
Cc - iain.stewart@fwa.gov.au

Dear Sir

**Statement: Prescribed Information: Section 189(1) of the RAO Schedule of the Fair Work
(Registered Organisations) Act 2009**

In accordance with Section 189(1) of the RAO Schedule of the Fair Work (Registered Organisations) Act 2009 and Regulation 138, I wish to lodge the following prescribed information in relation to an election which needs to be held for a casual vacancy in the position of Branch Councillor.

I am the Branch President of the Australian Education Union (WA Branch) and am authorised to lodge this prescribed information.

Name of Office: Branch Councillor

Term of Office: 20 January 2010 to 19 January 2012

Electorate: The electorate is financial members of the Australian Education Union (WA Branch)

Reason for Election: A Branch Councillor has resigned from membership of the Australian Education Union (WA Branch) and thus is no longer eligible to continue as a Branch Councillor, creating a casual vacancy.

Date and Time: No specific dates or times are specified for election(s) of Branch Councillor(s) in the event of a casual vacancy occurring.

Voting System: The voting system to be employed in the conduct of election(s) for Branch Councillors is a direct voting system.

Yours faithfully

Anne Gisborne
Branch President



Australian Education Union (W.A. Branch)

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Our Ref: MCS JS

The General Manager
Fair Work Australia

Email – orgs@fwa.gov.au ;
Cc - iain.stewart@fwa.gov.au

Dear Sir

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- Date and Time:** No specific dates or times are specified for election(s) of Branch Councillor(s) in the event of a casual vacancy occurring.
- Voting System:** The voting system to be employed in the conduct of election(s) for Branch Councillors is a direct voting system.
- Relevant Rules:** *Rule 9 (1)* : Nominations for election to Branch Council shall be called at least fourteen (14) days prior to the date on which nominations close by:
(a) placing a notice in "The West Australian" newspaper and, if possible,
(b) placing an advertisement in a branch publication or in a publication of The State School Teachers' Union of WA (Inc), provided that the publication in question is circulated to all members of the Branch.
Rule 13 (9A): The roll of voters for any election to be conducted pursuant to these rules is to be closed seven days before the day on which nominations are opened in relation to all elections by a direct voting system for offices in the Branch.

A copy of the relevant resignation of the Branch Councillor is attached.

Yours faithfully

Anne Gisborne
Branch President