

Fair Work (Registered Organisations) Act 2009

POST ELECTION REPORT

**Client:** Australian Education Union Western Australia Branch  
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**Tel:** Not provided

**ELECTION/S COVERED IN THIS REPORT**

Election Decision No/s: E2014/160

**RULES**

Rules used for the election: 284V: Incorporates the following alterations:

<b>Alterations of 1 January 2014:</b>	<b>Determined on:</b>	<b>Matter number:</b>
Federal Rules	12 December 2013	R2013/468
Federal Branch Rules		
Queensland Branch -	17 December 2013	R2013/267
Western Australian Branch -	24 December 2013	R2013/356
South Australian Branch -	23 December 2013	R2013/269
ACT Branch -	26 September 2013	R2013/264

<b>Later alterations::</b>	<b>Determined on:</b>	<b>Matter number:</b>
Federal Rules	7 July 2014	2014/31
Federal Branch Rules		
Northern Territory Branch -	6 January 2014	R2013/266
New South Wales Branch -	26 March 2014	R2014/36
Victorian Branch -	7 July 2014	R2013/271
Tasmanian Branch -	7 July 2014	R2013/461
South Australia-	7 July 2014	R2014/149

Rules difficult to apply/interpret: Nil

Model Rule reference (if any): N/A

**ROLL OF VOTERS**

Total number of voters on the Roll: 15032

Number of apparent workplace addresses: 41

Number of non-current addresses: 59

Other matters pertaining to the roll of voters: Nil

**IRREGULARITIES**

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

Other irregularities identified, and action taken: Nil

**ATTACHMENTS**

Declaration of Results for Contested Offices

Simon Bulloch  
Returning Officer  
5 November 2014

**Australian Education Union  
WA Branch Branch Secretary**

**Declaration of Results for Contested Offices**

**E2014/160**

Below are the results of the election for the following offices, conducted in accordance with the provisions of the *Fair Work (Registered Organisations) Act 2009* and the rules of the organisation.

**Branch Executive**

Total number of names on the roll of voters	<b>15032</b>
Ballot papers issued	<b>15032</b>
Replacement ballot papers issued	<b>1</b>
<b>Total Ballot Papers Issued</b>	<b>15033</b>
Ballot papers / envelopes returned for scrutiny	<b>2316</b>
Less ballot papers / envelopes rejected at preliminary scrutiny	<b>70</b>
Adjusting balance	<b>0</b>
<b>Total Ballot Papers Admitted to Scrutiny</b>	<b>2246</b>
Percentage of ballot papers returned to number issued	<b>15%</b>
Ballot papers returned as unclaimed mail	<b>62</b>
Ballot papers not returned	<b>12655</b>

**Branch Secretary**

<u>Candidates</u>	<u>First Preference Votes</u>	<u>Votes</u>
KELLY, David Anthony	373	423
FRANKLYN, Mary	1085	1153
FALLEN, Ross	174	0
MULLEN, Tony	552	608
Exhausted Votes		<b>0</b>
Loss/Gain by Fraction		<b>0</b>
Total votes	<b>2184</b>	<b>2184</b>
Formal ballot papers	<b>2184</b>	<b>2184</b>
Informal ballot papers	<b>62</b>	<b>62</b>

I declare Mary Franklyn elected.



Simon Bulloch  
Returning Officer  
Australian Electoral Commission

5 November 2014



## DECISION

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

**Australian Education Union**  
(E2014/160)

MR ENRIGHT

MELBOURNE, 11 AUGUST 2014

*Arrangement for conduct of election.*

[1] On 10 June 2014 the Australian Education Union - Western Australia Branch lodged with the Fair Work Commission the prescribed information in relation to an election for the following office:

Branch Secretary

[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

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# Australian Education Union (W.A. Branch)

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Our Ref: TM:SS:14-05956

09 June 2014

Ms Bernadette O'Neill  
General Manager  
Fair Work Commission  
GPO Box 1994  
Melbourne VIC 3001  
Email: [orgs@fwc.gov.au](mailto:orgs@fwc.gov.au)

Dear Ms O'Neill

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

In accordance with Section 189 (1) of the Fair Work (Registered Organisations) Act 2009 and Regulation 138, I wish to lodge the following prescribed information in relation to elections in the Australian Education Union, Western Australian Branch, for the undermentioned office.

I am an officer of the *Australian Education Union (W.A. Branch)* and am authorised to lodge this prescribed information.

### **Names of Offices:**

Elections will need to be held under Rule 9.1 to elect:

### ***Branch Secretary:***

*1<sup>st</sup> January 2015 – 31<sup>st</sup> December 2016*

### **Reason for the Elections:**

The current term of office for the above positions expires on 31<sup>st</sup> December 2014.

The voting system is by direct election. Under Rule 13 (9A), the roll of voters for any election is to be closed seven days before the day on which nominations are opened. Under Rule 9.1(2), nominations for election to Branch Secretary shall be called at least fourteen days prior to the date on which nominations close.

The dates and times that nominations close are to be fixed by the Returning Officer pursuant to the Rules.

Yours sincerely

**Pat Byrne**  
Branch President, AEU (WA) Branch