



FairWork  
Commission

15 June 2016

Ms Mary Franklyn  
Branch Secretary  
Australian Education Union-Western Australia Branch

[inquiries@sstuwa.org.au](mailto:inquiries@sstuwa.org.au)

Dear Ms Franklyn,

**Organisation must respond to the post-election report of the Australian Electoral Commission: E2015/290**

On 24 May 2016 the Fair Work Commission (the Commission) received a Post Election Report from the Australian Electoral Commission (AEC) for election E2015/290 dated 24 May 2016. The AEC will have also provided the report to the organisation under section 197 of the *Fair Work (Registered Organisations) Act 2009* (the RO Act).

The report identifies rules that were difficult to interpret or apply, in particular AEU WA Branch Rule(s) 2(1)(b). This letter serves as a reminder of the obligations imposed on the organisation or branch as a consequence of the AEC's report. If a response has already been sent to the AEC and made available to all members please disregard this letter.

**A written response must be provided to the AEC**

Section 198 of the RO Act requires that a written response is provided to the AEC within 30 days of receipt of the report. The organisation's response must include whether the organisation or branch intends to take action and if so what action the organisation or branch intends to take (s198(2)).

**A notice must be published on the organisation's website**

The organisation or branch must publish on its website a notice that a copy of the report is available from the organisation, branch or the AEC on request. The notice must be kept on the website for a period of at least 3 months (see regs 141(4) and (5)).

**Extract of report and written response must be made available to members**

The organisation or branch must make the section of the report relating to the difficult rules available to its members (s198(3)). This extract from the report must be made available to the members before or at the same time as the organisation's response is made available to members.

A copy of the organisation's response must be made available to members either:

- within 30 days after the response is given to the AEC, or
- published in the next edition of the organisation or branch journal (s198(5))

Subsection 198(6) and regulation 142 prescribe ways in which the relevant extract and the copy of the response can be made available to members. These do not limit the ways in which they can be made available to members. The organisation will comply if it does all of the following:-

|                      |   |
|----------------------|---|
| 11 Exhibition Street | Telephone: (03) 8661 7777                                     |
| Melbourne VIC 3000   | Email: <a href="mailto:orgs@fwc.gov.au">orgs@fwc.gov.au</a>   |
| GPO Box 1994         | Facsimile: (03) 9655 0410                                     |
| Melbourne VIC 3001   | Internet : <a href="http://www.fwc.gov.au">www.fwc.gov.au</a> |

- publish the report extract and the copy of the response in the next edition of the organisation or branch's journal; and
- within 30 days of giving the response to the AEC:
  - lodges with the Commission a copy of the relevant extract and response, together with a declaration that a copy will be provided to any member who so requests; and
  - give notice in the next edition of the organisation or branch's journal, or an appropriate newspaper, that a copy of the relevant extract and response are available on request to each member free of charge; and
- publish the relevant extract on the website within 14 days after receiving the report, and publish the response on the website within 14 days of giving the response to the AEC (reg 142(2)).

### **Penalties may apply**

If the organisation or branch does not:

- respond to the AEC within 30 days,
- make the extract of the report relating to the rules available to members no later than the organisation's response is made available to members, or
- make the organisation's response available to members within 30 days or in the next edition of the journal,

the organisation may face penalties under the RO Act. Each requirement listed above is a civil penalty provision that may result in fines for the organisation

As noted above, if the response and report have already been made available to members and the AEC, please disregard this letter. If you have any questions in relation to these obligations please contact the Commission for assistance by email to [orgs@fwc.gov.au](mailto:orgs@fwc.gov.au).

### **If the organisation or branch decides to alter its rules in response to the AEC's report**

If the organisation or branch decides to alter its rules in response to the AEC's report, the Regulatory Compliance Branch of the Commission is able to provide advice and assistance regarding draft alterations, as well as about the processes required to make the alterations. We encourage the organisation or branch to forward drafts of proposed alterations to [orgs@fwc.gov.au](mailto:orgs@fwc.gov.au)

Yours sincerely,

*Debbie Ball*

**Debbie Ball**

Assistant Adviser

Regulatory Compliance Branch

**The Fair Work Commission**

Tel: (03) 8656 4775

Fax: (03) 9655 0410

[Debbie.Ball@fwc.gov.au](mailto:Debbie.Ball@fwc.gov.au)

11 Exhibition Street, Melbourne Victoria 3000

GPO Box 1994, Melbourne Victoria 3001

[www.fwc.gov.au](http://www.fwc.gov.au)



25 May 2016

Mr Mary Franklyn  
Branch Secretary  
Australian Education Union-Western Australia Branch

inquiries@sstuwa.org.au

Dear Mr Franklyn,

### **Reminder of actions required when persons elected to office**

The Australian Electoral Commission has provided the Fair Work Commission (the Commission) a declaration of results for the election [E2015/290]. This letter is a reminder of certain obligations imposed on organisations and persons elected to office.

Section 154D(1) of the *Fair Work (Registered Organisations) Act 2009* (the RO Act) requires the rules of organisations (and branches of organisations) to require each officer with financial management duties to undertake approved training that covers those duties within 6 months after the person begins to hold office. Please ensure that relevant officers undertake approved training within the required timeframe.

Please also ensure that all new holders of office are advised of their obligations to make disclosures regarding remuneration, non-cash benefits and material personal interests, the details of which should be provided for in your organisation's rules.

Also, section 233(2) of the RO Act requires that an organisation must notify the Commission **within 35 days of any changes** to the holders of office in the organisation. **If there are no changes a notification is not required.** If the election has resulted in **any changes** to the holders of office, the Australian Education Union-Western Australia Branch must notify the Commission of these changes. In particular, please advise:

1. Person(s) who have ceased to hold office:
  - the name of the office vacated;
  - the date of the change of office holder; and
  - the name of the person vacating the office.
2. Person(s) who have commenced to hold office:
  - the name of the office now held;
  - the date of the change of office holder;
  - the name of the person now holding the office;
  - the postal address of the person (generally the postal address of the organisation); and
  - the occupation of the person now holding the office.

The notification must include a declaration by the Secretary (or other prescribed officer) that the information is a correct statement of the changes made. I have attached a template notification of changes which may assist you. If any change does not apply until a specific date, you don't need to notify until then (e.g. AGM, 1 January, 2nd Monday in March). If you have already lodged this information, please disregard this reminder.

Regards

Debbie Ball  
Regulatory Compliance Branch

**NOTIFICATION OF CHANGES TO RECORDS (Changes to Records in the Annual Return) required to be kept in accordance with section 230 *Fair Work (Registered Organisations) Act 2009* and regulation 147 *Fair Work (Registered Organisations) Regulations 2009***

I, [NAME], being the [OFFICER] of the [ORGANISATION NAME], declare the following:

1. I am authorised to make this declaration.
2. The following is a correct statement of the changes made to the information contained in the records required to be kept by the organisation in accordance with s.230(1)(b), (c), and (d) of the *Fair Work (Registered Organisations) Act 2009*:

[delete all that do not apply]

- On [DATE] the address of the organisation changed to [STREET ADDRESS].<sup>1</sup>
- On [DATE] the name and/or address of a branch[es] of the organisation changed to:<sup>2</sup>
  1. [include OLD name and address and NEW name and address of every branch that has changed]
  2. ...
- A list of changes to offices and the names, postal addresses and occupations of persons holding those offices is attached to this declaration at Annexure A and forms part of this declaration.
- On [DATE] the following branch[es]:<sup>3</sup>
  - COMMENCED/CEASED operation:
    1. [include name of each new branch]
    2. ...

Signed: [SECRETARY OR OTHER AUTHORISED OFFICER]

Dated: [DATE]

**[PLEASE NOTE: This declaration must be submitted to the Fair Work Commission within 35 days of the change. It can be submitted to [orgs@fwc.gov.au](mailto:orgs@fwc.gov.au).]**

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<sup>1</sup> s.230(1)(d); reg.147(d)

<sup>2</sup> s.230(1)(d); reg.147(a) & (d)

<sup>3</sup> s.230(1)(d); reg.147(b) & (c)

## ANNEXURE A

- Changes to Offices and Office Holders in the Organisation and its Branches [*insert as many pages as required*]:

*Please note the 35 days begins at the earliest event (for instance when the officer retires) and an organisation may need to notify the events separately if the appointment or election process will take longer than 35 days.*

| Branch          | Date of Change                                      | Name of Office that has changed       | Name of <u>Outgoing</u> Office Holder | Reason for change         | Name of <u>New</u> Office Holder | Postal Address of <u>New</u> Office Holder (for privacy reasons, we recommend NOT a private address) | Occupation of <u>New</u> Office Holder |
|-----------------|---|---------------------------------------|---------------------------------------|---------------------------|----------------------------------|--|--|
| <i>National</i> | <i>1.1.2014</i>                                     | <i>Secretary</i>                      | <i>Full Name</i>                      | <i>Retiring</i>           | <i>Full Name</i>                 | <i>c/- the Registered Organisation, postal address of Registered Organisation</i>                    | <i>Paid official</i>                   |
|                 | <i>25.12.2013</i>                                   | <i>President</i>                      | <i>vacant</i>                         | <i>Scheduled Election</i> | <i>Full Name</i>                 | <i>As above</i>  | <i>mechanic</i>                        |
| ...             |   |                                       |                                       |                           |                                  |  |  |
| <i>NSW</i>      | <i>1.1.2014 (resigned)<br/>7.1.2014 (appointed)</i> | <i>President</i>                      | <i>Full Name</i>                      | <i>Resignation</i>        | <i>Full Name</i>                 | <i>c/- the Branch, postal address of the Branch</i>  | <i>mechanic</i>                        |
|                 |   | <i>Committee of Management Member</i> | <i>Full Name</i>                      | <i>Scheduled Election</i> | <i>Full Name</i>                 | <i>As above</i>  | <i>mechanic</i>                        |
|                 |   | <i>Treasurer</i>                      | <i>Full Name</i>                      | <i>Scheduled Election</i> | <i>vacant</i>                    | <i>vacant</i>  | <i>vacant</i>                          |
| ...             |   |                                       |                                       |                           |                                  |  |  |

**Fair Work (Registered Organisations) Act 2009**  
**POST ELECTION REPORT**

**Client:** Australian Education Union Western Australia Branch  
**Contact details:** Mary Franklyn  
**Email:** [gensec@sstuwa.org.au](mailto:gensec@sstuwa.org.au)  
**Tel:** (08) 9210 6000

**FWA contact officer:** Catherine Beddington  
**Email:** [catherine.bebbington@fwc.gov.au](mailto:catherine.bebbington@fwc.gov.au)  
**Tel:** Not Provided

**ELECTION/S COVERED IN THIS REPORT**

Election Decision No/s: E2015/290

**RULES**

Rules used for the election: 284V: Incorporates alterations of 14 August 2015 [R2015/124 and R2015/136]:

Model Rule reference (if any): Nil  
Rules difficult to apply/interpret: WA Branch Rule 2 (1) (b) states:  
Delegates whose place of work is within specified Districts, elected by financial members whose place of work is within the same District, on the basis of one delegate for every 100 members, or part thereof.

The rule does not specify the date the membership is to be "measured" to determine the number of delegates in each district. This could be achieved by amending the rules to read:

Delegates whose place of work is within specified Districts, elected by financial members whose place of work is within the same District, on the basis of one delegate for every 100 members, or part thereof on the date of the last day of term 4, as published by the Western Australian Department of Education for the preceding year to which the election is held.

**ROLL OF VOTERS**

Total number of voters on the Roll: Main election -14892, Recall election 14119

Number of apparent workplace addresses: Main election – 39, Recall election - 48

Number of non-current addresses: Main election – 109, Recall election 109

Other matters pertaining to the roll of voters: Nil

## **IRREGULARITIES**

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

Other irregularities identified, and action taken:

## **ATTACHMENTS**

Declaration of Results for Uncontested Offices for the main election and Contested and Uncontested Offices for the recall election.



Simon Bulloch  
Returning Officer  
24 May 2016

**Australian Education Union  
Western Australian Branch  
Members of Branch Council WA Election**

**Declaration of Results for Uncontested Offices**

**E2015/290**

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 Council**

**Branch Councillor for the District of Belmont (7)**

Candidates

MOORMAN, Justine

O'NEILL, Cecil (bob)

No further nominations were accepted

**Branch Councillor for the District of Bunbury (8)**

Candidates

HITCHENS, Simon

KILNER, William

MASON, Catherine

STAPLETON, Gwendoline

No further nominations were accepted

**Branch Councillor for the District of Butler (9)**

Candidates

AXTON, Peter Leonard

No further nominations were accepted

**Branch Councillor for the District of Fremantle (8)**

Candidates

ELVIN, Jade

YEOMANS, Kate

No further nominations were accepted



**Branch Councillor for the District of Goldfields (8)**

Candidates

DARK, Robin  
NCUBE, Agripa  
PORTEOUS, Jasmine  
TALBOT, Jo-anne  
WHYTE, Leonie  
ZAHWE, Ruth Susan  
No further nominations were accepted

**Branch Councillor for the District of Hillarys (7)**

Candidates

No nominations were received

**Branch Councillor for the District of Jandakot (8)**

Candidates

CAVALLARO, Lydia  
No further nominations were accepted

**Branch Councillor for the District of Kalamunda (9)**

Candidates

HIGHMAN, Matthew  
SUMMERS, Stacey  
No further nominations were accepted

**Branch Councillor for the District of Kimberley-Pilbara (10)**

Candidates

BLOKLAND, Ellie  
BOYLAN, Greg  
PITTMAN, Sara Evelyn  
SMITH, Sue  
VERTIGAN, Sharon  
No further nominations were accepted

**Branch Councillor for the District of Maylands (6)**

Candidates

No nominations were received

**Branch Councillor for the District of Moore (9)**

Candidates

BREEN, Catherine  
BROOMHALL, Tristan James  
FOWLER, Amanda  
HOWELL, Daniel John  
KELLY, Dixie  
MCNAMARA, Mardi  
PARRY, Glyn  
SKEHAN, Renee Lea  
WANN, Brenda

**Branch Councillor for the District of Morley (8)**

Candidates

COOKSON, Glen  
JAMES, Mike  
VIRGONA, Nicholas  
WILLIAMS, Martha  
No further nominations were accepted

**Branch Councillor for the District of Murray (7)**

Candidates

LIM, Oskar  
No further nominations were accepted

**Branch Councillor for the District of Perth (7)**

Candidates

No nominations were received

**Branch Councillor for the District of Riverton (9)**

Candidates

BONSER, David  
COUSINS, Valerie  
IANNITELLI, Giuseppe  
No further nominations were accepted

**Branch Councillor for the District of Rockingham (10)**

Candidates

HEDGER, Gary Allan  
KUEHS, Helen  
MURRAY, Sarah  
O'NEILL, Bridget  
No further nominations were accepted

**Branch Councillor for the District of Scarborough (6)**

Candidates

KEAY, Carly  
No further nominations were accepted

**Branch Councillor for the District of Stirling (6)**

Candidates

BRISCOE, Harriet  
CORNWELL, Ken  
EMERY, Sonia  
GIBBON, Gary  
No further nominations were accepted

**Branch Councillor for the District of Swan (8)**

Candidates

SORRELL, Nicola  
No further nominations were accepted

**Branch Councillor for the District of Victoria Park (6)**

Candidates

AGAFONOFF, Julian Theodore  
No further nominations were accepted

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

19 February 2016



**Australian Education Union  
Recall Election Members of Branch Council WA**

**Declaration of Results for Contested and Uncontested Offices  
E2015/290**

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 Council**

|   |            |
|---|------------|
| Total number of names on the roll of voters                     | 766        |
| Ballot papers issued  | 766        |
| Replacement ballot papers issued                                | 0          |
| <b>Total Ballot Papers Issued</b>                               | <b>766</b> |
| Ballot papers / envelopes returned for scrutiny                 | 87         |
| Less ballot papers / envelopes rejected at preliminary scrutiny | 1          |
| Adjusting balance   | 0          |
| <b>Total Ballot Papers Admitted to Scrutiny</b>                 | <b>86</b>  |
| Percentage of ballot papers returned to number issued           | 11         |
| Ballot papers returned as unclaimed mail                        | 13         |
| Ballot papers not returned                                      | 666        |

**Branch Councillor for the District of Goldfields (2)**

**Absolute Majority 42**

| <u>Candidates</u>       | <u>First Preference Votes</u> | <u>Votes</u> |
|-------------------------|-------------------------------|--------------|
| CHAMBERS, Geoffrey John | 24                            | 46           |
| NELSON, Lisa            | 47                            | 0            |
| STEWART, Carly-Jo       | 12                            | 37           |
| Exhausted Votes         |                               | 0            |
| Loss/Gain by Fraction   |                               | 0            |
| Total votes             | <b>83</b>                     | <b>83</b>    |
| Formal ballot papers    | <b>83</b>                     | <b>83</b>    |
| Informal ballot papers  | 3                             | 3            |

I declare Lisa Nelson elected (after first count) and Geoffrey John Chambers elected (after the distribution of preferences).



**Branch Councillor for the District of Belmont (5)**

Candidates

No candidates elected.

**Branch Councillor for the District of Bunbury (4)**

Candidates

No candidates elected.

**Branch Councillor for the District of Butler (8)**

Candidates

NAIDOO, Lava (Ronnie)

I declare Lava (Ronnie) Naidoo elected.  
No other nominations received.

**Branch Councillor for the District of Fremantle (6)**

Candidates

ROBINS, Alex

I declare Alex Robins elected.  
No other nominations received.

**Branch Councillor for the District of Hillarys (7)**

Candidates

CLAYTON, Geoff

I declare Geoff Clayton elected.  
No other nominations received.

**Branch Councillor for the District of Jandakot (7)**

Candidates

EDMONDSON, Janet K  
GISBORNE, Anne

I declare Janet K Edmondson and Anne Gisborne elected.  
No other nominations received.

**Branch Councillor for the District of Kalamunda (7)**

Candidates

EDWARDS, Natalie  
LAU, Jan

I declare Natalie Edwards and Jan Lau elected.  
No other nominations received.

**Branch Councillor for the District of Kimberley-Pilbara (5)**

Candidates

LUNDY, Victor  
PALMER, Maurice

I declare Victor Lundy and Maurice Palmer elected.  
No other nominations received.

**Branch Councillor for the District of Maylands (6)**

Candidates

TUMAK, Anne

I declare Anne Tumak elected.  
No other nominations received.

**Branch Councillor for the District of Morley (4)**

Candidates

No candidates elected.

**Branch Councillor for the District of Murray (6)**

Candidates

No candidates elected.

**Branch Councillor for the District of Perth (7)**

Candidates

BERTRAM, Allan  
BURKE, Patricia  
MCMAHON, Rick

I declare Allan Bertram, Patricia Burke and Rick McMahon elected.  
No other nominations received.

**Branch Councillor for the District of Riverton (6)**

Candidates

No candidates elected.

**Branch Councillor for the District of Rockingham (6)**

Candidates

THOMPSON, Kelsey

I declare Kelsey Thompson elected.  
No other nominations received.

**Branch Councillor for the District of Scarborough (5)**

Candidates

No candidates elected.

**Branch Councillor for the District of Stirling (2)**

Candidates

No candidates elected.

**Branch Councillor for the District of Swan (7)**

Candidates

No candidates elected.



**Branch Councillor for the District of Victoria Park (5)**

Candidates

VAN TRIGT, Barbara

I declare Barbara Van Trigt elected.  
No other nominations received.



Simon Bulloch  
Returning Officer  
Australian Electoral Commission

23 May 2016



23 February 2016

Ms Mary Franklyn  
Branch Secretary  
Australian Education Union-Western Australia Branch

By email: [inquiries@sstuwa.org.au](mailto:inquiries@sstuwa.org.au)

Dear Ms Franklyn,

**Reminder of actions required when persons elected to office**

The Australian Electoral Commission has provided the Commission a declaration of results for the election [E2015/290]. This letter is a reminder of certain obligations imposed on organisations and persons elected to office.

Section 154D(1) of the *Fair Work (Registered Organisations) Act 2009* (the RO Act) requires the rules of organisations (and branches of organisations) to require each officer with financial management duties to undertake approved training that covers those duties within 6 months after the person begins to hold office. Please ensure that relevant officers undertake approved training within the required timeframe.

Please also ensure that all new holders of office are advised of their obligations to make disclosures regarding remuneration, non-cash benefits and material personal interests, the details of which should be provided for in your organisation's rules.

Also, section 233(2) of the RO Act requires that an organisation must notify the Fair Work Commission (the Commission) within 35 days of any changes to the holders of office in the organisation. If the election has resulted in any changes to the holders of office, the Australian Education Union-Western Australia Branch must notify the Commission of these changes. In particular, please advise:

1. Person(s) who have ceased to hold office:
  - the name of the office vacated;
  - the date of the change of office holder; and
  - the name of the person vacating the office.
2. Person(s) who have commenced to hold office:
  - the name of the office now held;
  - the date of the change of office holder;
  - the name of the person now holding the office;
  - the postal address of the person (generally the postal address of the organisation); and
  - the occupation of the person now holding the office.

The notification must include a declaration by the Secretary (or other prescribed officer) that the information is a correct statement of the changes made. I have attached a template notification of changes which may assist you. If any change does not apply until a specific date, you don't need to notify until then (e.g. AGM, 1 January, 2nd Monday in March). If you have already lodged this information, please disregard this reminder.

Regards

Anastasia Kyriakidis  
Regulatory Compliance Branch

**NOTIFICATION OF CHANGES TO RECORDS (Changes to Records in the Annual Return)  
required to be kept in accordance with section 230 *Fair Work (Registered Organisations)  
Act 2009* and regulation 147 *Fair Work (Registered Organisations) Regulations 2009***

I, [NAME], being the [OFFICER] of the [ORGANISATION NAME], declare the following:

1. I am authorised to make this declaration.
2. The following is a correct statement of the changes made to the information contained in the records required to be kept by the organisation in accordance with s.230(1)(b), (c), and (d) of the *Fair Work (Registered Organisations) Act 2009*:

[delete all that do not apply]

- On [DATE] the address of the organisation changed to [STREET ADDRESS].<sup>1</sup>
- On [DATE] the name and/or address of a branch[es] of the organisation changed to:<sup>2</sup>
  1. [include OLD name and address and NEW name and address of every branch that has changed]
  2. ...
- A list of changes to offices and the names, postal addresses and occupations of persons holding those offices is attached to this declaration at Annexure A and forms part of this declaration.
- On [DATE] the following branch[es]:<sup>3</sup>
  - COMMENCED/CEASED operation:
    1. [include name of each new branch]
    2. ...

Signed: [SECRETARY OR OTHER AUTHORISED OFFICER]

Dated: [DATE]

**[PLEASE NOTE: This declaration must be submitted to the Fair Work Commission within 35 days of the change. It can be submitted to [orgs@fwc.gov.au](mailto:orgs@fwc.gov.au).]**

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<sup>1</sup> s.230(1)(d); reg.147(d)

<sup>2</sup> s.230(1)(d); reg.147(a) & (d)

<sup>3</sup> s.230(1)(d); reg.147(b) & (c)

## ANNEXURE A

- Changes to Offices and Office Holders in the Organisation and its Branches [*insert as many pages as required*]:

*Please note the 35 days begins at the earliest event (for instance when the officer retires) and an organisation may need to notify the events separately if the appointment or election process will take longer than 35 days.*

| Branch          | Date of Change                                      | Name of Office that has changed       | Name of <u>Outgoing</u> Office Holder | Reason for change         | Name of <u>New</u> Office Holder | Postal Address of <u>New</u> Office Holder (for privacy reasons, we recommend NOT a private address) | Occupation of <u>New</u> Office Holder |
|-----------------|---|---------------------------------------|---------------------------------------|---------------------------|----------------------------------|--|--|
| <i>National</i> | <i>1.1.2014</i>                                     | <i>Secretary</i>                      | <i>Full Name</i>                      | <i>Retiring</i>           | <i>Full Name</i>                 | <i>c/- the Registered Organisation, postal address of Registered Organisation</i>                    | <i>Paid official</i>                   |
|                 | <i>25.12.2013</i>                                   | <i>President</i>                      | <i>vacant</i>                         | <i>Scheduled Election</i> | <i>Full Name</i>                 | <i>As above</i>  | <i>mechanic</i>                        |
| ...             |   |                                       |                                       |                           |                                  |  |  |
| <i>NSW</i>      | <i>1.1.2014 (resigned)<br/>7.1.2014 (appointed)</i> | <i>President</i>                      | <i>Full Name</i>                      | <i>Resignation</i>        | <i>Full Name</i>                 | <i>c/- the Branch, postal address of the Branch</i>  | <i>mechanic</i>                        |
|                 |   | <i>Committee of Management Member</i> | <i>Full Name</i>                      | <i>Scheduled Election</i> | <i>Full Name</i>                 | <i>As above</i>  | <i>mechanic</i>                        |
|                 |   | <i>Treasurer</i>                      | <i>Full Name</i>                      | <i>Scheduled Election</i> | <i>vacant</i>                    | <i>vacant</i>  | <i>vacant</i>                          |
| ...             |   |                                       |                                       |                           |                                  |  |  |

**From:** Simon Bulloch [mailto:Simon.Bulloch@aec.gov.au]  
**Sent:** Monday, 22 February 2016 11:25 AM  
**To:** Orgs; Industrial Elections  
**Subject:** KYRIAKIDIS - ON CMS - E2015/290 AEU WA Branch Election - Declaration of Uncontested Offices [SEC=UNCLASSIFIED]

E2015/290

## UNCLASSIFIED

Good morning,

Please find attached the declaration of uncontested offices for the main election E2015/290 AEU WA Branch.

A recall election accordance with WA Branch rule 2 (6) (below) will be conducted for the unfilled offices.

*Where insufficient nominations for the number of positions to be filled are received, the Returning Officer shall conduct a supplementary election to fill those positions. Such election shall be conducted as soon as possible after the declaration of the original election and in accordance with the provisions of these rules.*

Regards,

**Simon Bulloch | Manager**  
Election Services | WA State Office  
Australian Electoral Commission  
T: (08) 6363 8011 | M: 0413 006 210 | F: (08) 6363 8052



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**Australian Education Union  
Western Australian Branch  
Members of Branch Council WA Election**

**Declaration of Results for Uncontested Offices**

**E2015/290**

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 Council**

**Branch Councillor for the District of Belmont (7)**

Candidates

MOORMAN, Justine

O'NEILL, Cecil (bob)

No further nominations were accepted

**Branch Councillor for the District of Bunbury (8)**

Candidates

HITCHENS, Simon

KILNER, William

MASON, Catherine

STAPLETON, Gwendoline

No further nominations were accepted

**Branch Councillor for the District of Butler (9)**

Candidates

AXTON, Peter Leonard

No further nominations were accepted

**Branch Councillor for the District of Fremantle (8)**

Candidates

ELVIN, Jade

YEOMANS, Kate

No further nominations were accepted

**Branch Councillor for the District of Goldfields (8)**

Candidates

DARK, Robin  
NCUBE, Agripa  
PORTEOUS, Jasmine  
TALBOT, Jo-anne  
WHYTE, Leonie  
ZAHWE, Ruth Susan  
No further nominations were accepted

**Branch Councillor for the District of Hillarys (7)**

Candidates

No nominations were received

**Branch Councillor for the District of Jandakot (8)**

Candidates

CAVALLARO, Lydia  
No further nominations were accepted

**Branch Councillor for the District of Kalamunda (9)**

Candidates

HIGHMAN, Matthew  
SUMMERS, Stacey  
No further nominations were accepted

**Branch Councillor for the District of Kimberley-Pilbara (10)**

Candidates

BLOKLAND, Ellie  
BOYLAN, Greg  
PITTMAN, Sara Evelyn  
SMITH, Sue  
VERTIGAN, Sharon  
No further nominations were accepted

**Branch Councillor for the District of Maylands (6)**

Candidates

No nominations were received

**Branch Councillor for the District of Moore (9)**

Candidates

BREEN, Catherine  
BROOMHALL, Tristan James  
FOWLER, Amanda  
HOWELL, Daniel John  
KELLY, Dixie  
MCNAMARA, Mardi  
PARRY, Glyn  
SKEHAN, Renee Lea  
WANN, Brenda

**Branch Councillor for the District of Morley (8)**

Candidates

COOKSON, Glen  
JAMES, Mike  
VIRGONA, Nicholas  
WILLIAMS, Martha  
No further nominations were accepted

**Branch Councillor for the District of Murray (7)**

Candidates

LIM, Oskar  
No further nominations were accepted

**Branch Councillor for the District of Perth (7)**

Candidates

No nominations were received

**Branch Councillor for the District of Riverton (9)**

Candidates

BONSER, David  
COUSINS, Valerie  
IANNITELLI, Giuseppe  
No further nominations were accepted



**Branch Councillor for the District of Rockingham (10)**

Candidates

HEDGER, Gary Allan  
KUEHS, Helen  
MURRAY, Sarah  
O'NEILL, Bridget  
No further nominations were accepted

**Branch Councillor for the District of Scarborough (6)**

Candidates

KEAY, Carly  
No further nominations were accepted

**Branch Councillor for the District of Stirling (6)**

Candidates

BRISCOE, Harriet  
CORNWELL, Ken  
EMERY, Sonia  
GIBBON, Gary  
No further nominations were accepted

**Branch Councillor for the District of Swan (8)**

Candidates

SORRELL, Nicola  
No further nominations were accepted

**Branch Councillor for the District of Victoria Park (6)**

Candidates

AGAFONOFF, Julian Theodore  
No further nominations were accepted

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

19 February 2016



## DECISION

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

**Australian Education Union**  
(E2015/290)

MS O'NEILL

MELBOURNE, 15 JANUARY 2016

*Arrangement for conduct of election.*

[1] On 26 November 2015, the Western Australia Branch of the Australian Education Union lodged with the Fair Work Commission the prescribed information in relation to an election for the following offices:

Members of Branch Council (number to be determined in accordance with the rules) from the following districts:

Belmont  
Bunbury  
Butler  
Fremantle  
Goldfields  
Hillarys  
Jandakot  
Kalamunda  
Kimberley-Pilbara  
Maylands  
Moore  
Morley  
Murray  
Perth  
Riverton  
Rockingham  
Scarborough  
Stirling  
Swan  
Victoria Park

[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.



GENERAL MANAGER

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**From:** [Lincoln Rose](#)  
**To:** [BEBBINGTON, Catherine](#)  
**Subject:** Branch Council Election  
**Date:** Monday, 11 January 2016 4:35:02 PM  
**Attachments:** [PI for Branch Council Election 2016.pdf](#)

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Good afternoon Catherine.

Thank you for your call today and your time.

As discussed with Samantha Cotgrave, due the absence of the General Secretary, Mary Franklyn until Monday 18 January 2016, as a Senior Officer I am authorised to email you on her behalf.

In the attached PI for Branch Council Election 2016, there is an error in District 17. SCARBOROUGH. The (5 delegates) was an error. The number of Branch Council members for this District and each District will be determined in accordance with the Rules.

Please progress as discussed.

If you have any further questions or requirements please contact Samantha Cotgrave, [scotgrave@sstuwa.org.au](mailto:scotgrave@sstuwa.org.au) or 08 9210 6000 at any time.

Thank you again for your assistance.

Kind regards,

**Lincoln Rose** | [Senior Vice President](#)

**State School Teachers' Union of W.A. Inc.**

T 08 9210 6000 | M 0499 001 869

[snvicepres@sstuwa.org.au](mailto:snvicepres@sstuwa.org.au) | [www.sstuwa.org.au](http://www.sstuwa.org.au)

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# Australian Education Union (W.A. Branch)

P.O. Box 6140, East Perth W.A. 6892

Inwats: 1800 199 073

Branch President: **Patricia Byrne**

Branch Secretary: **Mary Franklyn**

Telephone: 9210 6000

Facsimile: 9210 6001

Email: [inquiries@sstuwa.org.au](mailto:inquiries@sstuwa.org.au)

Our Ref: MF:SS:15-12626

26 November 2015

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 offices.

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 2(1)(b) to elect:

### ***Members of Branch Council approximately 150:***

*20<sup>th</sup> March 2016 – 19<sup>th</sup> March 2017*

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

The current term of office for the above positions expires on 19<sup>th</sup> March 2016.

The electorates for the elections are:

- Financial members whose place of work is within the same specified district as that of the elected delegates.
- The specified districts are as contained in Appendix B of the Federal Branch Rules – SCHEDULE OF DISTRICTS as follows:
  1. **BELMONT**- consisting of the state electorates of Bassendean, Belmont and Forrestfield.

2. **BUNBURY** - consisting of the state electorates of Bunbury, Vasse and Collie-Preston.
3. **BUTLER** - consisting of the state electorates of Ocean Reef, Joondalup and Butler.
4. **FREMANTLE** - consisting of the state electorates of Fremantle, Alfred Cove and Willagee.
5. **GOLDFIELDS** - consisting of the state electorates of Kalgoorlie, Eyre and Wagin.
6. **HILLARYS** - consisting of the state electorates of Wanneroo, Hillarys and Kingsley.
7. **JANDAKOT** - consisting of the state electorates of Cockburn, Jandakot and Southern River.
8. **KALAMUNDA** - consisting of the state electorates of Armadale, Darling Range and Kalamunda.
9. **KIMBERLEY- PILBARA-** consisting of the state electorates of Kimberley, Pilbara and North-West Central.
10. **MAYLANDS** - consisting of the state electorates of Maylands, Balcatta and Mount Lawley.
11. **MOORE** - consisting of the state electorates of Geraldton, Moore and Central Wheatbelt.
12. **MORLEY-** consisting of the state electorates of Girrawheen, Mirrabooka and Morley.
13. **MURRAY-** consisting of the state electorates of Mandurah, Dawesville and Murray-Wellington.
14. **PERTH** - consisting of the state electorates of Cottesloe, Nedlands and Perth.
15. **RIVERTON** - consisting of the state electorates of Bateman, Riverton and Gosnells.
16. **ROCKINGHAM** - consisting of the state electorates of Rockingham, Kwinana and Warnbro.
17. **SCARBOROUGH** - consisting of the state electorates of Church lands, Scarborough and Carine. (5 delegates)
18. **STIRLING** - consisting of the state electorates of Blackwood-Stirling and Albany.
19. **SWAN** - consisting of the state electorates of West Swan, Swan Hills and Midland.
20. **VICTORIA PARK** - consisting of the state electorates of South Perth, Victoria Park and Cannington.

The number of Branch Council members for each district shall be determined in accordance with the Rules.

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(8), nominations for election to Branch Council 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

A handwritten signature in black ink, appearing to read 'Mary Franklyn', written in a cursive style.

**Mary Franklyn**  
Branch Secretary, AEU (WA) Branch