

Mr Phil Olsen  
Branch Secretary  
The Australian Institute of Marine and Power Engineers  
169 Stock Rd  
PALMYRA WA 6157

**Post Election Report For:**

**Election E No 2009/10046**

I refer to the above election for your organisation.

Section 197(1) of Schedule 1 of the Fair Work (Register 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 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 Fair Work 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.

Tracey Elliott  
Returning Officer

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Australian Electoral Commission  
3/218 Rockingham Rd, Spearwood  
PO Box 7047, SPEARWOOD WA 6163  
Tel: (08) 9418 7862 Fax: (08) 9418 7932

## POST ELECTION REPORT

### ELECTION/S COVERED IN THIS REPORT

Election Decision No/s:2009/10046

### RULES

Rules used for the election:

[009V: Incorporates  
alterations of 19/08/2009 in  
matter R2009/306]

Rules difficult to  
apply/interpret:

Model Rule reference (if any): N/A

### ROLL OF VOTERS

The Roll of Voters was supplied on 22 October 2009. One copy was provide to a Candidate in this election

### IRREGULARITIES

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

Other irregularities identified, and action taken:

### ATTACHMENTS

Declaration of Results for Contested Offices

Tracey Elliott  
Returning Officer

# The Australian Institute of Marine and Power Engineers Scheduled Election

## DECLARATION OF RESULTS FOR CONTESTED OFFICES

Results of the election for the following offices conducted in accordance with the provisions of the Fairwork (Registered Organisation) Act 2009 and the rules of the organisation.

E2009/10046

### West Australia Branch

|                                                                 |            |
|-----------------------------------------------------------------|------------|
| Total number of persons on the roll of voters                   | 420        |
| Ballot papers issued                                            | 420        |
| Duplicate ballot papers issued                                  | 0          |
| <b>TOTAL BALLOT PAPERS ISSUED</b>                               | <b>420</b> |
| Ballot papers / envelopes returned for scrutiny                 | 159        |
| Less ballot papers / envelopes rejected at preliminary scrutiny | 2          |
| Adjusting Balance                                               | 0          |
| <b>TOTAL BALLOT PAPERS ADMITTED TO SCRUTINY</b>                 | <b>157</b> |
| Percentage of ballot papers returned to number issued           | 37%        |
| Ballot papers returned as unclaimed mail                        | 2          |
| Ballot papers not returned                                      | 259        |

### Ordinary Member of Federal Council

| <u>Candidates</u>      | <u>First Preference Votes</u> | <u>Votes</u> |
|------------------------|-------------------------------|--------------|
| CALDWELL, John Leonard | 38                            | 38           |
| HARTREE, John W.       | 66                            | 66           |
| RYLANCE, John          | 52                            | 52           |
| Exhausted Votes        |                               | 0            |
| Loss/Gain by Fraction  |                               | 0            |
| Total votes            | 156                           | 156          |
| Formal ballot papers   | 156                           | 156          |
| Informal ballot papers | 1                             | 1            |

I declare John W. Hartree elected.

Tracey Elliott  
Returning Officer  
Australian Electoral Commission  
8 February 2010



# Fair Work Australia

18 September 2009

Mr Phil Olsen  
Branch Secretary  
Australian Institute of Marine and Power Engineers  
West Australia Branch  
1/169 Stock Road  
PALMYRA WA 6157

Dear Mr Olsen

**Re: Arrangements for the conduct of an Election  
(E2009/10046)**

A copy of the Decision in relation to the above matter is enclosed.

Fair Work Australia is making arrangements, under subsection 189(3) of the *Fair Work (Registered Organisations) Act 2009* (the RO Act), with the Electoral Commissioner for the conduct of the subject election by a member of staff of the Australian Electoral Commission, who will contact you in the near future about the election.

Please note that any future applications should be lodged under section 189 (1) of the *Fair Work (Registered Organisations Act) 2009* (a copy of which is available on our web site).

Please do not hesitate to contact me on (02) 8374 6509 if you have any queries in regards to any of the above.

Yours sincerely

David Vale  
Fair Work Australia



Fair Work  
Australia

## DECISION

*Fair Work (Registered Organisations) Act 2009*

s.189 – Arrangement for conduct of an election

### **Australian Institute of Marine and Power Engineers**

(E2009/10046)

B.R. JENKINS

SYDNEY, 18 SEPTEMBER 2009

*Arrangement for conduct of election.*

**[1]** On 16 September 2009 the West Australia Branch of The Australian Institute of Marine and Power Engineers lodged with Fair Work Australia prescribed information in relation to an election for the following office:

Ordinary Member of Federal Council

(1)

**[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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<Price code A, PR989317 >

**VALE, David**

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**From:** VALE, David  
**Sent:** Friday, 18 September 2009 2:50 PM  
**To:** 'industrial.elections@aec.gov.au'  
**Subject:** E2009/10046  
**Attachments:** E2009\_10046 signed decision 180909.pdf; E2009\_10046 AIMPE WA\_18092009.doc

Dear AEC,

Please find attached a copy of the Decision for the upcoming election of the West Australian Branch of The Australian Institute of Marine and Power Engineers – (E2009/10046).

Yours sincerely

David Vale  
Manager, Registered Organisations  
New South Wales

Fair Work Australia  
Level 8, Terrace Tower  
80 William Street  
East Sydney NSW 2011

Telephone: (02) 8374 6509  
Facsimile: (02) 9380 6990  
Email: [david.vale@fwa.gov.au](mailto:david.vale@fwa.gov.au)

18/09/2009



**Australian Government**  
**Australian Industrial Registry**

Level 8, Terrace Towers  
80 William Street, East Sydney, NSW 2011  
Telephone: (02) 8374 6666  
Fax: (02) 9380 6990

Electoral Commissioner Through  
Australian Electoral Officer ([industrial.elections@aec.gov.au](mailto:industrial.elections@aec.gov.au))

Under subsection 189 of the Fair Work (Registered Organisations) Act 2009, please arrange for the conduct of the following election by the Australian Electoral Commission:

**E No 2009/10046**

**RE: AUSTRALIAN INSTITUTE OF MARINE AND POWER ENGINEERS, WEST AUSTRALIA BRANCH**

Position:

See Decision

Relevant Information: Scheduled election; expiry of term of office; secret postal ballot.

Contact: Mr Phil Olsen  
Branch Secretary

Phone: (08) 9317 6446

A copy of the Decision is enclosed.

I further request that you arrange for this office to be notified that arrangements for the conduct of this election have been made, by email transmission at [industrial.elections@fwa.gov.au](mailto:industrial.elections@fwa.gov.au).

A handwritten signature in black ink, appearing to read 'David Vale'.

David Vale  
for Fair Work Australia

18 September 2009



Fair Work  
Australia

## DECISION

*Fair Work (Registered Organisations) Act 2009*

s.189 – Arrangement for conduct of an election

### **Australian Institute of Marine and Power Engineers**

(E2009/10046)

B.R. JENKINS

SYDNEY, 18 SEPTEMBER 2009

*Arrangement for conduct of election.*

**[1]** On 16 September 2009 the West Australia Branch of The Australian Institute of Marine and Power Engineers lodged with Fair Work Australia prescribed information in relation to an election for the following office:

Ordinary Member of Federal Council

(1)

**[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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**VALE, David**

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**From:** VALE, David  
**Sent:** Wednesday, 16 September 2009 4:07 PM  
**To:** 'industrial.elections@aec.gov.au'  
**Subject:** E2009/10046  
**Attachments:** AIMPE E2009\_10046 lodged 16092009.pdf; AIMPE\_009V\_R2009\_306\_19082009.doc

Dear AEC,

Please find attached a copy of prescribed information and a copy of the current rule book of The Australian Institute of Marine and Power Engineers for an upcoming election of its West Australian Branch.

Yours sincerely

David Vale  
Manager, Registered Organisations  
New South Wales

Fair Work Australia  
Level 8, Terrace Tower  
80 William Street  
East Sydney NSW 2011

Telephone: (02) 8374 6509  
Facsimile: (02) 9380 6990  
Email: [david.vale@fwa.gov.au](mailto:david.vale@fwa.gov.au)



## Australian Institute of Marine & Power Engineers Western Australian Branch

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15th September 2009

Deputy Industrial Registrar  
Australian Industrial Registry  
GPO Box X2206  
Perth 6001



### Re: WA Branch Election

Dear Sir,

We request your assistance in conducting the above election.

Attached is the "Prescribed Information" as required under Section 189 [1]  
of the Workplace Relations Act 1996.

Yours faithfully

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PC Olsen  
WA Branch Secretary

**PRESCRIBED INFORMATION – REGULATION 138 [1]**

- [A] Ordinary Member of Federal Council [1]
- [B] Term of office expires:  
Ordinary Member of Federal Council - November 2009
- [C] N/A
- [D] WA Branch members only to vote
- [E] N/A
- [F] Direct Voting System



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PC Olsen  
WA Branch Secretary

15th September 2009