



DECISION

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

Australian Municipal, Administrative, Clerical and Services Union - New South Wales Local Government, Clerical, Administrative, Energy, Airlines & Utilities Branch
(E2019/207)

MR ENRIGHT

MELBOURNE, 9 JANUARY 2020

Arrangement for conduct of election.

[1] On 18 November 2019 the Australian Municipal, Administrative, Clerical and Services Union - New South Wales Local Government, Clerical, Administrative, Energy, Airlines & Utilities Branch lodged with the Registered Organisations Commission prescribed information for an election to fill casual vacancies for the remainder of the term.

[2] I am satisfied that an election for the following 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:

Alternate Delegate to National Conference (1)

Central West Sub Branch

Sub Branch Committee of Management (1)

Sub Branch Delegate to Branch Conference (1)

Energy & Utilities Sub Branch

Sub Branch Committee of Management (1)

Sub Branch Delegate to Branch Conference (1)

Murray Sub Branch

Sub Branch Committee of Management (1)

New England Sub Branch

Sub Branch Committee of Management (1)

Sub Branch Treasurer / Fourth Branch Conference Delegate (1)

[3] In addition to the above offices, the prescribed information lodged with the Registered Organisations Commission also sought an election for one of the offices of Murray Sub-Branch Alternate Delegate to Branch Conference as a casual vacancy.

[4] I am not yet satisfied that an election is required for that single office. The Branch has been invited to provide further information in respect of that particular office and in respect of other offices for which insufficient nominations were received at the scheduled election (E2018/263). In the event that information is forthcoming in relation to those offices which indicates that an election is required, a decision can then be issued in respect of those.



DELEGATE OF THE COMMISSIONER

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PRESCRIBED INFORMATION FOR ELECTIONS in accordance with Section 189 *Fair Work (Registered Organisations) Act 2009* and Regulation 138 *Fair Work (Registered Organisations) Regulations 2009*

I, Graeme Paul Kelly, being the Branch Secretary of the Australian Municipal, Administrative, Clerical and Services Union, New South Wales Local Government, Clerical, Administrative, Energy, Airlines & Utilities Branch ("ASU US Branch") make the following statement:

1. I am authorised to sign this statement containing prescribed information for the Australian Municipal, Administrative, Clerical and Services Union, New South Wales Local Government, Clerical, Administrative, Energy, Airlines & Utilities Branch.
2. The following information is lodged under subsection 189(1) of the Fair Work (Registered Organisations) Act 2009 (the RO Act).
3. The elections that are required are set out in the table in Annexure A
4. No rule alterations are pending that will impact the election.
5. Proof of resignation from Branch office and/or proof of resignation from the Branch, which in accordance with National Rule 43(c) shall be taken to create a casual vacancy in an office, are attached in Annexure B

Signed:



Graeme Paul Kelly

Branch Secretary

Dated: 18 November 2019

[PLEASE NOTE: This statement should be lodged with the Registered Organisations Commission at least 2 months prior to nominations opening. It can be submitted to regorgs@roc.gov.au.]

ANNEXURE A

- Elections that are required [*insert as many pages as required*]:

| Branch | Name of Office/Position | Number required | Voting System | Reason for Election | Electorate |
|-------------------------------|---|-----------------|--|--|---|
| | | | <i>Direct voting system; Collegiate electoral system</i> | <i>Scheduled; Casual vacancy; New office created; Insufficient nominations</i> | |
| New England Sub Branch | <i>Sub Branch Committee of Management</i> | 1 | Direct Voting System | <i>Casual Vacancy</i> | <i>All financial members of New South Wales Local Government, Clerical, Administrative, Energy, Airlines & Utilities Branch, New England Sub Branch (Division 8, Rule 9a, 9d, 35 & Schedule – Sub Branch List)</i> |
| | <i>Sub Branch Treasurer/Fourth Branch Conference Delegate</i> | 1 | Collegiate | <i>Casual Vacancy</i> | <i>New England Sub Branch Committee of Management (Division 8, Rule 5bi, 9b & Schedule – Sub Branch List)</i> |
| National Conference | <i>Alternate National Conference Delegates</i> | 1 | Direct Voting System | <i>Casual Vacancy</i> | <i>All financial members of New South Wales Local Government, Clerical, Administrative, Energy, Airlines & Utilities Branch (Division 8, Rule 9a & 18b)</i> |
| Energy & Utilities Sub Branch | <i>Sub Branch Committee of Management</i> | 1 | Direct Voting System | <i>Casual Vacancy</i> | <i>All financial members of New South Wales Local Government, Clerical, Administrative, Energy, Airlines & Utilities Branch, Energy & Utilities Sub Branch (Division 8, Rule 9a, 9d, 35 & Schedule – Sub Branch List)</i> |
| | <i>Sub Branch Delegate to Branch Conference</i> | 1 | Collegiate | <i>Casual Vacancy</i> | <i>Energy & Utilities Sub Branch Committee of Management (Division 8, Rule 5bi, 9b & Schedule – Sub Branch List)</i> |

| | | | | | |
|-------------------------|---|---|----------------------|-----------------------|---|
| Murray Sub Branch | <i>Sub Branch Committee of Management</i> | 1 | Direct Voting System | <i>Casual Vacancy</i> | <i>All financial members of New South Wales Local Government, Clerical, Administrative, Energy, Airlines & Utilities Branch, Murray Sub Branch (Division 8, Rule 9a, 9d, 35 & Schedule – Sub Branch List)</i> |
| | <i>Sub Branch Alternate Delegate to Branch Conference</i> | 1 | Collegiate | <i>Casual Vacancy</i> | <i>Murray Sub Branch Committee of Management (Division 8, Rule 9b, 9f & Schedule – Sub Branch List)</i> |
| Central West Sub Branch | <i>Sub Branch Committee of Management</i> | 1 | Direct Voting System | <i>Casual Vacancy</i> | <i>All financial members of New South Wales Local Government, Clerical, Administrative, Energy, Airlines & Utilities Branch, Central West Sub Branch (Division 8, Rule 9a, 9d, 35 & Schedule – Sub Branch List)</i> |
| | <i>Sub Branch Delegate to Branch Conference</i> | 1 | Collegiate | <i>Casual Vacancy</i> | <i>Central West Sub Branch Committee of Management (Division 8, Rule 5bi, 9b & Schedule – Sub Branch List)</i> |

- Important dates:

| | Direct Voting System | Collegiate Electoral System |
|------------------------------------|--|---|
| Nominations OPEN | <i>to be determined by the returning officer</i> | <i>As determined by the returning officer (National rule 41e(ii))</i> |
| Nominations CLOSE | <i>21 days after nominations open (National rule 40d)</i> | <i>As determined by the returning officer (National rule 41e(ii))</i> |
| Roll of Voters cut off date | <i>15th day of month preceding the date for the calling of nominations(National rule 41(c)(vi))</i> | <i>Electorate for all collegially elected offices/positions are the relevant Sub Branch Committees of Management elected by Direct Voting System (Division 8, Rule 9b).</i> |

Please note: that for insufficient nominations and casual vacancies, the date nominations open and close, unless specified in the rules, should be listed as *'to be determined by the returning officer'*. Casual vacancies must be accompanied by proof of resignation and attached to this statement.