

12 October 2017

# Post-election Report

**Australian Nursing and Midwifery Federation -  
E2017/131**

# Contents

|   |   |
|---|---|
| Election(s) Covered in this Report..... | 3 |
| Rules .....                             | 3 |
| Roll of Voters .....                    | 3 |
| Irregularities .....                    | 3 |
| Other Matters.....                      | 4 |
| Attachments .....                       | 4 |

## Election(s) Covered in this Report

---

Election Decision No/s: E2017/131

## Rules

---

|                                     |   |
|-------------------------------------|---|
| Rules used for the election:        | [145V: Incorporates alterations of 05/04/2017 (R2017/50)]<br>(replaces 06/03/2017 (D2015/60) version) |
| Rules difficult to apply/interpret: | None  |
| Module Rule reference (if any)      | N/A   |

## Roll of Voters

---

As there were no contested offices, no Roll of Voters was required.

## Irregularities

---

None

## Other Matters

---

The rules should provide more information about eligibility to nominate for an office. The rules should define what an 'associate' and 'inactive' member are and include whether these members are entitled to vote or to nominate or to take part in the election of officers.

## Attachments

---

- 1) Declaration of Results for Uncontested Offices – VIC

Benjamin Murray  
Returning Officer

12 October 2017



19 September 2017

Ms Lisa Fitzpatrick  
Branch Secretary  
Australian Nursing and Midwifery Federation-Victorian Branch  
records@anmfvic.asn.au

Dear Ms Fitzpatrick,

cc: Federal Secretary, [anmfcanberra@anmf.org.au](mailto:anmfcanberra@anmf.org.au)

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

The Australian Electoral Commission has provided the Registered Organisations Commission (the ROC) a declaration of results for the election of uncontested offices for Victorian Branch [E2017/131]. This letter is a reminder of certain obligations imposed on organisations and on persons elected to office.

#### 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 regulation 141 of the Fair Work (Registered Organisations) Regulations 2009).

#### Holders of office required to undertake approved training

Section 293K of the *Fair Work (Registered Organisations) Act 2009* (the RO Act) requires 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 are provided for in the RO Act.

#### Organisation must notify the Commission of changes

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 Nursing and Midwifery Federation-Victorian 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. A template notification of changes, which may assist you, is attached. If any change does not apply until a date in the future, you do not 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

**Christine Hibberd**  
**Registered Organisations Commission**

**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 operation:
    1. *[include name of each new branch]*
    2. ...
  - CEASED operation:
    1. *[include name of each closed branch]*

---

<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)

2. ...

Signed: [SECRETARY OR OTHER AUTHORISED OFFICER]

Dated: [DATE]

*[PLEASE NOTE: This declaration must be submitted to the Registered Organisations Commission within **35 days** of the change. It can be submitted to [regorgs@roc.gov.au](mailto:regorgs@roc.gov.au).]*



**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.*

| <b>Branch</b>   | <b>Date of Change</b>                               | <b>Name of Office that has changed</b> | <b>Name of <u>Outgoing</u> Office Holder</b> | <b>Name of <u>New</u> Office Holder</b> | <b>Postal Address of <u>New</u> Office Holder</b>                                 | <b>Occupation of <u>New</u> Office Holder</b> |
|-----------------|---|--|--|---|---|---|
| <i>National</i> | <i>1.1.2014</i>                                     | <i>Secretary</i>                       | <i>Full Name</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>Full Name</i>                        | <i>As above</i>   | <i>mechanic</i>                               |
| <i>...</i>      |   |  |  |   |   |   |
| <i>NSW</i>      | <i>1.1.2014 (resigned)<br/>7.1.2014 (appointed)</i> | <i>President</i>                       | <i>Full Name</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>Full Name</i>                        | <i>As above</i>   | <i>mechanic</i>                               |
|                 |   | <i>Treasurer</i>                       | <i>Full Name</i>                             | <i>vacant</i>                           | <i>vacant</i>   | <i>vacant</i>                                 |
| <i>...</i>      |   |  |  |   |   |   |
|                 |   |  |  |   |   |   |
|                 |   |  |  |   |   |   |
|                 |   |  |  |   |   |   |
|                 |   |  |  |   |   |   |
|                 |   |  |  |   |   |   |
|                 |   |  |  |   |   |   |
|                 |   |  |  |   |   |   |
|                 |   |  |  |   |   |   |



**Reference:** V17/201

Ms Lisa Fitzpatrick  
Secretary ANMF – Vic Branch  
540 Elizabeth Street Melbourne Vic 3000

Australian Nursing and Midwifery Federation

Dear Ms Fitzpatrick,

**Australian Nursing and Midwifery Federation  
Scheduled Election - Victorian Branch  
E2017/131**

The declaration of the election for uncontested offices is attached.

The election is now complete.

Yours sincerely



Benjamin Murray  
Returning Officer

12 September 2017

cc all candidates

**Australian Nursing and Midwifery Federation**  
**Victorian Branch**  
**DECLARATION OF RESULTS – E2017/131**  
**Uncontested Offices**

---

**Scheduled Election**

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 are:

**Victorian Branch**

**Branch Secretary (1)**

Candidate/s

FITZPATRICK Lisa

**Branch Assistant Secretaries (2)**

Candidate/s

GILBERT Paul

CAREW Paula (Pip)

**Branch President (1)**

Candidate/s

BURGESS Maree Therese

**Branch Vice President(1)**

Candidate/s

SHARP Lori-Anne Nicole

**Branch Executive Members (4)**

Candidate/s

CRESSWELL Fiona Helen

WEAVER Rachel Elizabeth

KRIZ Jacqueline

MCKENZIE Stephen John

**Branch Councillors (14)**

Candidate/s

CARRON Mel

BLOOM Ruth

AUCHETTL Lisa Ann

STIRLING Anita Laura

MACLEAN Jessica

SMYTH Therese

PENTHREATH Kimberly

MORGAN Andrew

O'BRIEN Tim

METCHER Hannah

MORENO-DIAZ Rita

HOLLOWAY Deborah  
MAUGER Lynette

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

Benjamin Murray  
Returning Officer  
Australian Electoral Commission

12 September 2017



## DECISION

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

### **Australian Nursing and Midwifery Federation** (E2017/131)

MR ENRIGHT

MELBOURNE, 30 MAY 2017

*Arrangement for conduct of election.*

[1] On 2 May 2017 the Victorian Branch of the Australian Nursing and Midwifery Federation lodged with the Registered Organisations Commission prescribed information for an election to fill the following offices:

|                              |    |
|------------------------------|----|
| Branch Secretary             |    |
| Branch Assistant Secretaries | 2  |
| Branch President             |    |
| Branch Vice-President        |    |
| Branch Executive Members     | 4  |
| Branch Councillors           | 14 |

[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.



DELEGATE OF THE COMMISSIONER

Printed by authority of the Commonwealth Government Printer

<Price code A, PR350596>



2 May 2017

DC:kw

Mr Mark Bielecki  
Registered Organisations Commissioner  
Level 4, 414 LaTrobe Street  
MELBOURNE VIC 3000

By email: [regorqs@roc.gov.au](mailto:regorqs@roc.gov.au)

Dear Commissioner

I am an officer of the Australian Nursing and Midwifery Federation (Victorian Branch) authorised to sign the information contained herein. This information is being lodged pursuant to subsection 189(1) of the *Fair Work (Registered Organisations) Act 2009*.

In accordance with Chapter 10 - Standard Branch Rules - Rule 85.1.1 of the Rules of the Australian Nursing and Midwifery Federation (ANMF) and the *Fair Work (Registered Organisations) Act 2009*, I am writing to request that you make arrangements with the Australian Electoral Commission to conduct an election for the following offices of the Victorian Branch of the ANMF:

- Branch Secretary – One (1)
- Assistant Branch Secretaries – Two (2)
- Branch President – One (1)
- Branch Vice-President – One (1)
- Branch Executive Members – Four (4)
- Branch Councillors – Fourteen (14)

The reason for the election is that the term of office for the above positions will expire in the normal course of events on 30 November 2017.

With respect to ANMF Rule 65.2.3, the number of Branch Councillors was determined to be fourteen (14) at a meeting of the Branch Council on 11 April 2017. Please find below extract of the minutes of that meeting confirming this:

10.4 Resolution for ANMF Vic Branch Council elections

*As elections for all positions at ANMF Vic Branch will take place this year, the following resolution was passed by Branch Council:*

*Motion: moved T O'Brien, seconded K Pentreath*

*"That it be determined that, pursuant to Rule 65.2.3 of the Rules of the Australian Nursing and Midwifery Federation, the number of Branch Councillors on the Australian Nursing and Midwifery Federation (Victorian Branch) Council be fourteen (14) and, further, that in*

accordance with Rule 85.1.1 of the Rules the Fair Work Commission be requested to make arrangements with the Australian Electoral Commission to conduct an election for the following offices of the Victorian Branch of the ANMF:

- Branch Secretary – One (1)
- Branch Assistant Secretary – Two (2)
- Branch President – One (1)
- Branch Vice President – One (1)
- Executive Members – Four (4)
- Branch Councillors – Fourteen (14).

CARRIED

With regards to the electorate, the election will be by and from the financial members of the Victorian Branch of the ANMF.

Concerning the date and time of the beginning and end of the period in which nominations of candidates will be called for it is stated in Rule 85.1.1: "*Elections for the office of Branch President, Branch Vice President, Branch Executive member and Branch Councillor in Branches other than the Queensland Branch shall be conducted between the first day of September and the 30th day of October in each alternate year, provided that the Returning Officer may call for nominations prior to the first of September in the year of elections*". It is also stated in Rule 85.2: "*The election for the position of Branch Secretary and Assistant Branch Secretary (if any) shall be conducted between the first day of September and the 30th day of October every fourth year, provided that the Returning Officer may call for nominations prior to the first of September in the year of such election.*"

Pursuant to ANMF Rule 85.4.1 the roll of voters is to be closed seven days before the day on which nominations are open.

The voting system to be used in the conduct of the election is the direct voting system.

Given that we are required pursuant to our Rules to notify all members of the forthcoming election, the Victorian Branch wishes to utilise the July edition of its monthly publication, *On the Record*. In order to meet publication deadlines, we would need to include the dates by 25 May 2017 and would appreciate it if this request could be accommodated.

If there are any matters you wish to discuss, could you please in the first instance contact Resources and Compliance Officer Daniel Crute on (03) 9275 9333 or email [dcrute@anmfvic.asn.au](mailto:dcrute@anmfvic.asn.au).

Yours sincerely

  
Lisa Fitzpatrick  
Secretary  
ANMF (Vic Branch)