

From: Rhys Richards [mailto:Rhys.Richards@aec.gov.au]
Sent: Wednesday, 3 June 2015 9:34 AM
To: Orgs
Subject: Post Election Report for ANMF E2015/121 for ACT Branch [DLM=For-Official-Use-Only]

For-Official-Use-Only

Hi

Attached is the Post-Election report for the above election.



RO REPORT ANMF -
ACT E2015-121.doc



Uncontested
Declaration ACT E20:

Thanks

Rhys Richards | Senior Returning Officer
Industrial Elections Branch | New South Wales
Australian Electoral Commission
T: 02 9375 6362 | F: (02) 6215 9910



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Fair Work (Registered Organisations) Act 2009

POST ELECTION REPORT

Client: Australian Nursing & Midwifery Federation – ACT Branch

ELECTIONS COVERED IN THIS REPORT

Election Decision No/s: E2015/121

RULES

Rules used for elections Rule ID: [145V-PLU:Incorporates alterations of 25/2/2015
[R2013/18]

Rules difficult to apply/interpret: None

Model Rule reference (if any):

ROLL OF VOTERS

Total number of voters on the roll N/A

Number of apparent workplace addresses

Number of non-current addresses

Other Matters Nil

ALLEGATIONS OF IRREGULARITIES RECEIVED

Details of written allegations of irregularities, and action taken by AEC: None

Other irregularities identified, and action taken: None

ATTACHMENTS

A: Uncontested Declaration

Rhys Richards
Returning Officer
3 June 2015

Australian Nursing and Midwifery Federation ACT Branch

Declaration of Results for Uncontested Offices

E2015/121

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.

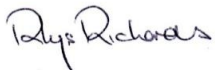
ACT Branch

Branch Councillor

Candidates

BROWN, Melissa Ellen

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



Rhys Richards
Returning Officer

2 June 2015



DECISION

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

Australian Nursing and Midwifery Federation
(E2015/121)

MR ENRIGHT

MELBOURNE, 26 MARCH 2015

Arrangement for conduct of election.

[1] On 24 March 2015 the Australian Capital Territory Branch of the Australian Nursing and Midwifery Federation lodged with the Fair Work Commission the prescribed information in relation to a casual vacancy election, for the remainder of the term, for the following office:

Branch Councillor (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

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MOUTEVELIS, Michael

From: Jenny Miragaya [jenny@anmfact.org.au]
Sent: Tuesday, 24 March 2015 1:06 PM
To: Orgs
Subject: RE: ANMF ACT Branch Council Casual Vacancy Attention David Vale
Attachments: 20150324131717544.pdf

Dear David

Thank you for your assistance in this matter.

Please see the attached Prescribed Information letter and supporting evidence.

Regards
Jenny

Jenny Miragaya
Secretary
Australian Nursing & Midwifery Federation
ACT Branch
PO Box 1995
Woden ACT 2606

Ph: (02) 6282 9455

Fax: (02) 6282 8447

www.anmfact.org.au

[email: anmfact@anmfact.org.au](mailto:anmfact@anmfact.org.au)



Australian
Nursing &
Midwifery
Federation

AUSTRALIAN CAPITAL TERRITORY

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Australian
Nursing &
Midwifery
Federation

AUSTRALIAN CAPITAL TERRITORY

ABN: 41 698 088 660
President: A. Rosborough
Secretary: J. Miragaya

Mr David Vale
Fair Work Commission
Terrace Tower, Level 10
80 Williams Street
East Sydney 2011

24 March 2015

Via email: attention Mr David Vale – orgs@fwc.org.au

Dear Mr Vale

I, Jennifer Miragaya, Branch Secretary of the Australian Nursing and Midwifery Federation Australian Capital Territory branch make the following statement:

I am the Branch Secretary of the Australian Nursing and Midwifery Federation Australian Capital Territory branch.

In accordance with the ANMF Federal Rules: Standard Branch Rule 67.1.13, I am authorised to lodge the following prescribed information concerning forthcoming elections in the Australian Capital Territory Branch of the Australian Nursing and Midwifery Federation.

I confirm that the following information is being lodged under subsection 189 (1) of the Fair Work (Registered Organisation) Act 2009.

Signed

Jennifer Miragaya, Australian Capital Branch Secretary of the Australian Nursing and Midwifery Federation.

Dated: 24 March 2015



Offices/Positions:

Branch Councillor (1 position)

Reasons for Election:

Consistent with ANMF Federal Rules: Standard Branch Rule 51.3 an election for office is required to fill a casual vacancy that has recently occurred (documentary information relating to the resignation of the person holding the office of Branch Councillor is enclosed).

Elected by:

The electorate for the direct voting system of the whole Branch.

Nominations open:

Date to be determined by the Returning Officer Australian Electoral Commission

Nominations close:

Date to be determined by the Returning Officer Australian Electoral Commission

Cut off date for the Roll:

The cut off date for the roll, consistent with ANMF Federal Rule 85.4.1, will be 7 days prior to the opening date for nominations.

MOUVEVELIS, Michael

From: Orgs
Sent: Monday, 23 March 2015 9:21 AM
To: 'Jenny Miragaya'
Subject: RE: ANMF ACT Branch Council Casual Vacancy
Attachments: PI Election Sample Notice RO Act_sampledoc_22032011_1.doc

Hi Jenny

You will need to lodge prescribed information (PI) to the Fair Work Commission (at this email address) so that the Commission can issue a Decision for the Australian Electoral Commission to conduct a casual vacancy election. I have attached a sample PI for you to fill in and alter where appropriate, then lodge it as soon as possible.

Yours sincerely

DAVID VALE
Principal Adviser,
Regulatory Compliance Branch, NSW

Fair Work Commission
Tel: 02 8374 6509
Fax: 02 9380 6990
david.vale@fwc.gov.au

Level 10, Terrace Tower
80 William Street
East Sydney NSW 2011
www.fwc.gov.au

From: Jenny Miragaya [<mailto:jenny@anmfact.org.au>]
Sent: Sunday, 22 March 2015 2:53 PM
To: Orgs
Subject: ANMF ACT Branch Council Casual Vacancy

To whom it may concern

The ACT Branch of the Australian Nursing and Midwifery Federation, in accordance with Federal Branch Rule 67.1.13 and as required under subsection 189 (1) of the Fair Work (Registered Organisations) Act 2009, held an election for Branch Council positions last year (E2014/170). As there were no contested positions the result was declared on 8 October 2014 and the incoming Council assumed office 30 November 2014.

Unfortunately, one Branch Councillor, Ms Samantha Turner, [REDACTED] resigned from Branch Council on 6 March 2015.

As Ms Turner's completed term of office is less and 25% of her 2 year term, in accordance with Federal Branch Rule 51, specifically 51.3, an election will need to be conducted to fill this casual vacancy.

The Branch Council met on 17 March 2015 and the following resolution was endorsed by the Branch Council:

That Branch Council accepts the resignation of Ms Samantha Turner, thanks her for her contribution to the branch, and wishes her well in the future. The Branch Council directs the Secretary to notify the Fair Work Commission of Ms Turner's resignation and make arrangements for the casual vacancy as required under Federal Rule 51.

Moved: Jenny Miragaya

Seconded: Athalene Rosborough

Could you please assist me by informing me how this process is to be managed, especially in respect of calling for nominations, when nominations should open and close, the cut off point for the Roll and to whom I should address this information within the FWC.

Thank you for your assistance in this matter.

Regards

Jenny Miragaya

Secretary

Australian Nursing & Midwifery Federation

ACT Branch

PO Box 1995

Woden ACT 2606

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AUSTRALIAN CAPITAL TERRITORY

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Sample Notice and Statement of Prescribed Information for an Election

I, [name], being the [title of office] of the [name of organisation and branch], make the following statement:

I am the [title of office] of the [title of organisations and branch],

I am authorised to lodge the following prescribed information concerning forthcoming elections in the [title of branch] of the [title of organisation], and

I confirm that the following information is being lodged under subsection 189(1) of the Fair Work (Registered Organisations) Act 2009

Signed: [signature]

Dated: [date]

Offices/Positions

A	Branch President (Direct Voting System)
	Branch Vice-Presidents (2) (DVS)
	Branch Secretary (DVS)
	Branch Treasurer (DVS)
	Branch Executive Committee Members (15) (DVS)
	Branch Delegates to National Council (5 together with Branch Secretary who is ex officio a member of National Council) (Collegiate election)
B	Branch Councillors (2) (DVS)
C	Branch Assistant Secretary (DVS)
D	Branch Representatives to Trades Council (2) (Collegiate)
	Branch Representative to ACTU (Collegiate)

Reasons for election:

- Election for offices and positions marked A and D respectively is required as the terms of office are due to expire in the normal course of events under the rules of the organisation.
- Election for offices marked B is required to fill casual vacancies that have recently occurred (documentary information relating to the resignation of the persons holding the offices of Branch Councillor is enclosed)

- Election for the office marked C is required because this is a new position that has been created under the rules.

Elected by:

- The electorate for the direct voting system is the whole of the Branch.
- The electorate for collegiate electoral system is by and from the Branch Committee (totalling 21 persons)

Nominations open:

- For offices to be elected by direct voting system - the first Monday in June
- For offices to be elected by collegiate election - at the AGM in September

Nominations close:

- For offices to be elected by direct voting system - 12 noon, first Friday in July
- For offices to be elected by collegiate election - at the AGM in September

Cut off date for roll:

- In all cases - 7 days prior to the opening date for nominations - rule 22(g).

Notes:

The above sample Notice and Statement would satisfy each of the particulars required under s189(1) and the relevant regulations.

The Notice and Statement are required to be lodged at least 2 months before the first day of nominations as set out in the rules of the organisation – the General Manager of FWC may allow for a later day - see subsection 189(2) and regulations.

The requirement to lodge election information under s189(2) is a civil penalty provision – see s305.