

1 July 2021

# Post-election report

**Australian Nursing and Midwifery  
Federation**

Australian Capital Territory Branch

Scheduled election

E2020/127

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# Election(s) Covered in this Report

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Organisation: ANMF - Australian Capital Territory Branch  
Election: Scheduled  
Election Decision No/s: E2020/127

## Rules

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Rules used for the election: ([145V: Incorporates alterations of 22 June 2020 R2020/54] (replaces rulebook dated 27 May 2020 [R2020/30]))

Rules difficult to apply/interpret:

'49.2.7 With all convenient speed but not later than fourteen (14) days before the ballot is to be held, send to each member the following papers by prepaid post in a sealed envelope...'

The words "before the ballot is held" is ambiguous due to this being a postal ballot as opposed to an attendance ballot and there is no mention in the rules regarding the ballot opening. Additionally, the 14 day time frame infers that this is not part of the ballot period and could therefore substantially impact the ballot results if ballots received during this period are not included in the count.

The rules do refer to the closing of the ballot being:

'49.2.4 (ca) fix a date and time for the closing of the ballot that is no less than 28 days and no more than 49 days after the date upon which the ballot papers are distributed under rule 49.2.7.'

Model Rule reference (if any): 16.2 Issue of ballot material

16.2.1 On or before the opening day of the ballot the returning officer shall forward ballot material in a sealed envelope by prepaid post to each person on the roll of voters at the address shown on the roll of voters.

For more details see the Model Rules on the AEC website: <https://www.aec.gov.au/ieb/files/model-rules-nov2010.pdf>

## Roll of Voters

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

# Irregularities

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

Other irregularities identified, and action taken: NIL

## Other Matters

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Returning Officer actions required (Section 193): Yes

Details:

- As there is no rule pertaining to the method in which nominations must be lodged, the Returning Officer applied subparagraph 193(1) (b)(ii) of the Fair Work (Registered Organisation) Act 2009 to only accept nominations via email or portal and not by hand or post, due to the ongoing COVID-19 risk.
- As there is no rule pertaining to the photograph colour and size in the candidate statement, the Returning Officer applied subparagraph 193(1) (b)(ii) of the Fair Work (Registered Organisation) Act 2009 to only accept photographs that are black and white and do not exceed 'passport' size dimensions (35mm W x 45mm H).
- Rules regarding the timetable of the election were set aside as the AEC held concerns that the coronavirus pandemic may impact on the ability for stakeholders to fully participate in the election. A timetable for the conduct of the ballot which varied from the rules was set when the AEC was satisfied that stakeholders would be able to fully participate.

## Signed

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Sally Angus  
Returning Officer  
Australian Electoral Commission  
E: IEBevents@aec.gov.au  
P: 03 9285 7111  
1 July 2021

## Attachments

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### A. Declaration of Results for Uncontested Offices

**Australian Nursing and Midwifery Federation**  
**Australian Capital Territory Branch**  
**DECLARATION OF RESULTS - E2020/127**  
**Uncontested Offices**

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**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:

**Australian Capital Territory Branch**

**Branch President (1)**

Candidates

ROSBOROUGH Athalene

**Branch Vice President (1)**

Candidates

OHMAN Lyndsey Hellen

**Branch Secretary (1)**

Candidates

DANIEL Matthew

**Branch Executive Council (4)**

Candidates

EHRlich Leanne Maree

HOBAN Vanessa

LLOYD Susana

**Branch Council (5)**

Candidates

BURTON Wendy

DAVIDSON Janine

PRESTON-BOND Donna

PRICE Jessie

MURRAY Patrice

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

Sally Angus  
Returning Officer  
Telephone: 03 9285 7165  
Email: IEBevents@aec.gov.au  
16/06/2021



## DECISION

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

**Australian Nursing and Midwifery Federation**  
(E2020/127)

MR ENRIGHT

MELBOURNE, 5 AUGUST 2020

*Arrangement for conduct of election.*

[1] On 22 June 2020 the Australian Nursing and Midwifery Federation - Australian Capital Territory Branch lodged with the Registered Organisations Commission prescribed information for an election to fill the following offices:

Branch President	(1)
Branch Vice President	(1)
Branch Secretary	(1)
Branch Executive Council	(4)
Branch Council	(5)

[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

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Australian  
Nursing &  
Midwifery  
Federation

AUSTRALIAN CAPITAL TERRITORY

**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, Matthew David Daniel, being the Branch Secretary of The Australian Nursing & Midwifery Federation, ACT Branch make the following statement:

1. I am authorised to sign this statement containing prescribed information for The ACT Branch of The Australian Nursing & Midwifery Federation.
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.  
No rule alterations are pending that will impact the election.
4. This statement **IS** lodged at least 2 months before nominations open for the election(s) in Annexure A.

Signed:

Matthew Daniel.

SECRETARY

Dated: 22 June 2020





### Annexure A

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

Branch	Name of Office	Number required	Voting System	Reason for Election
ACT Branch	Branch President	1	Direct Voting System	Scheduled
ACT Branch	Branch Vice President	1	Direct Voting System	Scheduled
ACT Branch	Branch Secretary	1	Direct Voting System	Scheduled
ACT Branch	Branch Executive Council	4	Direct Voting System	Scheduled
ACT Branch	Branch Council	5	Direct Voting System	Scheduled

- Important dates:

	Direct Voting System
<b>Nominations OPEN</b>	To be determined by Returning Officer
<b>Nominations CLOSE</b>	To be determined by Returning Officer
<b>Roll of Voters cut-off date</b>	To be determined by Returning Officer