



6 September 2018

Branch Secretary  
Australian Nursing and Midwifery Federation-Northern Territory Branch  
secretary@anmfnt.org.au

Dear Branch Secretary,

cc: 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 Northern Territory Branch [E2018/132]. 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, as soon as practicable after receiving the post-election report, 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-Northern Territory 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**

23/8/2018

# Post-election Report

**Australian Nursing and Midwifery Federation  
(ANMF) E 2018/132**

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## Election(s) Covered in this Report

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Election Decision No/s: E2018/132

## Rules

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Rules used for the election: [145V: alternations of  
01/02/2018 (R2017/169)]

Rules difficult to apply/interpret: (None)  
Module Rule reference (if any) (N/A)

## Roll of Voters

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

## Irregularities

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None to Report

## Other Matters

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NIL

## Attachments

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- 1) Declaration of results for Uncontested Offices – NT

*MShields*

Mark Shields  
Returning Officer

23/8/2018

**Australian Nursing and Midwifery Federation**  
**Australian Nursing and Midwifery Federation Northern Territory**  
**DECLARATION OF RESULTS - E2018/132**  
**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:

**Northern Territory Branch**  
**Branch President (1)**

Candidates

HATCHER, Catherine

**Branch Vice-President (1)**

Candidates

GILL, Amanda

**Branch Executive Member (4)**

Candidates

HILL, Mary

TABBADA, Emil

**Branch Councillor (8)**

Candidates

FERRIER, Elizabeth

HILL, Mary

OTIENO, Pauline

TABBADA, Emil

PREUSS, Ruth

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

*Mark Shields*

Mark Shields

Returning Officer

Australian Electoral Commission

23/08/2018



## DECISION

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

**Australian Nursing and Midwifery Federation**  
(E2018/132)

MR ENRIGHT

MELBOURNE, 21 JUNE 2018

*Arrangement for conduct of election.*

[1] On 13 June 2018 the Northern Territory 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 President	(1)
Branch Vice-President	(1)
Branch Executive Member	(4)
Branch Councillor	(8)

[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**  
NORTHERN TERRITORY

13<sup>th</sup> June 2018

Commissioner  
Registered Organisations Commission  
E: regorgs@roc.gov.au

Dear Commissioner

**RE: Arrangements to conduct an election under section 189 (1) of the *Fair Work Act 2009*.**

I Yvonne Falckh, being the Branch Secretary of the Australian Nursing and Midwifery Federation, Northern Territory Branch, (ANMF NT), make the following statement:

- I am the Branch Secretary of the Australian Nursing and Midwifery Federation, Northern Territory Branch.
- I am authorized to lodge the following prescribed information concerning forthcoming elections in the Northern 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 Organisations) Act 2009.
  1. Reasons for the election is the expiration, in the normal course of events under the rules of the organization, of the term of office for the ANMF NT Branch Council and Branch Executive Council, excluding the Branch Secretary position.
  2. The voting system to be used for all positions is the direct voting system.
  3. The electorate for this election is the ANMF NT Branch Members.
  4. Positions to be filled are
    - ANMF NT Branch President (1)
    - ANMF NT Branch Vice President (1)
    - ANMF NT Branch Executives (4)
    - ANMF NT Branch Councilors (8)

As per the ANMF Federal Rules section 85 sub section 85.1.1 *Elections for the office of Branch President, Branch Vice-President, Branch Executive Member and Branch Councilor in Branches other than the Queensland and New South Wales Branches shall be conducted between the 1st 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.*

Would you please make arrangement with the Australian Electoral Commission for the above election.

Yours sincerely

A handwritten signature in black ink that reads "Yvonne Falckh". The signature is written in a cursive style with a large initial 'Y' and a long, sweeping tail on the 'h'.

Yvonne Falckh  
Branch Secretary NT  
Australian Nursing &  
Midwifery Federation



5 June 2018

Ms Yvonne Falckh  
Branch Secretary  
Australian Nursing and Midwifery Federation-Northern Territory Branch  
Sent via email: [secretary@anmfnt.org.au](mailto:secretary@anmfnt.org.au)

CC: AEC Returning Officer by email: [industrial.elections@aec.gov.au](mailto:industrial.elections@aec.gov.au)

Dear Ms Falckh,

### **Courtesy Letter - Election for offices [E2018/132]**

The rules of the Australian Nursing and Midwifery Federation-Northern Territory Branch indicate that an election for offices within the branch is due to commence shortly.

- Branch Council (excluding Secretary and Assistant Secretary)

It appears that nominations for the election for the above-named offices open in September this year.

### **Reminder: prescribed information must be lodged**

This is a courtesy letter to remind you of your obligation to lodge information about the election (known as the 'prescribed information') pursuant to sub-sections 189(1) and (2) of the *Fair Work (Registered Organisations) Act 2009* (the 'Act') within the month. Prescribed information must be lodged with the Registered Organisations Commission (the ROC) two months before nominations open for the election.

### **If you do NOT agree that an election is due**

If you have a different interpretation for the commencement of the election or the offices due for election under your rules, please let the ROC know on [regorgs@roc.gov.au](mailto:regorgs@roc.gov.au) as soon as possible.

### **If you agree that an election is due**

If you agree that an election is due, the prescribed information must be lodged within the month. The prescribed information should contain details of the election as required by regulation 138(1) of the *Fair Work (Registered Organisations) Regulations 2009* (the 'Regulations'), and any subsequent collegiate elections, if that is relevant. A sample of the prescribed information can be found on our website at <http://www.roc.gov.au/resources-and-decisions/fact-sheets-templates-and-webinars>.

The prescribed information should be emailed to [regorgs@roc.gov.au](mailto:regorgs@roc.gov.au). When lodging the prescribed information, please quote [E2018/132]

### **If you are unable to lodge the prescribed information on time**

If your branch believes that it will be unable to comply with the prescribed day as set out in the Regulations, it will need to apply to the Commissioner within the month for a later date. Such request will need to set out in detail the reason why your organisation is unable to comply with the requirement. While the Commissioner will consider such an application, there is no assurance that

consent to a later day will be allowed.

### **Penalties apply**

**It should be noted Section 189(2) is a civil penalty provision.** Failure for an organisation to lodge prescribed information at least two months before nominations open may result in legal proceedings being issued with the possibility of a pecuniary penalty being imposed upon an officer and/or the organisation.

The ROC intends to continue to provide reminders that an election is due as a courtesy. However failure to receive a reminder from the ROC cannot be relied on as a reason for late, incorrect or non-lodgment of prescribed information. The obligation to lodge prescribed information consistent with the Act and the rules of the organisation rests with the organisation.

### **Insufficient nominations**

If there are insufficient nominations, or if a casual vacancy arises after the conduct of this election, then those unfilled or vacated offices must be filled in accordance the organisation's rules, and in any event in a timely manner.

Should you seek any clarification in relation to the above, please contact the ROC on [regorgs@roc.gov.au](mailto:regorgs@roc.gov.au).

Yours faithfully,



**Sam Gallichio**  
**Registered Organisations Commission**