

1 December 2017

Post-election Report

Australian Nursing and Midwifery Federation - E2017/211

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Election(s) Covered in this Report

Election Decision No/s: E2017/211

Rules

Rules used for the election:	[145V: Incorporates alterations of 05/04/2017 (R2017/50)] (<i>replaces 06/03/2017 (D2015/60) version</i>)
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

Attachments

- 1) Declaration of Results for Uncontested Offices – VIC

Benjamin Murray
Returning Officer

1 December 2017



20 November 2017

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

Dear Ms Fitzpatrick,

cc: The Federal Secretary, industrial@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 [E2017/211]. 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].¹
- On [DATE] the name and/or address of a branch[es] of the organisation changed to:²
 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]:³
 - COMMENCED operation:
 1. *[include name of each new branch]*
 2. ...
 - CEASED operation:
 1. *[include name of each closed branch]*

¹ s.230(1)(d); reg.147(d)

² s.230(1)(d); reg.147(a) & (d)

³ 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.]*

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.

Branch	Date of Change	Name of Office that has changed	Name of <u>Outgoing</u> Office Holder	Name of <u>New</u> Office Holder	Postal Address of <u>New</u> Office Holder	Occupation of <u>New</u> Office Holder
<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) 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: V17/364

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

Dear Ms Fitzpatrick

**Australian Nursing and Midwifery Federation
Casual Vacancy - Victorian Branch**

E2017/211

The declaration of the election for uncontested offices is attached.

The election is now complete.

Yours sincerely



Benjamin Murray
Returning Officer

17 November 2017

cc all candidates

Australian Nursing and Midwifery Federation
Casual Vacancy - Victorian Branch - E2017/211

Declaration of Results for Uncontested Offices

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.

Victorian Branch

Branch Councillor (1)

Candidate

SOULOUNIAS, Kitsa

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



Benjamin Murray
Returning Officer

17 November 2017



DECISION

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

Australian Nursing and Midwifery Federation
(E2017/211)

MR ENRIGHT

MELBOURNE, 28 SEPTEMBER 2017

Arrangement for conduct of election.

[1] On 19 September 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 office, due to insufficient nominations received in a previous election (**E2017/131**):

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 COMMISSIONER

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From: Daniel Crute <dcrute@anmfvic.asn.au>
Sent: Tuesday, 19 September 2017 12:00 PM
To: ROC - Registered Org Commission
Subject: ANMF VIC Election for one Branch Councillor
Attachments: MBielecki-ROC-18 09 17.pdf

Dear sir/madam,

Please refer to attached correspondence.

Kind regards,



**Australian
Nursing &
Midwifery
Federation**
VICTORIAN BRANCH

Daniel Crute
Resources & Compliance Officer
535 Elizabeth Street Melbourne Vic 3000
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dcrute@anmfvic.asn.au
www.anmfvic.asn.au

A banner with a black background and white text that reads 'WE ARE READY TO VOTE FOR EQUALITY'. The banner is set against a background of horizontal stripes in red, orange, yellow, green, blue, and purple.

**WE ARE READY TO
VOTE FOR EQUALITY**

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**Australian
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Midwifery
Federation**
VICTORIAN BRANCH

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18 September 2017

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

By email: 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 Rule 51.3 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 Councillors - One (1)

The reason for the election is that the office was not filled at the previous election (E2017/131).

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 51.3 that vacancies "...shall be filled by an election conducted as soon as possible..."

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.

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.

Yours sincerely

Lisa Fitzpatrick
Secretary
ANMF (Vic Branch)