

## **MOUTEVELIS, Michael**

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**From:** Simon Bulloch [Simon.Bulloch@aec.gov.au]  
**Sent:** Tuesday, 23 September 2014 2:59 PM  
**To:** 'Mark.Olson@anfiuwp.org.au'; Orgs; Industrial Elections  
**Subject:** E2014/171 - Australian Nursing and Midwifery Federation-Western Australian Branch  
Post election report and Uncontested Declaration [SEC=UNCLASSIFIED]

### **UNCLASSIFIED**

I refer to the above election for your organisation.

Section 197(1) of the *Fair Work (Registered Organisations) Act 2009* ("the Act") requires the AEC to provide a written report on the conduct of the election to the Fair Work Commission and to the organisation or branch for whom the election was conducted. A copy of the report in relation to this election is attached.

Section 198 of the Act requires that if an organisation or branch is given a Post Election Report under Section 197 that identifies a rule that was difficult to interpret or apply, the organisation or branch must, within 30 days, give a written response to the AEC on that aspect of the report. The response must specify whether the organisation or branch intends to take any action in relation to the rule, and if so, what action it intends to take.

If the attached report identifies a rule that was difficult to interpret or apply, you should forward your response to the AEC by email to 'industrial.elections@aec.gov.au' within thirty days of the date of the report.

Section 198 and the regulations also require an organisation to make the Post Election Report and the organisation's response to the report (if applicable) available to members.

Further, Regulation 141(4) of the *Fair Work (Registered Organisations) Regulations 2009* requires an organisation or branch to publish a notice on its website advising members that a copy of the Post Election Report is available upon request. If a website is not available, publishing a notice in a journal or newsletter would be considered appropriate.

Please contact me if you wish to clarify any aspect of this report.

**Simon Bulloch | Manager**  
Election Services | WA State Office  
Australian Electoral Commission  
T: (08) 6363 8011 | M: 0413 006 210 | F: (08) 6363 8052



E2014-171 - Post  
Election Repo...



E2014-171 ANMF  
WA Branch Uncon..

### **UNCLASSIFIED**

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Fair Work (Registered Organisations) Act 2009

**POST ELECTION REPORT**

**Client:** Australian Nursing and Midwifery Federation-Western Australian Branch  
**Contact details:** Mark Olson  
**Email:** [Mark.Olson@anfiuwp.org.au](mailto:Mark.Olson@anfiuwp.org.au)  
**Tel:** 08 6218 9444

**FWA contact officer:** Kiet Mac  
**Email:** [Kiet.MAC@fwc.gov.au](mailto:Kiet.MAC@fwc.gov.au)  
**Tel:** 02 8374 6511

**ELECTION/S COVERED IN THIS REPORT**

Election Decision No/s: E2014/171

**RULES**

Rules used for the election: [145V: Incorporates alterations of 2/1/2014 (R2013/442)] (*replaces 27/11/2013 (R2013/449) version*)

Rules difficult to apply/interpret: Nil

Model Rule reference (if any): N/A

**ROLL OF VOTERS**

The roll of voters was supplied by the Australian Nursing and Midwifery Federation-Western Australian Branch but as there was not a contest the roll was not used..

**IRREGULARITIES**

Details of written allegations of irregularities, and action taken by AEC: Nil  
Other irregularities identified, and action taken: Nil

**ATTACHMENTS**

Declaration of Results for Uncontested Offices



Simon Bulloch  
Returning Officer  
23 September 2014



**Reference:** W14/118

Mr Mark Olson  
Secretary  
WA Branch  
Australian Nursing and Midwifery Federation  
PO Box 8240  
PERTH BUSINESS CENTRE WA 6849

Dear Mr Olson,

**Australian Nursing and Midwifery Federation  
Western Australian Branch  
E2014/171**

The declaration of the election for uncontested offices is attached.

The election is now complete.

Yours sincerely

Simon Bulloch  
Returning Officer

23 September 2014

cc all candidates

# Australian Nursing and Midwifery Federation Western Australian Branch

## Declaration of Results for Uncontested Offices

E2014/171

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.

### Western Australian Branch

#### Branch Secretary

Candidates

OLSON, Mark Anthony

#### Branch Vice President

Candidates

PEMBER, Dianne

#### Branch Executive Committee Members (2)

Candidates

EVANS, Treena

LEE, Kerry

#### Branch Councillors (9)

Candidates

CLANCY, Michael

MURPHY, Loreta

REAH, Janet

ROAN, Karen Maree

SINCLAIR, Ray

TAI, Natalie

WOOLLER, Tanya

No further nominations were accepted

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



Simon Bulloch  
Returning Officer

23 September 2014

## MAC, Kiet

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**From:** MAC, Kiet  
**Sent:** Wednesday, 9 July 2014 4:21 PM  
**To:** 'Industrial Elections'  
**Subject:** E2014/171 - Application/Notification by Australian Nursing and Midwifery Federation-  
Western Australian Branch (145V-WA)  
**Attachments:** E2014\_171 ANMF WA Decision\_09072014 (2).pdf; ANMF E2014\_171 letter to AEC.doc

Dear AEC

Please find attached a copy of the signed decision for the ANMF – WA in matter E2014/171.

Regards

Kiet Mac

Kiet Mac  
Regulatory Compliance Branch  
Fair Work Commission  
Tel: 02 8374 6511  
Fax: 02 9380 6990  
10/80 William Street, East Sydney, NSW 2011  
[www.fwc.gov.au](http://www.fwc.gov.au)



## DECISION

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

**Australian Nursing and Midwifery Federation**  
(E2014/171)

MR ENRIGHT

MELBOURNE, 9 JULY 2014

*Arrangement for conduct of election.*

[1] On 30 June 2014 the Western Australian Branch of the Australian Nursing and Midwifery Federation lodged with the Fair Work Commission the prescribed information in relation to an election for the following offices:

Branch Secretary	(1)
Branch Vice President	(1)
Branch Executive Committee Member	(2)
Branch Councillor	(9)

[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.



**DAVID VALE**  
Principal Adviser,  
Regulatory Compliance Branch, NSW  
**Fair Work Commission**



8th July 2014.

Dear David

The Council of the WA Branch of the Australian Nursing and Midwifery Federation (formerly known as the WA Branch of the Australian Nursing Federation) has comprised the following since at least October 1980. (The number for each position is in the bracket following the position.)

- Branch President (1)
- Branch Secretary (1)
- Branch Vice President (1)
- Branch Executive Committee Members (4)
- Branch Councillors (18)

That is, the number of Branch Councillors has been 18 since at least October 1980.

I trust this clarifies matters for you and please do not hesitate to contact me should you require any further information or assistance.

yours sincerely

A handwritten signature in black ink, appearing to be 'Mark Olson', written in a cursive style.

Mark Olson  
Branch Secretary  
WA Branch - Australian Nursing and Midwifery Federation





3 July 2014

Mr Mark Olson  
WA Branch Secretary  
Australian Nursing and Midwifery Federation  
PO BOX 8240  
PERTH BUSINESS CENTRE WA 6849

Also by facsimile: (08) 9218 9455

Dear Mr Olson

**Arrangements for the conduct of an election (E2014/171)**

I refer to the prescribed information dated 30 June 2014 which was lodged with the Fair Work Commission on 30 June 2014 for a scheduled election for the WA Branch of the Australian Nursing and Midwifery Federation.

The prescribed information includes an election request for a Branch Secretary, however it appears the correct election request should be for a Branch President. In addition, the prescribed information includes an election request for two Branch Executive Committee Members; however rule 65.2.2 of the organisation's rulebook provides that the number of Branch Executive Committee Members should be four.

The prescribed information also includes an election request for nine Branch Councillors. Rule 65.2.3 of the organisation's rulebook provides that the number of Branch Councillors will be determined by each Branch Council as being between five and twenty. However no documentation was provided or any copy of a resolution which provides evidence that the number of Councillors to be elected was determined as being nine.

Could you provide the Fair Work Commission with a copy of a resolution or other documentation confirming that the number of Branch Councillors should indeed be nine as well as amended prescribed information for the offices of four Branch Executive Committee Members and one Branch President.

Please do not hesitate to contact me for any assistance in this matter.

Yours sincerely

David Vale  
Principal Adviser  
Regulatory Compliance Branch, NSW  
Fair Work Commission

## MAC, Kiet

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**From:** MAC, Kiet  
**Sent:** Tuesday, 1 July 2014 11:38 AM  
**To:** 'Industrial Elections'  
**Subject:** E2014/171  
**Attachments:** 145v.pdf; 140630 - Notice and Statement of Prescribed Information for an Election.pdf

Dear AEC

Please find the prescribed information and a copy of the current rulebook for an upcoming election of the Australian Nursing and Midwifery Federation – Western Australian Branch (E2014/171).

Regards

Kiet

Kiet Mac  
Regulatory Compliance Branch  
Fair Work Commission  
Tel: 02 8374 6511  
Fax: 02 9380 6990  
10/80 William Street, East Sydney, NSW 2011  
[www.fwc.gov.au](http://www.fwc.gov.au)

30 June 2014

General Manager  
Fair Work Commission

via email: [orgs@fwc.gov.au](mailto:orgs@fwc.gov.au)

**Notice and Statement of Prescribed Information for an Election**

I, Mark Olson, being the Branch Secretary of the Australian Nursing and Midwifery Federation Western Australian Branch make the following statement:

I am the Branch Secretary of the Australian Nursing and Midwifery Federation, WA Branch.

I am authorised to lodge the following prescribed information concerning forthcoming elections in the Western Australia Branch of the Australian Nursing and Midwifery Federation and

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



**Offices/Positions**

Branch Secretary (1) Direct Voting System (DVS)
Branch Vice President (1) (DVS)
Branch Executive Committee Members (2) (DVS)
Branch Councillors (9) (DVS)

**Reasons for election:**

- Election for offices and positions is required as the terms of office are due to expire in the normal course of events under the rules of the organisation.

**Elected by:**

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

**Nominations open:**

- For offices to be elected by direct voting system – after 1 September

**Nominations close:**

- For offices to be elected by direct voting system no later than - 12 noon, 30 September

**Cut off date for roll:**

- In all cases - 7 days prior to the opening date for nominations - rule 85.4.1