

VALE, David

From: industrial.elections@air.gov.au
Sent: Wednesday, 18 June 2008 10:53 AM
To: VALE, David
Subject: FW: Post Election Report - ARTBIU 2007/284 [SEC=UNCLASSIFIED]
Attachments: RO REPORT.doc; Contested- Uncontested Declarations.rtf

Mary Jo Carney
Executive Co-ordinator, Statutory Services
Australian Industrial Registry
Tel: 03 8661 7825
Email: maryjo.carney@air.gov.au

From: Rhys.Richards@aec.gov.au [mailto:Rhys.Richards@aec.gov.au]
Sent: Wednesday, 18 June 2008 10:46 AM
To: industrial.elections@air.gov.au
Subject: Post Election Report - ARTBIU 2007/284 [SEC=UNCLASSIFIED]

Hi

Post Election Report For: ARTBIU
E No.2007/284

Attached are the Post Election Report and Declaration Report
for this election:

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

Rhys Richards
Returning Officer
Australian Electoral Commission
Telephone: 02 9375 6362
Fax: 02 9212 7336

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18/06/2008

Workplace Relations Act 1996 – Schedule 1

POST ELECTION REPORT

Client: Australian Rail, Tram and Bus Industry Union NSW Branch

Contact details: Nick Lewocki
NSW Branch Secretary
Level 4, 321 Pitt St
Sydney NSW 2000

Email: nlewocki@rtbu-nsw.asn.au
Tel: 02 9264 3400

AIR contact officer: Steve Teece

Email: Industrial.elections@air.gov.au

ELECTIONS COVERED IN THIS REPORT

Election Decision No/s: E2007/284

RULES

Rules used for elections Rule ID: [139V: - This Rule Book incorporates all alterations certified on 26/03/068in Matters No R2008/222]

Rules difficult to apply/interpret: N/A

Model Rule reference (if any):

ROLL OF VOTERS – Administrative, Supervisory, Technical & Professional Division

Metropolitan District

Total number of voters on the roll	1803	
Number of apparent workplace addresses	0	0 %
Number of non-current addresses	0	0 %
Other Matters		

ALLEGATIONS OF IRREGULARITIES RECEIVED

Details of written allegations of irregularities, and action taken by AEC: N/A
Other irregularities identified, and action taken: N/A

ATTACHMENTS

A: Declaration of Contested & Uncontested Offices

Rhys Richards
Returning Officer
13 June 2008

**Australian Rail, Tram and Bus Industry Union
Vacancy NSW Branch Election 2008**

DECLARATION OF RESULTS FOR UNCONTESTED AND CONTESTED OFFICES

Results of the election for the following offices conducted in accordance with the provisions of the Workplace Relations Act 1996 and the rules of the organisation.

E2007/284

National Offices

Delegate to National Council from NSW Branch Rail Operations Division

Candidates

No nomination was received

No candidates elected.

Metropolitan District Rail Operations Division

Branch Divisional Delegate to Branch Council

Candidates

No nomination was received

No candidates elected.

Metropolitan District Administrative, Supervisory, Technical & Professional Division

Total number of persons on the roll of voters	1803
Ballot papers issued	1803
Duplicate ballot papers issued	0
TOTAL BALLOT PAPERS ISSUED	1803
Ballot papers / envelopes returned for scrutiny	328
Less ballot papers / envelopes rejected at preliminary scrutiny	11
Adjusting Balance	0
TOTAL BALLOT PAPERS ADMITTED TO SCRUTINY	317
Percentage of ballot papers returned to number issued	18%
Ballot papers returned as unclaimed mail	10
Ballot papers not returned	1465

Branch Divisional Delegate to Branch Council

Candidates

	<u>Votes</u>
NAWAR, Sam	124
MITCHELL, Neville	192

Exhausted Votes	0
Loss/Gain by Fraction	0
Total votes	316
Formal ballot papers	316
Informal ballot papers	1

I declare Neville Mitchell elected.

Transit Officers Wages Sub-Division Rail Operation Division

Branch Sub Division Secretary

Candidates

No nomination was received

No candidates elected.

Rhys Richards
Returning Officer
Australian Electoral Commission
11 June 2008



Australian Government

Australian Industrial Registry

Level 8, Terrace Towers
80 William Street, East Sydney, NSW 2011
Telephone: (02) 8374 6666
Fax: (02) 9380 6990
Email: sydney@air.gov.au

Mr Robert Hayden
National Secretary,
Australian Rail Tram Bus Industry Union
83-89 Renwick Street
REDFERN NSW 2016

Dear Mr Hayden

**Re: Arrangements for the conduct of an Election
(E2007/284)**

A copy of the Registrar's decision in relation to the above matter is enclosed.

The Registrar is making arrangements, under subsection 189(3) of Schedule 1 of the *Workplace Relations Act 1996*, with the Electoral Commissioner for the conduct of the subject election by a member of staff of the Australian Electoral Commission, who will contact you in the near future about the election.

Yours sincerely,

A handwritten signature in black ink, appearing to read 'Steve Teece'.

Steve Teece
for Deputy Industrial Registrar
16 January 2008

Electoral Commissioner Through
Australian Electoral Officer (industrial.elections@aec.gov.au)

Under subsection 189 of Schedule 1 of the Workplace Relations Act 1996, please arrange for the conduct of the following election by the Australian Electoral Commission:

E No 2007/284

RE: AUSTRALIAN RAIL, TRAM AND BUS INDUSTRY UNION

Positions:

See Decision

Relevant Information: casual vacancies, direct voting system, secret postal ballot

Contact: Robert Hayden
National Secretary

Phone: (02) 9310 3966

A copy of the decision is enclosed.

I further request that you arrange for this office to be notified that arrangements for the conduct of this election have been made, by email transmission at industrial.elections@air.gov.au



Steve Teece
for Deputy Industrial Registrar

16 January 2008

Workplace Relations Act 1996
s.189 RAO Schedule - arrangement for conduct of an election

Australian Rail, Tram and Bus Industry Union
(E2007/284)

T. NASSIOS
DEPUTY INDUSTRIAL REGISTRAR

MELBOURNE, 16 JANUARY 2008

Arrangement for conduct of election

DECISION

[1] On 13 December 2007 the Australian Rail, Tram and Bus Industry Union lodged in the Industrial Registry the prescribed information in relation to an election to fill vacancies in the following offices:

National Offices

National Divisional Delegate from Branch to National Council

New South Wales Branch

Rail Operations Division (1)

New South Wales Branch

Administrative, Supervisory, Technical and Professional Division

Divisional Delegate to Branch Council (Metropolitan District) (1)

Rail Operations Division

Divisional Delegate to Branch Council (Metropolitan District) (1)

[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 Schedule 1 of the *Workplace Relations Act 1996*, I am making arrangements for the conduct of the election by the Australian Electoral Commission.

[3] The Australian Rail, Tram and Bus Industry Union has also made a request for the Australian Electoral Commission to conduct an election to fill a vacancy in the following non-office position:

New South Wales Branch

Rail Operations Division - Transit Officers Wages Sub-Division

Branch Sub-Division Secretary (1)

[4] I am also satisfied that an election for the abovenamed non-office position is required to be held under the rules of the organisation and the Division has made a request under section 187 of Schedule 1 of the Workplace Relations Act 1996. Accordingly, under subsection 189(3) of the Schedule I am making arrangements for the conduct of the election by the Australian Electoral Commission.



TEECE, Steve

From: TEECE, Steve
Sent: Tuesday, 15 January 2008 10:57 AM
To: 'industrial.elections@aec.gov.au'
Subject: E2007/284 ARTBIU Casual Vacancies Election

Attachments: ARTBIU E2007_248 Further request.pdf; artbiu E2007_284 clarification.pdf; ARTBIU 139V (21-08-06).doc; E2007_284 ARTBIU Casual PI.pdf

This is a request from the ARTBIU in the above matter.

One of the positions previously sought is a non office position and this request therefore seeks that an election be held subsequent to section 187 of the Workplace Relations Act 1996



ARTBIU E2007_248
Further reque...

Steve Teece

Research Information Advice Team
NSW Registry
Australian Industrial Registry

Ph: (02) 8374 6516 Fax: (02) 9380 6990
steve.teece@air.gov.au

From: TEECE, Steve
Sent: Tuesday, 8 January 2008 3:21 PM
To: 'industrial.elections@aec.gov.au'
Subject: E2007/284 ARTBIU Casual Vacancies Election

Clarification by ARTBIU of positions sought in Prescribed Information sent previously:



artbiu E2007_284
clarification...

Steve Teece

Research Information Advice Team
NSW Registry
Australian Industrial Registry

Ph: (02) 8374 6516 Fax: (02) 9380 6990
steve.teece@air.gov.au

From: TEECE, Steve
Sent: Tuesday, 18 December 2007 10:22 AM
To: 'industrial.elections@aec.gov.au'
Subject: E2007/284 ARTBIU Casual Vacancies Election

Rulebook & Prescribed Information:



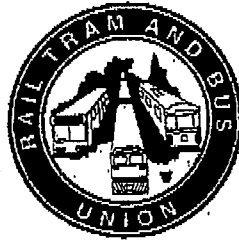
ARTBIU 139V E2007_284 ARTBIU
21-08-06).doc (60.. Casual PI.pdf...

Steve Teece

Research Information Advice Team
NSW Registry
Australian Industrial Registry

Ph: (02) 8374 6516 Fax: (02) 9380 6990
steve.teece@air.gov.au

NATIONAL OFFICE
83-89 Renwick Street
REDFERN NSW 2016



Ph: (02) 9310 3966
Fax: (02) 9319 2096
rtbu@rtbu-nat.asn.au
www.rtbu-nat.asn.au

FACSIMILE TRANSMISSION

DATE:

15. 1. 08

TIME:

9am

TO:

AIR

ATTENTION:

STEVE PEGLE

SENDER:

Bob Hayden

Number of pages (including this page):

2

(Please advise if total pages not received)

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RAIL, TRAM & BUS UNION

AUSTRALIAN RAIL, TRAM & BUS INDUSTRY UNION

ABN 28 921 128 419

NATIONAL OFFICE: 83-89 Renwick Street, REDFERN NSW 2016

Phone: (02) 9310 3966

Fax: (02) 9319 2096

Email: rtbu@rtbu-nat.asn.au

web: www.rtbu-nat.asn.au

16th January 2008

To Mr Barry Jenkins
Deputy Industrial Registrar
Australian Industrial Registry
80 William Street
EAST SYDNEY NSW 2011

Dear Barry

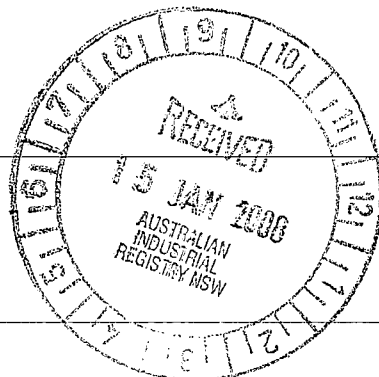
RE: ARTBIU – NSW Branch Election for Non Officer Position.

Further to my correspondence of the 8th January, via email to Mr Steve Teece, and pursuant to Sections 187(3) of Schedule 1 (“RAO Schedule”) of the Workplace Relations Act 1996 (“WRA”), the Australian, Rail, Tram and Bus Industry Union requests that arrangements be made with the Australian Electoral Commission to conduct an election for the non officer position of NSW Branch, *Transit Officers Sub Division – Sub Division Secretary.*

If you have any further questions please do not hesitate to contact me, and thank you for your assistance in this matter.

Yours Faithfully

Robert Hayden
National Secretary



 **TEECE, Steve**

From: TEECE, Steve
Sent: Monday, 14 January 2008 12:08 PM
To: 'rhayden@rtbu-nat.asn.au'
Subject: RE: Helen Billet
Importance: High
Attachments: cepu reuest for non office postions.pdf; 187 Organisation may ask AEC to conduct elections for positions other than offices.doc

Bob,

Further to your advice, it appears that the Transit Officers Sub Division – Sub Division Secretary vacancy is for a position other than an office.

If that is the case, we need an additional request stating that you seek to have the election for that position conducted under s187 of the Act (I have attached a recent example from the CEPU). The AEC would also need to be informed of this.

Let me know if you have any problems with this or need further information

I have also included some extracts from the Act (below & attached).

187 Organisation may ask AEC to conduct elections for positions other than offices

(1) If the rules of an organisation or branch of an organisation require an election to be held for a position other than an office in the organisation or branch, the organisation or branch, as the case may be, may request the AEC to conduct the election.

*Note: For the meaning of **office**, see section 9.*

(2) The request must be:

(a) in writing; and

(b) signed by an officer of the organisation or branch who is authorised to do so by the committee of management of the organisation or branch; and

(c) given to the AEC.

(3) A copy of the request must also be lodged in the Industrial Registry at the same time as the prescribed information in relation to the election is lodged (see section 189).

Regards

Steve Teece

Research Information Advice Team
 NSW Registry
 Australian Industrial Registry

Ph: (02) 8374 6516 Fax: (02) 9380 6990
steve.teece@air.gov.au

15/01/2008

From: Robert Hayden [mailto:rhayden@rtbu-nat.asn.au]
Sent: Tuesday, 8 January 2008 2:00 PM
To: TEECE, Steve
Subject: Helen Billet

Steve

As discussed, I write to advise that Helen has resigned from all positions held within the RTBU, and as such an election is needed to be conducted for the following positions:

Rail Operations Division

- Delegate to Branch Council – Metropolitan District
- Transit Officers Sub Division – Sub Division Secretary
- National Divisional Delegate from Branch to National Council

I hope this meets your requirements in regards to the above matter.

Robert Hayden
National Secretary
Rail, Tram & Bus Union
office: 0293103966
fax: 0293192096
email: rhayden@rtbu-nat.asn.au

TEECE, Steve

From: Robert Hayden [rhayden@rtbu-nat.asn.au]
Sent: Tuesday, 8 January 2008 2:00 PM
To: TEECE, Steve
Subject: Helen Billet

Steve

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I hope this meets your requirements in regards to the above matter.

Robert Hayden
National Secretary
Rail, Tram & Bus Union
office: 0293103966
fax: 0293192096
email: rhayden@rtbu-nat.asn.au

 **EECE, Steve**

From: TEECE, Steve
Sent: Tuesday, 18 December 2007 10:22 AM
To: 'industrial.elections@aec.gov.au'
Subject: E2007/284 ARTBIU Casual Vacancies Election

Attachments: ARTBIU 139V (21-08-06).doc; E2007_284 ARTBIU Casual PI.pdf

Rulebook & Prescribed Information:



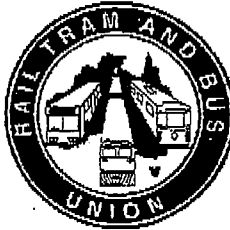
ARTBIU 139V E2007_284 ARTBIU
21-08-06).doc (60.. Casual PI.pdf...

Steve Teece

Research Information Advice Team
NSW Registry
Australian Industrial Registry

Ph: (02) 8374 6516 Fax: (02) 9380 6990
steve.teece@air.gov.au

NATIONAL OFFICE
83-89 Renwick Street
REDFERN NSW 2016



Ph: (02) 9310 3966
Fax: (02) 9319 2096
rtbu@rtbu-nat.asn.au
www.rtbu-nat.asn.au

FACSIMILE TRANSMISSION

DATE: 13 12 -07

TIME: 3.55 pm.

TO: AIRC

ATTENTION: DEPUTY INDUSTRIAL REGISTRAR

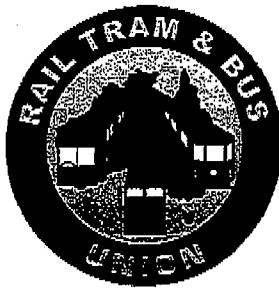
PLEASE FIND ATTACHED:
MATERIAL FOR THE CONDUCT
OF AN ELECTION.



SENDER: R HAYDEN

Number of pages (including this page): 5 PAGES
(Please advise if total pages not received)

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RAIL, TRAM & BUS UNION

AUSTRALIAN RAIL, TRAM & BUS INDUSTRY UNION

ABN 28 921 128 419

NATIONAL OFFICE: 83-89 Renwick Street, REDFERN NSW 2016

Phone: (02) 9310 3966

Fax: (02) 9319 2096

Email: rtbu@rtbu-nat.asn.au

web: www.rtbu-nat.asn.au

RH:ds

11th December, 2007

Deputy Industrial Registrar
Australian Industrial Registry
Level 8, Terrace Towers,
80 William Street,
East Sydney, NSW 2011

Dear Sir,

RE: REQUEST FOR CONDUCT OF ELECTION

I, **Robert Norman Hayden** National Secretary of the Australian Rail, Tram & Bus Industry Union (RTBU) make the following statement:

- I am the National Secretary of the Australian Rail Tram & Bus Industry Union (RTBU).
- I am authorised to lodge the following prescribed information concerning forthcoming elections in the New South Wales Branch of the Australian Rail, Tram & Bus Industry Union (RTBU) and
- I confirm that the following information is being lodged under subsection 189(1) of the RAO Schedule.

1. Due to the resignation of **Helen Bellette from the NSW Branch Sub-Division Secretary – Transit Officer** a Casual Vacancy now exists and as such I write to seek that this vacancy be filled.

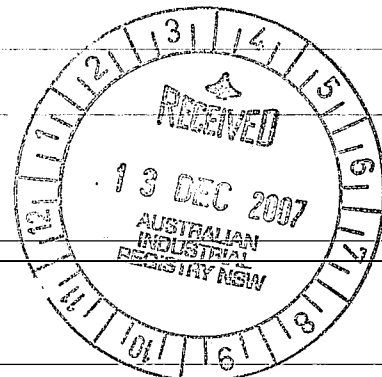
Attached is a copy of the resignation as received by Michael Cartwright Branch Divisional President - NSW Rail Operations Division.

2. Due to the resignation of **Graham Fozzard as Delegate to NSW Branch Council** a Casual Vacancy now exists and as such I write to seek that this vacancy be filled.

Attached is a copy of the resignation as received by Mr. Nick Lewocki – Branch Secretary NSW Branch.

Yours faithfully,

Robert Hayden
NATIONAL SECRETARY



Office/Position

Transit Officer Sub-Division Secretary, within the NSW Rail Operations Division

- **Branch Sub-Division Secretary - NSW Branch**
- **Delegate to Branch Council – NSW Branch – Metropolitan District**
- **Branch Delegate to National Council**

Election for the above office is required to fill a casual vacancy that has recently occurred (documentary information relating to the resignation of the persons holding the office is attached).

Metropolitan District – within the NSW Administrative, Supervisory, Technical and Professional Division

- **Delegate to Branch Council – NSW Branch**

Election for the above office is required to fill a casual vacancy that has recently occurred (documentary information relating to the resignation of the persons holding the office is attached).

Helen Byron

From: Fozzard, Graham [Graham.Fozzard@railcorp.nsw.gov.au]
Sent: Thursday, 11 October 2007 7:28 AM
To: nlewocki@rtbu-nsw.asn.au
Cc: allyie@optusnet.com.au
Subject: Union Membership Resignation

Nick,

It is with great regret that I tender my resignation from the RTBU. My resignation has been brought about by my acceptance of V/R.

I would like to offer my deepest and sincerest thanks for all the assistance, patience and unwavering support that has been shown to me by everyone at head office.

I would also ask that you pass on my words of thanks to your staff, in particular Helen, Ingrid, George and Phil.

See you again sometime in the future,

Graham Fozzard
Loyal, paranoid, sceptical and above all passionate Comrade

6

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M Cartwright

From: Helen Bellette [helen.bellette@nsw.twu.com.au]
Sent: Monday, 5 November 2007 9:43 AM
To: mcartwright@rtbu-nsw.asn.au
Subject: Resignation

Morning Mick,

It is with regret that I have to lodge my resignation from the position that I hold as Secretary of the Transit Sub-Division. I wish to thank the RTBU for all the support, assistance and training whilst I held this position.

Regards,

Helen Bellette

~~Safe Stamp~~

Your Anti-virus Service scanned this email. It is safe from known viruses.
For more information regarding this service, please contact your service provider.

*Phil,
Do we now
have to notify the
ACC for a by election??*

[Signature]
Bi-Election