

From: Marie Malfitana [mailto:Marie.Malfitana@aec.gov.au]
Sent: Wednesday, 8 February 2017 10:52 AM
To: KELLETT, Stephen; Orgs; Allan Barden
Cc: Alex Claassens; Cameron Lockey; Industrial Elections
Subject: ARTBIU Vacancies - E2016/229 [DLM=For-Official-Use-Only]

Good morning everyone

I refer to the Australian Rail, Tram and Bus Industry Union vacancy elections in Matter E2016/229.

Please find attached the Post Election Report and Declaration of Results for Contested and Uncontested Offices.

Should you have any questions or queries, please do not hesitate to contact me.

Thank you and kind regards

Marie Malfitana | Returning Officer
Industrial & Commercial Elections | NSW State Office
Australian Electoral Commission
T: (02) 9375 6364 | F: (02) 6215 9910



AEC

Australian Electoral Commission

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Declaration of
Results Contested Off



Declaration of
Results uncontested c



Post Election

Report_ ARTBIU - E2



Our Ref: N16/343

Mr Allan Barden
Assistant National Secretary
Australian Rail, Tram and Bus Industry Union

Dear Mr Barden

**Post-Election Report For: Australian Rail, Tram and Bus Industry Union
Vacancy Elections – E2016/229**

I refer to the above election for your organisation.

Section 197(1) of the Fair Work (Registered Organisations) Act 2009 requires the AEC to provide a written report on the conduct of the election to the Delegate of the General Manager, 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 web site 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.



Marie Malfitana
Returning Officer

8 February 2017



Fair Work (Registered Organisations) Act 2009

POST ELECTION REPORT

Australian Rail, Tram & Bus Industry Union

ELECTION/S COVERED IN THIS REPORT

Election Decision No/s: E2016/229

RULES

Rules used for the election: [139V: - Incorporates alterations of 16/09/2016 in matter R2016/186]

Rules difficult to apply/interpret: Nil

Model Rule reference (if any): N/A

ROLL OF VOTERS

Total number of voters on the roll (NSW Locomotive Division) 1,709

Number of apparent workplace addresses 0

Number of non-current addresses 18

Other Matters Nil

IRREGULARITIES

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

Other irregularities identified, and action taken: Nil

ATTACHMENTS

1. Declaration of results for uncontested offices - E2016/229
2. Declaration of results for contested offices - E2016/229



Marie Malfitana
Returning Officer

8 February 2017

Australian Rail, Tram and Bus Industry Union

ARTBIU - Vacancy Election

Declaration of Results for Contested Offices

E2016/229

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.

NSW Locomotive Division

Total number of names on the roll of voters	1709
Ballot papers issued	1709
Replacement ballot papers issued	1
Total Ballot Papers Issued	1710
Ballot papers / envelopes returned for scrutiny	431
Less ballot papers / envelopes rejected at preliminary	14
Adjusting balance	0
Total Ballot Papers Admitted to Scrutiny	417
Percentage of ballot papers returned to number issued	25%
Ballot papers returned as unclaimed mail	9
Ballot papers not returned	1270

Branch Divisional Vice-President (Passenger)

<u>Candidates</u>	<u>Votes</u>
DONNELLY, Michael	198
LEECE , Dan	215
Total votes	413
Formal ballot papers	413
Informal ballot papers	4

I declare Dan Leece elected.

Eveleigh Sub-Division Locomotive Division

Total number of names on the roll of voters	130
Ballot papers issued	130
Replacement ballot papers issued	0
Total Ballot Papers Issued	130
Ballot papers / envelopes returned for scrutiny	65
Less ballot papers / envelopes rejected at preliminary	6
Adjusting balance	0
Total Ballot Papers Admitted to Scrutiny	59
Percentage of ballot papers returned to number issued	50%
Ballot papers returned as unclaimed mail	3
Ballot papers not returned	65

Depot Organiser

<u>Candidates</u>	<u>Votes</u>
DONNELLY, Michael	23
HARTSHORN, Graeme	36
Total votes	59
Formal ballot papers	59
Informal ballot papers	0

I declare Graeme Hartshorn elected.



Marie Malfitana
Returning Officer
Australian Electoral Commission

7 February 2017

Australian Rail, Tram and Bus Industry Union ARTBIU - Vacancy Elections

Declaration of Results for Uncontested Offices

E2016/E229

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.

National Offices

Branch Delegates to the National Executive (New South Wales Branch)

Candidates

No nomination was received

Delegate to National Council from NSW Branch Locomotive Division

Candidates

LEECE, Dan

Branch Offices and positions

New South Wales Branch

Rail Operations Division

Western District

Branch Divisional Delegate to Branch Council

Candidates

No nomination was received

Transport Officers Sub-Division

Sub-Divisional Representative on Branch Divisional Committee

Candidates

SKUNDRIC, Andrew

Branch Sub Division President

Candidates

SALAMA, Joseph

Branch Sub Division Secretary

Candidates

SKUNDRIC, Andrew

Locomotive Division

Sub-Divisional Representative for Branch Divisional Council

Central Group

Candidates

No nomination was received

Metropolitan Group 1

Sub-Divisional Representative on Branch Divisional Council

Candidates

ZIMMER, Adam

NSW Fleet Manufacturing, Overhaul, Maintenance & Services Division

Branch Divisional Secretary

Candidates

PARSONS, Nyssa

NSW Administrative, Supervisory, Technical & Professional Division

Branch Divisional Secretary

Candidates

No nomination was received

Tram and Bus Division

Willoughby

Sub-Divisional Representative on Branch Divisional Committee

Candidates

JAGGERS, Daniel

Queensland Branch

Administrative, Supervisory, Technical and Professional Division

Regional Representative to Divisional Committee

Metropolitan Region (ATSP)

Candidates

No nomination was received

South Australian and Northern Territory Branch

Branch Vice-President

Candidates

SUNDQVIST, Josh

Branch District Delegates to Branch Council: Rail Commissioner District

Candidates

FREGONA, Enzo

Branch Regional Sub-Branch Secretary

Candidates

DAWSON, Brett James

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



Marie Malfitana
Returning Officer

2 February 2017



DECISION

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

Australian Rail, Tram and Bus Industry Union
(E2016/229)

MR ENRIGHT

MELBOURNE, 27 SEPTEMBER 2016

Arrangement for conduct of election.

[1] On 22 September 2016 and 26 September 2016 the Australian Rail, Tram and Bus Industry Union lodged with the Fair Work Commission prescribed information in relation to an election for the following offices and positions:

See Attachment A

[2] A casual vacancy has arisen for each of the offices and positions described.

[3] I am satisfied that an election for the offices and positions in Attachment A 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 GENERAL MANAGER

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ATTACHMENT A

National Offices

Branch Delegate to the National Executive (New South Wales Branch) (1)

National Divisional Delegate from Branch to National Council:
New South Wales Branch, Locomotive Division (1)

Branch Offices and positions

New South Wales Branch

Rail Operations Division

Branch Divisional Delegate to Branch Council
Western District (1)
Sub-Divisional Representative on Branch Divisional Committee:
Transport Officers Sub-Division (1)
Branch Sub-Division President:
Transport Officers Sub-Division (1)
Branch Sub-Division Secretary:
Transport Officers Sub-Division (1)

Locomotive Division

Branch Divisional Vice President (Passenger) (1)
Sub-Divisional Representative on Branch Divisional Committee (Council):
Central Group (1)
Metropolitan Group 1 (1)
Sub-Divisional Representative (Depot Organiser):
Eveleigh (1)

Fleet Manufacture, Overhaul, Maintenance and Service Division

Branch Divisional Secretary (1)

Administrative, Supervisory, Technical and Professional Division

Branch Divisional Secretary (1)

Tram and Bus Division

Sub-Divisional Representative on Divisional Committee:
Willoughby (1)

Queensland Branch

Administrative, Supervisory, Technical and Professional Division

Regional Representative to Divisional Committee:
Metropolitan Region (1)

South Australia/Northern Territory Branch

Branch Vice-President
Branch District Delegate to Branch Council:
Rail Commissioner District (1)

Branch Regional Sub-Branch Committee:
Branch Regional Sub-Branch Secretary (South Australia and
Northern Territory Region) (1)

From: KELLETT, Stephen
Sent: Tuesday, 27 September 2016 8:20 AM
To: 'Allan Barden'
Subject: Election - ARTBIU - E2016/229 - decision

Dear Allan,

Please see attached a copy of the Delegate's Decision in relation to the above.

Yours faithfully

STEPHEN KELLETT
Regulatory Compliance Branch
FAIR WORK COMMISSION

80 William Street
EAST SYDNEY NSW 2011

(ph) (02) 6746 3283
(mob.) 0429 462 979
(email) stephen.kellett@fwc.gov



ARTBIU E2016 229
Decision.pdf

From: KELLETT, Stephen
Sent: Tuesday, 27 September 2016 8:19 AM
To: 'Industrial Elections'
Subject: Election - ARTBIU - E2016/229 - decision

Dear Electoral Officer,

Please see a copy of the Delegate's Decision in relation to the above matter.

Yours faithfully

STEPHEN KELLETT
Regulatory Compliance Branch
FAIR WORK COMMISSION

80 William Street
EAST SYDNEY NSW 2011

(ph) (02) 6746 3283
(mob.) 0429 462 979
(email) stephen.kellett@fwc.gov



ARTBIU E2016 229
Decision.pdf

From: KELLETT, Stephen
Sent: Monday, 26 September 2016 3:41 PM
To: 'Industrial Elections'
Subject: Election - ARTBIU - E2016/229 - prescribed information

Dear Electoral Officer,

Please see attached prescribed information lodged on 22 September and further prescribed information lodged today in relation to an election to fill casual vacancies. The documentation I am sending you does not contain material of a confidential nature. If you have any questions, please do not hesitate to contact me.

Yours faithfully

STEPHEN KELLETT
Regulatory Compliance Branch
FAIR WORK COMMISSION

80 William Street
EAST SYDNEY NSW 2011

(ph) (02) 6746 3283
(mob.) 0429 462 979
(email) stephen.kellett@fwc.gov



email AB to SK suppl
PI 260916.pdf



supplementary PI
290616 (redacted).pcinformation



ARTBIU prescr.
220916 (

From: Allan Barden [mailto:abarden@rtbu.org.au]
Sent: Monday, 26 September 2016 12:35 PM
To: KELLETT, Stephen
Subject: Request for conduct of Elections
Importance: High

MrStephen Kellett
Fair Work Commission
Terrace Tower
80 William St
East Sydney.

SUBJECT:- Elections for Vacant Office and Vacant Position

Dear Sir,

As per our telephone discussion please find attached requests for the need of Elections for:-

NSW Branch

- 1 Locomotive Division Sub Divisional Representative on Divisional Committee, Metropolitan Group
- 1 Rail Operations Division, Transport Officers Sub Divisional Secretary
- 1 Rail Operations Division, Transport Officers Sub Divisional President.

In respect to the vacancy of the Rail Operations Division, Transport Officers Sub Divisional President, the correspondence sent by me dated 7th September 2016, has at the top of the email that has Helen Byron's name on it, an email from the incumbent confirming that he had resigned from the aforementioned position.

Regards



Allan Barden Assistant National Secretary

Rail, Tram & Bus Union Australia **The Power of Union**
Office: Lvl 2, Trades Hall, 4-10 Goulburn Street, Sydney NSW 2000
Phone: 02 8203 6099 Fax: 02 9319 2096

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AC/DT

20th September 2016

Mr A Barden
Assistant National Secretary
Rail, Tram and Bus Union
Suite 210, Level 2, 4 Goulburn Street
SYDNEY NSW 2000

Dear Allan,

Re: Request for Election to Fill Vacant Position

Please find attached resignation from elected delegates Craig Player and Terry Cameron and as such it would be appreciated if processes could be commenced for an election to be conducted to fill the vacant positions.

Locomotive Division

Metropolitan Group 1 Sub-Divisional Representative on Branch Divisional Council

Rail Operations Division

Transport Officers Sub-Division - Secretary

Yours fraternally,

ALEX CLAASSENS
BRANCH SECRETARY

Level 4 321 Pitt Street
Sydney NSW 2000

Tel (02) 9264 2511
Fax (02) 9261 1342

E-mail
nswho@rtbu-nsw.asn.au
Website
www.rtbu-nsw.asn.au

NEWCASTLE OFFICE

33 Gordon Avenue
Hamilton NSW 2303

Tel (02) 4961 4311
Fax (02) 4961 4779

Email
newcastle@rtbu-nsw.asn.au

WOLLONGONG OFFICE

Level 1 306A Crown Street
Wollongong NSW 2500

Tel (02) 4227 5798
Fax (02) 4226 5262

Email
wollongong@rtbu-nsw.asn.au

STATEMENT/ APPLICATION FOR ELECTION UNDER s189

I, Allan Barden, Assistant National Secretary of the Australian Rail, Tram and Bus Industry Union, request the General Manager, FWC, to arrange for the conduct of an election by the AEC. The prescribed information in accordance with regulation 138 is lodged under subsection 189 of the Fair Work (Registered Organisations) Act 2009 and is set out below.

1. The position for which an election is required is for ***1 New South Wales Branch Locomotive Division, Sub Divisional Representative on Divisional Committee-Metropolitan Group.***

2. The reason for the election is that an incumbent to the aforementioned position resigned due to personal reasons, (see attached documentation), and in accordance with Rule 78 (2) - Casual Vacancy of the Australian Rail, Tram and Bus Industry Union Federally registered Rules, an election is required for this now vacant position. Rule 78(2) states:-

“ Where a casual vacancy occurs in relation to any Office within the Union and where the unexpired portion of a four year term of Office is more than twenty four months or where the unexpired portion of a two year term of Office is more than 12 months, a ballot shall be held to fill the Office in accordance with the provisions of this Part and the person or persons duly elected shall take office on and from the date of the declaration of the ballot”

3. Eligibility and Electorate

Whole of the membership of the New South Wales Branch, Locomotive Division, Metropolitan Group.

4. The date and time of the beginning and end of the period in which nominations of candidates may be made for a casual vacancy is not defined in Rule 78(2) – Casual Vacancies, however the criteria for General Elections is set out in Rule 70 (see attached rule 70.)

5. The kind of voting system to be used is the optional preferential method, as outlined in the following rule 105(1).

105 - METHOD OF VOTING

(1) Except as provided in Sub-Rule 105(2), the method of voting for Branch Offices in New South Wales shall be optional preferential.

Accordingly, voters shall express their preference by placing numbers against the names of the candidates on the ballot paper with the number one indicating the highest preference, the number two indicating the second highest preference and so on.

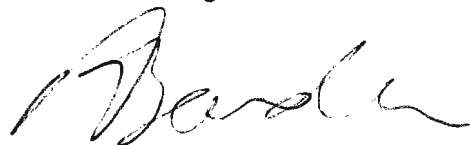
A voter has the option of whether to place a number against the name of each candidate or whether to place a number against the name or names of only some of them.

A mark other than a number shall be regarded as a valid vote provided that the Returning Officer is of the view that the ballot paper clearly indicates the voter's preference.

(2) The method of voting for Branch Offices which represent members within the Branch Tram and Bus Division only shall be first past the post

I am an officer of the organisation authorised to make and sign the above statement.

Signed



Dated

26-9-16

STATEMENT/ APPLICATION FOR ELECTION UNDER s187

I, Allan Barden, Assistant National Secretary of the Australian Rail, Tram and Bus Industry Union, request the General Manager, FWC, to arrange for the conduct of an election by the AEC. The prescribed information in accordance with regulation 138 is lodged under subsection 187 of the Fair Work (Registered Organisations) Act 2009 and is set out below.

1. The position for which an election is required is for **1 New South Wales Branch, Rail Operations Division Transport Officers Sub Divisional Secretary**

2. The reason for the election is that an incumbent to the aforementioned position has resigned due personal reasons, (see attached documentation), and in accordance with Rule 78 (2) - Casual Vacancy of the Australian Rail, Tram and Bus Industry Union Federally registered Rules, an election is required for this now vacant position. Rule 78(2) states:-

“ Where a casual vacancy occurs in relation to any Office within the Union and where the unexpired portion of a four year term of Office is more than twenty four months or where the unexpired portion of a two year term of Office is more than 12 months, a ballot shall be held to fill the Office in accordance with the provisions of this Part and the person or persons duly elected shall take office on and from the date of the declaration of the ballot”

3. Eligibility and Electorate

Whole of the membership of the New South Wales Branch, Rail Operations Division, Transport Officers Sub Division.

4. The date and time of the beginning and end of the period in which nominations of candidates may be made for a casual vacancy is not defined in Rule 78(2) – Casual Vacancies, however the criteria for General Elections is set out in Rule 70 (see attached rule 70.)

5. The kind of voting system to be used is the optional preferential method, as outlined in the following rule 105(1).

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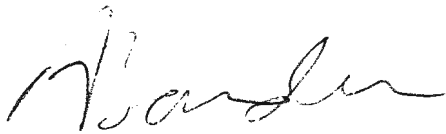
A voter has the option of whether to place a number against the name of each candidate or whether to place a number against the name or names of only some of them.

A mark other than a number shall be regarded as a valid vote provided that the Returning Officer is of the view that the ballot paper clearly indicates the voter's preference.

(2) The method of voting for Branch Offices which represent members within the Branch Tram and Bus Division only shall be first past the post

I am an officer of the organisation authorised to make and sign the above statement.

Signed



Dated

26-9-16

STATEMENT/ APPLICATION FOR ELECTION UNDER s187

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1. The position for which an election is required is for **1 New South Wales Branch, Rail Operations Division Transport Officers Sub Divisional President**

2. The reason for the election is that an incumbent to the aforementioned position has resigned due personal reasons, (see attached documentation), and in accordance with Rule 78 (2) - Casual Vacancy of the Australian Rail, Tram and Bus Industry Union Federally registered Rules, an election is required for this now vacant position. Rule 78(2) states:-

“ Where a casual vacancy occurs in relation to any Office within the Union and where the unexpired portion of a four year term of Office is more than twenty four months or where the unexpired portion of a two year term of Office is more than 12 months, a ballot shall be held to fill the Office in accordance with the provisions of this Part and the person or persons duly elected shall take office on and from the date of the declaration of the ballot”

3. Eligibility and Electorate

Whole of the membership of the New South Wales Branch, Rail Operations Division, Transport Officers Sub Division.

4. The date and time of the beginning and end of the period in which nominations of candidates may be made for a casual vacancy is not defined in Rule 78(2) – Casual Vacancies, however the criteria for General Elections is set out in Rule 70 (see attached rule 70.)

5. The kind of voting system to be used is the optional preferential method, as outlined in the following rule 105(1).

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(1) Except as provided in Sub-Rule 105(2), the method of voting for Branch Offices in New South Wales shall be optional preferential.

Accordingly, voters shall express their preference by placing numbers against the names of the candidates on the ballot paper with the number one indicating the highest preference, the number two indicating the second highest preference and so on.

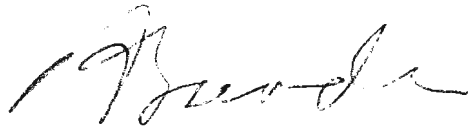
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A mark other than a number shall be regarded as a valid vote provided that the Returning Officer is of the view that the ballot paper clearly indicates the voter's preference.

(2) The method of voting for Branch Offices which represent members within the Branch Tram and Bus Division only shall be first past the post

I am an officer of the organisation authorised to make and sign the above statement.

Signed



Dated

26-9-16

From: Ned Talbot [<mailto:ntalbot@rtbu.org.au>]
Sent: Thursday, 22 September 2016 11:59 AM
To: MOLONEY, Carolyn; orgs@fwc.org.au
Cc: Allan Barden
Subject: Fwd: FW: Request for Conduct of Elections

To General Manager
Fair Work Commission
Terrace Tower
80 William St
East Sydney
NSW 2011

Subject:- **Request for Conduct of Elections in accordance with s187 and s189 of the Fair Work (Registered Organisations) Act.**

Please find attached the Australian, Rail, Tram and Bus Industry Union's request for the conduct of elections in accordance with the Fair Work (Registered Organisations) Act 2009.

I have also informed the Australian Electoral Commission of our request.

Regards



Allan Barden Assistant National Secretary

Rail, Tram & Bus Union Australia **The Power of Union**
Office: Lvl 2, Trades Hall, 4-10 Goulburn Street, Sydney NSW 2000
Phone: 02 8203 6099 Fax: 02 9319 2096

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RTBU

7th September 2016
To The General Manager
Fair Work Commission
Terrace Tower
80 William St.
East Sydney,
NSW 2011

Subject:- **Elections for Vacant Office and Vacant Position**

Dear General Manager,

I have received a request from the Queensland, New South Wales and South Australian/Northern Territory Branches, of the need for elections for offices and positions (the meaning of office and position as set out in Section 9 of the Fair Work (Registered Organisation) Act 2009) as set out below:-

OFFICES

1 New South Wales Branch Delegate to National Executive.

The delegate has resigned due to being recently elected as Assistant National Secretary Bus and Tram Division.

1 New South Wales Branch, Rail Operations Division, Western District Delegate to Branch Council.

The delegate has resigned due to personal reasons.

1 New South Wales Branch Administrative, Supervisory, Technical and Professional Divisional Secretary.

The delegate has resigned due to personal reasons.

1 New South Wales Branch, Bus and Tram Division Willoughby Depot Sub Divisional Representative on Branch Divisional Committee.

The delegate has resigned due to personal reasons.

Rail, Tram & Bus Union Australia *The Power of Union*

Office: Level 2, Trades Hall, 4-10 Goulburn Street, Sydney NSW 2000

Phone: 02 8203 6099 Fax: 02 9319 2096



RTBU

1 New South Wales Branch, Locomotive Division, Delegate to National Council

The position has become vacant due to the passing of the delegate

1 New South Wales Branch, Locomotive Division, Vice President - Passenger

The position has become vacant due to the passing of the delegate.

1 New South Wales Branch, Locomotive Division. Sub Divisional Representative on Divisional Committee- Central Group

The Delegate has resigned due to personal reasons.

1 New South Wales Branch, Fleet Manufacture, Overhaul, Maintenance and Service. Divisional Secretary.

The Delegate has resigned due to personal reasons.

1 South Australian/ Northern Territory Branch, Vice President.

The position has become vacant due to the passing of the delegate.

1 South Australian/ Northern Territory Branch District Delegate to Branch Council- Rail Commissioner District.

The delegate has resigned and left the Industry.

POSITION

1 Queensland Branch, Administrative, Supervisory, Technical and Professional Division Representative from the Metropolitan region to the Divisional Committee .

The delegate has resigned due to a career move.

1 New South Wales Branch, Rail Operations Division, Transport Officers Sub Divisional Representative on Divisional Committee.

The delegate has resigned due to personal reasons.

Rail, Tram & Bus Union Australia *The Power of Union*

Office: Level 2, Trades Hall, 4-10 Goulburn Street, Sydney NSW 2000

Phone: 02 8203 6099 **Fax:** 02 9319 2096



RTBU

**1 New South Wales Branch, Locomotive Division Eveleigh Sub Division Depot
Organiser.**

The position has become vacant due to the passing of the delegate.

1 South Australian/ Northern Territory Branch, Regional Sub Branch Secretary

The position has become vacant due to the passing of the delegate.

I refer to Rule 78(2) of the ARTBIU Rules; *Where a casual vacancy occurs in relation to any Office within the Union and where the unexpired portion of a four year term of Office is more than twenty four months or where the unexpired portion of a two year term of Office is more than 12 months, a ballot shall be held to fill the Office in accordance with the provisions of this Part and the person or persons duly elected shall take office on and from the date of the declaration of the ballot*

Therefore in accordance with Sections 182 and 187 of the *Fair Work (Registered Organisations) Act 2009*, I am requesting that you arrange for the conduct of the election of office-holders and positions for the Australian Rail, Tram and Bus Industry Union (RTBU) for the aforementioned offices and positions.

The Prescribed Forms in accordance with Reg 138 are in Attachment A, the relevant correspondence detailing the resignations and request for elections are in Attachment B and Rule 70 of the ARTBIU rules detailing election processes is on Attachment C.

Further, I have also advised the AEC of this request.

I can be contacted on (02) 8203 6099 or by email abarden@rtbu.org.au if you have any further queries

Yours Sincerely,

Allan Barden
Assistant National Secretary
Australian Rail, Tram and Bus Industry Union.

Rail, Tram & Bus Union Australia *The Power of Union*

Office: Level 2, Trades Hall, 4-10 Goulburn Street, Sydney NSW 2000

Phone: 02 8203 6099 **Fax:** 02 9319 2096

ANNEXURE A

ANNEXURE A

STATEMENT/ APPLICATION FOR ELECTION UNDER s189

I, Allan Barden, Assistant National Secretary of the Australian Rail, Tram and Bus Industry Union, request the General Manager, FWC, to arrange for the conduct of an election by the AEC. The prescribed information in accordance with regulation 138 is lodged under subsection 189 of the Fair Work (Registered Organisations) Act 2009 and is set out below.

1. The position for which an election is required is for **1 New South Wales Branch Delegate to National Executive.**

2. The reason for the election is that an incumbent to the aforementioned position has recently been elected as Assistant National Secretary Bus and Tram Division (see attached documentation), and in accordance with Rule 78 (2) - Casual Vacancy of the Australian Rail, Tram and Bus Industry Union Federally registered Rules, an election is required for this now vacant position. Rule 78(2) states:-

“ Where a casual vacancy occurs in relation to any Office within the Union and where the unexpired portion of a four year term of Office is more than twenty four months or where the unexpired portion of a two year term of Office is more than 12 months, a ballot shall be held to fill the Office in accordance with the provisions of this Part and the person or persons duly elected shall take office on and from the date of the declaration of the ballot”

3. Eligibility and Electorate

Whole of the membership of the New South Wales Branch.

4. The date and time of the beginning and end of the period in which nominations of candidates may be made for a casual vacancy is not defined in Rule 78(2) – Casual Vacancies, however the criteria for General Elections is set out in Rule 70 (see attached rule 70.)

5. The kind of voting system to be used is the optional preferential method, as outlined in the following rule 105(1).

105 - METHOD OF VOTING

(1) Except as provided in Sub-Rule 105(2), the method of voting for Branch Offices in New South Wales shall be optional preferential.

Accordingly, voters shall express their preference by placing numbers against the names of the candidates on the ballot paper with the number one indicating the highest preference, the number two indicating the second highest preference and so on.

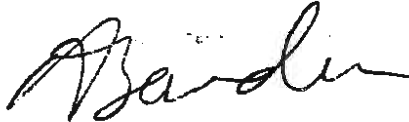
A voter has the option of whether to place a number against the name of each candidate or whether to place a number against the name or names of only some of them.

A mark other than a number shall be regarded as a valid vote provided that the Returning Officer is of the view that the ballot paper clearly indicates the voter's preference.

(2) The method of voting for Branch Offices which represent members within the Branch Tram and Bus Division only shall be first past the post

I am an officer of the organisation authorised to make and sign the above statement.

Signed



Dated

7-9-16

STATEMENT/ APPLICATION FOR ELECTION UNDER s189

I, Allan Barden, Assistant National Secretary of the Australian Rail, Tram and Bus Industry Union, request the General Manager, FWC, to arrange for the conduct of an election by the AEC. The prescribed information in accordance with regulation 138 is lodged under subsection 189 of the Fair Work (Registered Organisations) Act 2009 and is set out below.

1. The position for which an election is required is for **1 New South Wales Branch Rail Operations Division, Western District Delegate to Branch Council.**

2. The reason for the election is that an incumbent to the aforementioned position has resigned due to personal reasons (see attached documentation), and in accordance with Rule 78 (2) - Casual Vacancy of the Australian Rail, Tram and Bus Industry Union Federally registered Rules, an election is required for this now vacant position. Rule 78(2) states:-

“ Where a casual vacancy occurs in relation to any Office within the Union and where the unexpired portion of a four year term of Office is more than twenty four months or where the unexpired portion of a two year term of Office is more than 12 months, a ballot shall be held to fill the Office in accordance with the provisions of this Part and the person or persons duly elected shall take office on and from the date of the declaration of the ballot”

3. Eligibility and Electorate

Whole of the membership of the New South Wales Branch, Rail Operations Division, Western District.

4. The date and time of the beginning and end of the period in which nominations of candidates may be made for a casual vacancy is not defined in Rule 78(2) – Casual Vacancies, however the criteria for General Elections is set out in Rule 70 (see attached rule 70.)

5. The kind of voting system to be used is the optional preferential method, as outlined in the following rule 105(1).

. 105 - METHOD OF VOTING

(1) Except as provided in Sub-Rule 105(2), the method of voting for Branch Offices in New South Wales shall be optional preferential.

Accordingly, voters shall express their preference by placing numbers against the names of the candidates on the ballot paper with the number one indicating the highest preference, the number two indicating the second highest preference and so on.

A voter has the option of whether to place a number against the name of each candidate or whether to place a number against the name or names of only some of them.

A mark other than a number shall be regarded as a valid vote provided that the Returning Officer is of the view that the ballot paper clearly indicates the voter's preference.

(2) The method of voting for Branch Offices which represent members within the Branch Tram and Bus Division only shall be first past the post

I am an officer of the organisation authorised to make and sign the above statement.

Signed 

Dated 7-9-'16

STATEMENT/ APPLICATION FOR ELECTION UNDER s189

I, Allan Barden, Assistant National Secretary of the Australian Rail, Tram and Bus Industry Union, request the General Manager, FWC, to arrange for the conduct of an election by the AEC. The prescribed information in accordance with regulation 138 is lodged under subsection 189 of the Fair Work (Registered Organisations) Act 2009 and is set out below.

1. The position for which an election is required is for **1 New South Wales Branch Administrative, Supervisory, Technical and Professional Divisional Secretary.**

2. The reason for the election is that an incumbent to the aforementioned position has resigned due to personal reasons (see attached documentation), and in accordance with Rule 78 (2) - Casual Vacancy of the Australian Rail, Tram and Bus Industry Union Federally registered Rules, an election is required for this now vacant position. Rule 78(2) states:-

“ Where a casual vacancy occurs in relation to any Office within the Union and where the unexpired portion of a four year term of Office is more than twenty four months or where the unexpired portion of a two year term of Office is more than 12 months, a ballot shall be held to fill the Office in accordance with the provisions of this Part and the person or persons duly elected shall take office on and from the date of the declaration of the ballot”

3. Eligibility and Electorate

Whole of the membership of the New South Wales Branch, Administrative, Supervisory, Technical and Professional Division.

4. The date and time of the beginning and end of the period in which nominations of candidates may be made for a casual vacancy is not defined in Rule 78(2) – Casual Vacancies, however the criteria for General Elections is set out in Rule 70 (see attached rule 70.)

5. The kind of voting system to be used is the optional preferential method, as outlined in the following rule 105(1).

105 - METHOD OF VOTING

(1) Except as provided in Sub-Rule 105(2), the method of voting for Branch Offices in New South Wales shall be optional preferential.

Accordingly, voters shall express their preference by placing numbers against the names of the candidates on the ballot paper with the number one indicating the highest preference, the number two indicating the second highest preference and so on.

A voter has the option of whether to place a number against the name of each candidate or whether to place a number against the name or names of only some of them.

A mark other than a number shall be regarded as a valid vote provided that the Returning Officer is of the view that the ballot paper clearly indicates the voter's preference.

(2) The method of voting for Branch Offices which represent members within the Branch Tram and Bus Division only shall be first past the post

I am an officer of the organisation authorised to make and sign the above statement.

Signed 

Dated 7-9-16

STATEMENT/ APPLICATION FOR ELECTION UNDER s189

I, Allan Barden, Assistant National Secretary of the Australian Rail, Tram and Bus Industry Union, request the General Manager, FWC, to arrange for the conduct of an election by the AEC. The prescribed information in accordance with regulation 138 is lodged under subsection 189 of the Fair Work (Registered Organisations) Act 2009 and is set out below.

1. The position for which an election is required is for ***1 New South Wales Branch Bus and Tram Division, Willoughby Depot Sub Divisional Representative on Branch Divisional Committee.***

2. The reason for the election is that an incumbent to the aforementioned position has resigned due to personal reasons (see attached documentation), and in accordance with Rule 78 (2) - Casual Vacancy of the Australian Rail, Tram and Bus Industry Union Federally registered Rules, an election is required for this now vacant position. Rule 78(2) states:-

" Where a casual vacancy occurs in relation to any Office within the Union and where the unexpired portion of a four year term of Office is more than twenty four months or where the unexpired portion of a two year term of Office is more than 12 months, a ballot shall be held to fill the Office in accordance with the provisions of this Part and the person or persons duly elected shall take office on and from the date of the declaration of the ballot"

3. Eligibility and Electorate

Whole of the membership of the New South Wales Branch, Bus and Tram Division, Willoughby Depot.

4. The date and time of the beginning and end of the period in which nominations of candidates may be made for a casual vacancy is not defined in Rule 78(2) – Casual Vacancies, however the criteria for General Elections is set out in Rule 70 (see attached rule 70.)

5. The kind of voting system to be used is the optional preferential method, as outlined in the following rule 105(2) and Rule 75.

105 - METHOD OF VOTING

(1) Except as provided in Sub-Rule 105(2), the method of voting for Branch Offices in New South Wales shall be optional preferential.

Accordingly, voters shall express their preference by placing numbers against the names of the candidates on the ballot paper with the number one indicating the highest preference, the number two indicating the second highest preference and so on.

A voter has the option of whether to place a number against the name of each candidate or whether to place a number against the name or names of only some of them.

A mark other than a number shall be regarded as a valid vote provided that the Returning Officer is of the view that the ballot paper clearly indicates the voter's preference.

(2) The method of voting for Branch Offices which represent members within the Branch Tram and Bus Division only shall be first past the post

I am an officer of the organisation authorised to make and sign the above statement.

Signed 

Dated 7-9-16

STATEMENT/ APPLICATION FOR ELECTION UNDER s189

I, Allan Barden, Assistant National Secretary of the Australian Rail, Tram and Bus Industry Union, request the General Manager, FWC, to arrange for the conduct of an election by the AEC. The prescribed information in accordance with regulation 138 is lodged under subsection 189 of the Fair Work (Registered Organisations) Act 2009 and is set out below.

1. The position for which an election is required is for **1 New South Wales Branch Locomotive Division, Delegate to National Council.**

2. The reason for the election is that an incumbent to the aforementioned position has passed away (see attached documentation), and in accordance with Rule 78 (2) - Casual Vacancy of the Australian Rail, Tram and Bus Industry Union Federally registered Rules, an election is required for this now vacant position. Rule 78(2) states:-

“ Where a casual vacancy occurs in relation to any Office within the Union and where the unexpired portion of a four year term of Office is more than twenty four months or where the unexpired portion of a two year term of Office is more than 12 months, a ballot shall be held to fill the Office in accordance with the provisions of this Part and the person or persons duly elected shall take office on and from the date of the declaration of the ballot”

3. Eligibility and Electorate

Whole of the membership of the New South Wales Branch, Locomotive Division.

4. The date and time of the beginning and end of the period in which nominations of candidates may be made for a casual vacancy is not defined in Rule 78(2) – Casual Vacancies, however the criteria for General Elections is set out in Rule 70 (see attached rule 70.)

5. The kind of voting system to be used is the optional preferential method, as outlined in the following rule 105(1).

105 - METHOD OF VOTING

(1) Except as provided in Sub-Rule 105(2), the method of voting for Branch Offices in New South Wales shall be optional preferential.

Accordingly, voters shall express their preference by placing numbers against the names of the candidates on the ballot paper with the number one indicating the highest preference, the number two indicating the second highest preference and so on.

A voter has the option of whether to place a number against the name of each candidate or whether to place a number against the name or names of only some of them.

A mark other than a number shall be regarded as a valid vote provided that the Returning Officer is of the view that the ballot paper clearly indicates the voter's preference.

(2) The method of voting for Branch Offices which represent members within the Branch Tram and Bus Division only shall be first past the post

I am an officer of the organisation authorised to make and sign the above statement.

Signed 

Dated 7-9-16

STATEMENT/ APPLICATION FOR ELECTION UNDER s189

I, Allan Barden, Assistant National Secretary of the Australian Rail, Tram and Bus Industry Union, request the General Manager, FWC, to arrange for the conduct of an election by the AEC. The prescribed information in accordance with regulation 138 is lodged under subsection 189 of the Fair Work (Registered Organisations) Act 2009 and is set out below.

1. The position for which an election is required is for **1 New South Wales Branch Locomotive Division, Vice President- Passenger.**

2. The reason for the election is that an incumbent to the aforementioned position has passed away (see attached documentation), and in accordance with Rule 78 (2) - Casual Vacancy of the Australian Rail, Tram and Bus Industry Union Federally registered Rules, an election is required for this now vacant position. Rule 78(2) states:-

“ Where a casual vacancy occurs in relation to any Office within the Union and where the unexpired portion of a four year term of Office is more than twenty four months or where the unexpired portion of a two year term of Office is more than 12 months, a ballot shall be held to fill the Office in accordance with the provisions of this Part and the person or persons duly elected shall take office on and from the date of the declaration of the ballot”

3. Eligibility and Electorate

Whole of the membership of the New South Wales Branch, Locomotive Division, Passenger Services.

4. The date and time of the beginning and end of the period in which nominations of candidates may be made for a casual vacancy is not defined in Rule 78(2) – Casual Vacancies, however the criteria for General Elections is set out in Rule 70 (see attached rule 70.)

5. The kind of voting system to be used is the optional preferential method, as outlined in the following rule 105(1).

105 - METHOD OF VOTING

(1) Except as provided in Sub-Rule 105(2), the method of voting for Branch Offices in New South Wales shall be optional preferential.

Accordingly, voters shall express their preference by placing numbers against the names of the candidates on the ballot paper with the number one indicating the highest preference, the number two indicating the second highest preference and so on.

A voter has the option of whether to place a number against the name of each candidate or whether to place a number against the name or names of only some of them.

A mark other than a number shall be regarded as a valid vote provided that the Returning Officer is of the view that the ballot paper clearly indicates the voter's preference.

(2) The method of voting for Branch Offices which represent members within the Branch Tram and Bus Division only shall be first past the post

I am an officer of the organisation authorised to make and sign the above statement.

Signed



Dated

7-9-16

STATEMENT/ APPLICATION FOR ELECTION UNDER s189

I, Allan Barden, Assistant National Secretary of the Australian Rail, Tram and Bus Industry Union, request the General Manager, FWC, to arrange for the conduct of an election by the AEC. The prescribed information in accordance with regulation 138 is lodged under subsection 189 of the Fair Work (Registered Organisations) Act 2009 and is set out below.

1. The position for which an election is required is for **1 New South Wales Branch Locomotive Division, Sub Divisional Representative on Divisional Committee-Central Group.**

2. The reason for the election is that an incumbent to the aforementioned position resigned due to personal reasons, (see attached documentation), and in accordance with Rule 78 (2) - Casual Vacancy of the Australian Rail, Tram and Bus Industry Union Federally registered Rules, an election is required for this now vacant position. Rule 78(2) states:-

" Where a casual vacancy occurs in relation to any Office within the Union and where the unexpired portion of a four year term of Office is more than twenty four months or where the unexpired portion of a two year term of Office is more than 12 months, a ballot shall be held to fill the Office in accordance with the provisions of this Part and the person or persons duly elected shall take office on and from the date of the declaration of the ballot"

3. Eligibility and Electorate

Whole of the membership of the New South Wales Branch, Locomotive Division, Central Group.

4. The date and time of the beginning and end of the period in which nominations of candidates may be made for a casual vacancy is not defined in Rule 78(2) – Casual Vacancies, however the criteria for General Elections is set out in Rule 70 (see attached rule 70.)

5. The kind of voting system to be used is the optional preferential method, as outlined in the following rule 105(1).

105 - METHOD OF VOTING

(1) Except as provided in Sub-Rule 105(2), the method of voting for Branch Offices in New South Wales shall be optional preferential.

Accordingly, voters shall express their preference by placing numbers against the names of the candidates on the ballot paper with the number one indicating the highest preference, the number two indicating the second highest preference and so on.

A voter has the option of whether to place a number against the name of each candidate or whether to place a number against the name or names of only some of them.

A mark other than a number shall be regarded as a valid vote provided that the Returning Officer is of the view that the ballot paper clearly indicates the voter's preference.

(2) The method of voting for Branch Offices which represent members within the Branch Tram and Bus Division only shall be first past the post

I am an officer of the organisation authorised to make and sign the above statement.

Signed 

Dated 7-9-16

STATEMENT/ APPLICATION FOR ELECTION UNDER s189

I, Allan Barden, Assistant National Secretary of the Australian Rail, Tram and Bus Industry Union, request the General Manager, FWC, to arrange for the conduct of an election by the AEC. The prescribed information in accordance with regulation 138 is lodged under subsection 189 of the Fair Work (Registered Organisations) Act 2009 and is set out below.

1. The position for which an election is required is for ***1 New South Wales Branch Fleet Manufacture, Overhaul, Maintenance and Service Divisional Secretary.***

2. The reason for the election is that an incumbent to the aforementioned position resigned due to personal reasons, (see attached documentation), and in accordance with Rule 78 (2) - Casual Vacancy of the Australian Rail, Tram and Bus Industry Union Federally registered Rules, an election is required for this now vacant position. Rule 78(2) states:-

" Where a casual vacancy occurs in relation to any Office within the Union and where the unexpired portion of a four year term of Office is more than twenty four months or where the unexpired portion of a two year term of Office is more than 12 months, a ballot shall be held to fill the Office in accordance with the provisions of this Part and the person or persons duly elected shall take office on and from the date of the declaration of the ballot"

3. Eligibility and Electorate

Whole of the membership of the New South Wales Branch, Fleet Manufacture, Overhaul, Maintenance and Service Division.

4. The date and time of the beginning and end of the period in which nominations of candidates may be made for a casual vacancy is not defined in Rule 78(2) – Casual Vacancies, however the criteria for General Elections is set out in Rule 70 (see attached rule 70.)

5. The kind of voting system to be used is the optional preferential method, as outlined in the following rule 105(1).

105 - METHOD OF VOTING

(1) Except as provided in Sub-Rule 105(2), the method of voting for Branch Offices in New South Wales shall be optional preferential.

Accordingly, voters shall express their preference by placing numbers against the names of the candidates on the ballot paper with the number one indicating the highest preference, the number two indicating the second highest preference and so on.

A voter has the option of whether to place a number against the name of each candidate or whether to place a number against the name or names of only some of them.

A mark other than a number shall be regarded as a valid vote provided that the Returning Officer is of the view that the ballot paper clearly indicates the voter's preference.

(2) The method of voting for Branch Offices which represent members within the Branch Tram and Bus Division only shall be first past the post

I am an officer of the organisation authorised to make and sign the above statement.

Signed 

Dated 7-9-16

STATEMENT/ APPLICATION FOR ELECTION UNDER s189

I, Allan Barden, Assistant National Secretary of the Australian Rail, Tram and Bus Industry Union, request the General Manager, FWC, to arrange for the conduct of an election by the AEC. The prescribed information in accordance with regulation 138 is lodged under subsection 189 of the Fair Work (Registered Organisations) Act 2009 and is set out below.

1. The position for which an election is required is for **1 South Australian/ Northern Territory Branch, Vice President.**

2. The reason for the election is that an incumbent to the aforementioned position has passed away, (see attached documentation), and in accordance with Rule 78 (2) - Casual Vacancy of the Australian Rail, Tram and Bus Industry Union Federally registered Rules, an election is required for this now vacant position. Rule 78(2) states:-

“ Where a casual vacancy occurs in relation to any Office within the Union and where the unexpired portion of a four year term of Office is more than twenty four months or where the unexpired portion of a two year term of Office is more than 12 months, a ballot shall be held to fill the Office in accordance with the provisions of this Part and the person or persons duly elected shall take office on and from the date of the declaration of the ballot”

3. Eligibility and Electorate

Whole of the membership of the South Australian/ Northern Territory Branch.

4. The date and time of the beginning and end of the period in which nominations of candidates may be made for a casual vacancy is not defined in Rule 78(2) – Casual Vacancies, however the criteria for General Elections is set out in Rule 70 (see attached rule 70.)

5. The kind of voting system to be used is first past the post method.

I am an officer of the organisation authorised to make and sign the above statement.

Signed 

Dated 7-9-16

STATEMENT/ APPLICATION FOR ELECTION UNDER s189

I, Allan Barden, Assistant National Secretary of the Australian Rail, Tram and Bus Industry Union, request the General Manager, FWC, to arrange for the conduct of an election by the AEC. The prescribed information in accordance with regulation 138 is lodged under subsection 189 of the Fair Work (Registered Organisations) Act 2009 and is set out below.

1. The position for which an election is required is for ***1 South Australian/ Northern Territory Branch, Rail Commissioner District Delegate to Branch Council.***

2. The reason for the election is that an incumbent to the aforementioned position has resigned and left the industry, (see attached documentation), and in accordance with Rule 78 (2) - Casual Vacancy of the Australian Rail, Tram and Bus Industry Union Federally registered Rules, an election is required for this now vacant position. Rule 78(2) states:-

“ Where a casual vacancy occurs in relation to any Office within the Union and where the unexpired portion of a four year term of Office is more than twenty four months or where the unexpired portion of a two year term of Office is more than 12 months, a ballot shall be held to fill the Office in accordance with the provisions of this Part and the person or persons duly elected shall take office on and from the date of the declaration of the ballot”

3. Eligibility and Electorate

Whole of the membership of the South Australian/ Northern Territory Branch, Rail Commissioner District.

4. The date and time of the beginning and end of the period in which nominations of candidates may be made for a casual vacancy is not defined in Rule 78(2) – Casual Vacancies, however the criteria for General Elections is set out in Rule 70 (see attached rule 70.)

5. The kind of voting system to be used is first past the post method.

I am an officer of the organisation authorised to make and sign the above statement.

Signed 

Dated 7-9-16

STATEMENT/ APPLICATION FOR ELECTION UNDER s187

I, Allan Barden, Assistant National Secretary of the Australian Rail, Tram and Bus Industry Union, request the General Manager, FWC, to arrange for the conduct of an election by the AEC. The prescribed information in accordance with regulation 138 is lodged under subsection 187 of the Fair Work (Registered Organisations) Act 2009 and is set out below.

1. The position for which an election is required is for **1 Queensland Branch, Administrative, Supervisory, Technical and Professional Division Metropolitan Representative to Divisional Committee.**

2. The reason for the election is that an incumbent to the aforementioned position has resigned due to a career move, (see attached documentation), and in accordance with Rule 78 (2) - Casual Vacancy of the Australian Rail, Tram and Bus Industry Union Federally registered Rules, an election is required for this now vacant position. Rule 78(2) states:-

“ Where a casual vacancy occurs in relation to any Office within the Union and where the unexpired portion of a four year term of Office is more than twenty four months or where the unexpired portion of a two year term of Office is more than 12 months, a ballot shall be held to fill the Office in accordance with the provisions of this Part and the person or persons duly elected shall take office on and from the date of the declaration of the ballot”

3. Eligibility and Electorate

Whole of the membership of the Queensland Branch, Administrative, Supervisory, Technical and Professional Division, Metropolitan Region.

4. The date and time of the beginning and end of the period in which nominations of candidates may be made for a casual vacancy is not defined in Rule 78(2) – Casual Vacancies, however the criteria for General Elections is set out in Rule 70 (see attached rule 70.)

5. The kind of voting system to be used is first past the post method.

I am an officer of the organisation authorised to make and sign the above statement.

Signed 

Dated 7-9-16

STATEMENT/ APPLICATION FOR ELECTION UNDER s187

I, Allan Barden, Assistant National Secretary of the Australian Rail, Tram and Bus Industry Union, request the General Manager, FWC, to arrange for the conduct of an election by the AEC. The prescribed information in accordance with regulation 138 is lodged under subsection 187 of the Fair Work (Registered Organisations) Act 2009 and is set out below.

1. The position for which an election is required is for ***1 New South Wales Branch, Rail Operations Division Transport Officers Sub Divisional Representative on Divisional Committee.***

2. The reason for the election is that an incumbent to the aforementioned position has resigned due personal reasons, (see attached documentation), and in accordance with Rule 78 (2) - Casual Vacancy of the Australian Rail, Tram and Bus Industry Union Federally registered Rules, an election is required for this now vacant position. Rule 78(2) states:-

“ Where a casual vacancy occurs in relation to any Office within the Union and where the unexpired portion of a four year term of Office is more than twenty four months or where the unexpired portion of a two year term of Office is more than 12 months, a ballot shall be held to fill the Office in accordance with the provisions of this Part and the person or persons duly elected shall take office on and from the date of the declaration of the ballot”

3. Eligibility and Electorate

Whole of the membership of the New South Wales Branch, Rail Operations Division, Transport Officers Sub Division.

4. The date and time of the beginning and end of the period in which nominations of candidates may be made for a casual vacancy is not defined in Rule 78(2) – Casual Vacancies, however the criteria for General Elections is set out in Rule 70 (see attached rule 70.)

5. The kind of voting system to be used is the optional preferential method, as outlined in the following rule 105(1).

105 - METHOD OF VOTING

(1) Except as provided in Sub-Rule 105(2), the method of voting for Branch Offices in New South Wales shall be optional preferential.

Accordingly, voters shall express their preference by placing numbers against the names of the candidates on the ballot paper with the number one indicating the highest preference, the number two indicating the second highest preference and so on.


A voter has the option of whether to place a number against the name of each candidate or whether to place a number against the name or names of only some of them.

A mark other than a number shall be regarded as a valid vote provided that the Returning Officer is of the view that the ballot paper clearly indicates the voter's preference.

(2) The method of voting for Branch Offices which represent members within the Branch Tram and Bus Division only shall be first past the post

I am an officer of the organisation authorised to make and sign the above statement.

Signed



Dated

7-9-16

STATEMENT/ APPLICATION FOR ELECTION UNDER s187

I, Allan Barden, Assistant National Secretary of the Australian Rail, Tram and Bus Industry Union, request the General Manager, FWC, to arrange for the conduct of an election by the AEC. The prescribed information in accordance with regulation 138 is lodged under subsection 187 of the Fair Work (Registered Organisations) Act 2009 and is set out below.

1. The position for which an election is required is for ***1 New South Wales Branch, Locomotive Division, Eveleigh Sub Division Depot Organiser.***
2. The reason for the election is that an incumbent to the aforementioned position has passed away, (see attached documentation), and in accordance with Rule 78 (2) - Casual Vacancy of the Australian Rail, Tram and Bus Industry Union Federally registered Rules, an election is required for this now vacant position. Rule 78(2) states:-

“ Where a casual vacancy occurs in relation to any Office within the Union and where the unexpired portion of a four year term of Office is more than twenty four months or where the unexpired portion of a two year term of Office is more than 12 months, a ballot shall be held to fill the Office in accordance with the provisions of this Part and the person or persons duly elected shall take office on and from the date of the declaration of the ballot”

3. Eligibility and Electorate

Whole of the membership of the New South Wales Branch, Locomotive Division, Eveleigh Sub Division.

4. The date and time of the beginning and end of the period in which nominations of candidates may be made for a casual vacancy is not defined in Rule 78(2) – Casual Vacancies, however the criteria for General Elections is set out in Rule 70 (see attached rule 70.)

5. The kind of voting system to be used is the optional preferential method, as outlined in the following rule 105(1).

105 - METHOD OF VOTING

(1) Except as provided in Sub-Rule 105(2), the method of voting for Branch Offices in New South Wales shall be optional preferential.

Accordingly, voters shall express their preference by placing numbers against the names of the candidates on the ballot paper with the number one indicating the highest preference, the number two indicating the second highest preference and so on.

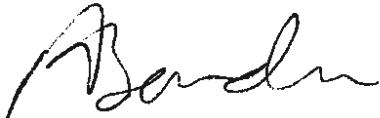
A voter has the option of whether to place a number against the name of each candidate or whether to place a number against the name or names of only some of them.

A mark other than a number shall be regarded as a valid vote provided that the Returning Officer is of the view that the ballot paper clearly indicates the voter's preference.

(2) The method of voting for Branch Offices which represent members within the Branch Tram and Bus Division only shall be first past the post

I am an officer of the organisation authorised to make and sign the above statement.

Signed



Dated

7-9-'16

STATEMENT/ APPLICATION FOR ELECTION UNDER s187

I, Allan Barden, Assistant National Secretary of the Australian Rail, Tram and Bus Industry Union, request the General Manager, FWC, to arrange for the conduct of an election by the AEC. The prescribed information in accordance with regulation 138 is lodged under subsection 187 of the Fair Work (Registered Organisations) Act 2009 and is set out below.

1. The position for which an election is required is for ***1 South Australian/ Northern Territory Branch, Branch Regional Sub Branch Secretary.***

2. The reason for the election is that an incumbent to the aforementioned position has passed away, (see attached documentation), and in accordance with Rule 78 (2) - Casual Vacancy of the Australian Rail, Tram and Bus Industry Union Federally registered Rules, an election is required for this now vacant position. Rule 78(2) states:-

“ Where a casual vacancy occurs in relation to any Office within the Union and where the unexpired portion of a four year term of Office is more than twenty four months or where the unexpired portion of a two year term of Office is more than 12 months, a ballot shall be held to fill the Office in accordance with the provisions of this Part and the person or persons duly elected shall take office on and from the date of the declaration of the ballot”

3. Eligibility and Electorate

Whole of the membership of the South Australian/ Northern Territory Branch, Regional Sub Branch..

4. The date and time of the beginning and end of the period in which nominations of candidates may be made for a casual vacancy is not defined in Rule 78(2) – Casual Vacancies, however the criteria for General Elections is set out in Rule 70 (see attached rule 70.)

5. The kind of voting system to be used is first past the post method.

I am an officer of the organisation authorised to make and sign the above statement.

Signed 

Dated 7-9-'16