



25 November 2019

Mark Diamond
National Secretary
Australian Rail, Tram and Bus Industry Union
Sent via email: mdiamond@rtbu.org.au

cc: Victorian Branch,
luba.grigorovitch@rtbuvic.com.au

Dear Mark Diamond,

Reminder of actions required when persons elected to office

The Australian Electoral Commission has provided the Registered Organisations Commission (the ROC) a declaration of results for the election of contested offices in matter E2019/115. This letter is a reminder of certain obligations imposed on organisations and on persons elected to office.

A notice must be published on the organisation's website

The organisation or branch must, as soon as practicable after receiving the post-election report, publish on its website a notice that a copy of the report is available from the organisation, branch or the AEC on request. The notice must be kept on the website for a period of at least 3 months (see regulation 141 of the Fair Work (Registered Organisations) Regulations 2009).

Holders of office required to undertake approved training

Section 293K of the *Fair Work (Registered Organisations) Act 2009* (the RO Act) requires each officer with financial management duties to undertake approved training that covers those duties within 6 months after the person begins to hold office. Please ensure that relevant officers undertake approved training within the required timeframe. Please also ensure that all new holders of office are advised of their obligations to make disclosures regarding remuneration, non-cash benefits and material personal interests, the details of which are provided for in the RO Act.

Organisation must notify the Commission of changes

Also, section 233(2) of the RO Act requires that an organisation must notify the Commission **within 35 days of any changes** to the holders of office in the organisation. **If there are no changes a notification is not required.** If the election has resulted in **any changes** to the holders of office, the Australian Rail, Tram and Bus Industry Union must notify the Commission of these changes. In particular, please advise:

1. Person(s) who have ceased to hold office:
 - the name of the office vacated;
 - the date of the change of office holder; and
 - the name of the person vacating the office.

2. Person(s) who have commenced to hold office:
 - the name of the office now held;
 - the date of the change of office holder;

- the name of the person now holding the office;
- the postal address of the person (generally the postal address of the organisation); and
- the occupation of the person now holding the office.

The notification must include a declaration by the Secretary (or other prescribed officer) that the information is a correct statement of the changes made. A template notification of changes, which may assist you, is attached. If any change does not apply until a date in the future, you do not need to notify until then (e.g. AGM, 1 January, 2nd Monday in March). If you have already lodged this information, please disregard this reminder.

Yours faithfully,

Christine Hibberd
Registered Organisations Commission

21 November 2019

Post-election report

**Australian Rail, Tram and Bus
Industry Union**
Victorian Branch
Casual Vacancy election
E2019/115

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Election(s) Covered in this Report

Organisation: Australian Rail, Tram and Bus Union (ARTBU) Victorian Branch
Election: Casual Vacancy
Election Decision No/s: E2019/115

Rules

Rules used for the election: [139V:-Incorporates alterations of 23/04/2018 in matter R2017/282]
Rules difficult to apply/interpret: None
Model Rule reference (if any): N/A
For more details see the Model Rules on the AEC website:
(https://www.aec.gov.au/About_AEC/AEC_Services/Industrial_Elections)

Roll of Voters

Total number of voters on the Roll: 1039
Number of apparent workplace addresses: 0
Number of non-current addresses: 8
Other matters pertaining to the roll of voters: Minimal percentage of email addresses supplied

Irregularities

Details of written allegations of irregularities, and action taken by AEC: None
Other irregularities identified, and action taken: None

Other Matters

Returning Officer actions required (Section 193): No

Details:

Signed



Kylie Connor
Returning Officer
Australian Electoral Commission
E: vicelections@aec.gov.au
P: 03 9285 7146
21 November 2019

Attachments

A. Declaration of Results for Contested Offices – VIC

Australian Rail, Tram and Bus Industry Union
Victorian Branch
DECLARATION OF RESULTS - E2019/115
Contested Offices

Casual Vacancy Election

The results of the election for the following offices conducted in accordance with the provisions of the *Fair Work (Registered Organisations) Act 2009* and the rules of the organisation are:

Locomotive Division Metropolitan Sub-Division

VOTING MATERIAL ISSUED	
Total number of people on the roll of voters (a)	1,039
Number of voters issued with voting material	1,039
Total number of voters issued with replacement voting material	0
Total number of voting material packs issued	1,039
VOTING MATERIAL RETURNED	
Total number of envelopes returned for scrutiny by closing date of ballot (b)	395
Number of declaration envelopes rejected at preliminary scrutiny (minus)	4
Number of ballot papers returned outside declaration envelopes (minus)	0
COUNT	
Total ballot papers admitted to the count	391
LATE OR UNRETURNED VOTING MATERIAL	
Voting material returned as unclaimed mail by closing date of ballot	8
Voting material packs not returned by voters by closing date of the ballot	636
Percentage of voting material packs returned by voters to number of people on the roll of voters (b/a)	38 %

Sub-Divisional Representative on Branch Divisional Committee (1)

<u>Candidates</u>	<u>Final Votes</u>
MCEVOY, Steven	98
BUTTON, Troy	31
FRANCIS, Adam	262
Total ballot papers admitted for this office	391
Formal Ballot papers	391
Informal Ballot papers	0

I declare the following elected:

- FRANCIS, Adam



Kylie Connor
Returning Officer
Telephone: 03 9285 7146
Email: vicelections@aec.gov.au
19/11/2019



24 September 2019

Bob Nanva
National Secretary
Australian Rail, Tram and Bus Industry Union
Sent via email: bnanva@rtbu.org.au

cc: Owen Doogan, Australian Rail, Tram and Bus Industry Union – Queensland Branch,
info@rtbu.com.au

Dear Bob Nanva,

Reminder of actions required when persons elected to office

The Australian Electoral Commission has provided the Registered Organisations Commission (the ROC) a declaration of results for the election of contested and uncontested offices in matter E2019/115. This letter is a reminder of certain obligations imposed on organisations and on persons elected to office.

A notice must be published on the organisation's website

The organisation or branch must, as soon as practicable after receiving the post-election report, publish on its website a notice that a copy of the report is available from the organisation, branch or the AEC on request. The notice must be kept on the website for a period of at least 3 months (see regulation 141 of the Fair Work (Registered Organisations) Regulations 2009).

Holders of office required to undertake approved training

Section 293K of the *Fair Work (Registered Organisations) Act 2009* (the RO Act) requires each officer with financial management duties to undertake approved training that covers those duties within 6 months after the person begins to hold office. Please ensure that relevant officers undertake approved training within the required timeframe. Please also ensure that all new holders of office are advised of their obligations to make disclosures regarding remuneration, non-cash benefits and material personal interests, the details of which are provided for in the RO Act.

Organisation must notify the Commission of changes

Also, section 233(2) of the RO Act requires that an organisation must notify the Commission **within 35 days of any changes** to the holders of office in the organisation. **If there are no changes a notification is not required.** If the election has resulted in **any changes** to the holders of office, the Australian Rail, Tram and Bus Industry Union must notify the Commission of these changes. In particular, please advise:

1. Person(s) who have ceased to hold office:
 - the name of the office vacated;
 - the date of the change of office holder; and
 - the name of the person vacating the office.

2. Person(s) who have commenced to hold office:
 - the name of the office now held;

- the date of the change of office holder;
- the name of the person now holding the office;
- the postal address of the person (generally the postal address of the organisation); and
- the occupation of the person now holding the office.

The notification must include a declaration by the Secretary (or other prescribed officer) that the information is a correct statement of the changes made. A template notification of changes, which may assist you, is attached. If any change does not apply until a date in the future, you do not need to notify until then (e.g. AGM, 1 January, 2nd Monday in March). If you have already lodged this information, please disregard this reminder.

Yours faithfully,

Christine Hibberd
Registered Organisations Commission

24 September 2019

Post-election report

**Australian Rail, Tram and Bus
Industry Union**

Queensland Branch

Casual Vacancy election

E2019/115

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Election(s) Covered in this Report

Organisation: Queensland Branch

Election: Casual Vacancy

Election Decision No/s: E2019/115

Rules

Rules used for the election: 139V: - Incorporates alterations of 23/04/2018 in matter R2017/282

Rules difficult to apply/interpret: (e.g., None)

Model Rule reference (if any): N/A

For more details see the Model Rules on the AEC website:

https://www.aec.gov.au/About_AEC/AEC_Services/Industrial_Elections

Roll of Voters

Total number of voters on the Roll: 199

Number of apparent workplace addresses: 0

Number of non-current addresses: Nil

Other matters pertaining to the roll of voters: Nil

Irregularities

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

Other irregularities identified, and action taken: Nil

Other Matters

Returning Officer actions required (Section 193): No

Details: N/A

Signed



Katie Sutton

Returning Officer

Australian Electoral Commission

E: qldelections@aec.gov.au

P: 07 3834 3429

24 September 2019

Attachments

A. Declaration of Results for Uncontested Offices – QLD

B. Declaration of Results for Contested Offices – QLD

Australian Rail, Tram and Bus Industry Union
Queensland Branch
DECLARATION OF RESULTS - E2019/115
Contested Offices

Casual Vacancy Election

The results of the election for the following offices conducted in accordance with the provisions of the *Fair Work (Registered Organisations) Act 2009* and the rules of the organisation are:

Tram and Bus Division Toowong Bus Depot

VOTING MATERIAL ISSUED	
Total number of people on the roll of voters (a)	199
Number of voters issued with voting material	110
Total number of voters issued with replacement voting material	0
Total number of voting material packs issued	110
VOTING MATERIAL RETURNED	
Total number of envelopes returned for scrutiny by closing date of ballot (b)	106
Number of declaration envelopes rejected at preliminary scrutiny (minus)	1
Number of ballot papers returned outside declaration envelopes (minus)	0
COUNT	
Total ballot papers admitted to the count	105
LATE OR UNRETURNED VOTING MATERIAL	
Voting material returned as unclaimed mail by closing date of ballot	0
Voting material packs not returned by voters by closing date of the ballot	4
Percentage of voting material packs returned by voters to number of people on the roll of voters (b/a)	53 %

Sub-Divisional Representatives (1)

<u>Candidates</u>	<u>First Preference Votes</u>	<u>Final Votes</u>
DONOVAN, Paul	101	101
DIX, Tony	4	4

Total ballot papers admitted for this office	105
Formal Ballot papers	105
Informal Ballot papers	0

I declare the following elected:

- DONOVAN, Paul



Katie Sutton
 Returning Officer
 Telephone: 07 3834 3429
 Email: qldelections@aec.gov.au
 20/09/2019

Australian Rail, Tram and Bus Industry Union
Queensland Branch
DECLARATION OF RESULTS - E2019/115
Uncontested Offices

Casual Vacancy Election

The results of the election for the following offices conducted in accordance with the provisions of the *Fair Work (Registered Organisations) Act 2009* and the rules of the organisation are:

Locomotive Sub-Division Freight, Locomotive Division - Freight Depots (Southern District)

Sub-Divisional Representatives (1)

Candidates

DAGLISH Anthony

Administrative, Supervisory, Technical and Professional Division - Central District

Regional and District Representatives (1)

Candidates

IRVINE Emma

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



Katie Sutton
Returning Officer
Telephone: 07 3834 3429
Email: qldelections@aec.gov.au
20/09/2019





DECISION

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

Australian Rail, Tram and Bus Industry Union (E2019/115)

MR ENRIGHT

MELBOURNE, 27 JUNE 2019

Arrangement for conduct of election.

[1] On 20 and 26 June 2019 the Australian Rail, Tram and Bus Industry Union lodged with the Registered Organisations Commission prescribed information for an election to fill the following office:

Queensland Branch

Tram & Bus Division

Sub-Divisional Representative:

Toowong Bus Depot (1)

[2] In addition, the prescribed information also requested an election under section 187 of the *Fair Work (Registered Organisations) Act 2009* for the following non-office positions:

Queensland Branch

Locomotive Division

Sub-Divisional Representative:

Locomotive Sub-Division Freight
Freight Depots (Southern District) (1)

Administrative, Supervisory, Technical & Professional Division

Regional and District Representative:

Central District (1)

Victoria Branch

Locomotive Division

Sub-Divisional Representative on Branch Divisional Committee:

Metropolitan Sub-Division (1)

[3] I am satisfied that an election for the abovenamed **office and non-office positions** is required to be held under the rules of the organisation and, under subsection 189(3) of the *Fair Work (Registered Organisations) Act 2009*, I am making arrangements for the conduct of the election by the Australian Electoral Commission.



DELEGATE OF THE COMMISSIONER

Printed by authority of the Commonwealth Government Printer

PR351407

s PRESCRIBED INFORMATION FOR ELECTIONS in accordance with Section 189 Fair Work (Registered Organisations) Act 2009 and Regulation 138 Fair Work (Registered Organisations) Regulations 2009

I, ALLAN BARDEN, being the Assistant National Secretary of the Australian Rail, tram and Bus Industry Union (known as the RTBU) make the following statement:

1. I am authorised to sign this statement containing prescribed information for the Queensland and Victorian Branches of the RTBU..
2. The following information is lodged under subsections 187 and 189(1) of the Fair Work (Registered Organisations) Act 2009 (the RO Act).
3. The elections that are required are set out in the table in Annexure A.
4. The resignation letter is attached for each casual vacancy.
5. The current prescribed rules are rb-139V-r2017-282-effect-2018-04-23. No rule alterations are pending that will impact the election.

Signed:



Dated: 26th June 2019.

[PLEASE NOTE: This statement should be lodged with the Registered Organisations Commission at least 2 months prior to nominations opening. It can be submitted to regorgs@roc.gov.au.]

PRESCRIBED INFORMATION FOR ELECTIONS in accordance with Section 189 *Fair Work (Registered Organisations) Act 2009* and Regulation 138 *Fair Work (Registered Organisations) Regulations 2009*

I, ALLAN BARDEN, being the Assistant National Secretary of the Australian Rail, tram and Bus Industry Union (known as the RTBU) make the following statement:

1. I am authorised to sign this statement containing prescribed information for the Queensland and Victorian Branches of the RTBU..
2. The following information is lodged under subsection 189(1) of the Fair Work (Registered Organisations) Act 2009 (the RO Act).
3. The elections that are required are set out in the table in Annexure A.
4. The resignation letter is attached for each casual vacancy.
5. The current prescribed rules are rb-139V-r2017-282-effect-2018-04-23. No rule alterations are pending that will impact the election.

Signed:



Dated: 20th June 2019.

[PLEASE NOTE: This statement should be lodged with the Registered Organisations Commission at least 2 months prior to nominations opening. It can be submitted to regorgs@roc.gov.au.]

ANNEXURE A

- Elections that are required [*insert as many pages as required*]:

Branch	Name of Office	Number required	Voting System	Reason for Election	Electorate
			<i>Direct voting system; Collegiate electoral system</i>	<i>Scheduled; Casual vacancy; New office created; Insufficient nominations</i>	
Queensland	<i>Locomotive Sub-Division Freight, Locomotive Division-Freight Depots (Southern District)</i> <i>This is a position</i>	<i>1 (rule 113(6))</i>	<i>First past the Post (Rule 74)</i>	<i>Casual Vacancy (The resignation is attached)</i>	<i>All Locomotive Division freight members in the Southern District comprising of the Brisbane, Bundaberg, Maryborough and Toowoomba sub Branches and the South West Queensland Designated Organising Area Unit. (rule 113(4))</i>
	<i>Tram and Bus Division, Toowong Bus Depot Sub Divisional Representative</i> <i>This is an office</i>	<i>1 (rule 116(1))</i>	<i>Attendance Ballot (Rule 75)</i>	<i>Casual vacancy (the resignation is attached)</i>	<i>All Tram and Bus Division members based at the Toowong Bus Depot.</i>
...	<i>Administrative, Supervisory Technical and Professional Division, Central District- Regional and District Representative</i> <i>This is a position</i>	<i>1 (rule 116(1))</i>	<i>First Past the Post (Rule 74)</i>	<i>Casual Vacancy (the resignation is attached)</i>	<i>All Administrative, Supervisory, Technical and Professional Division members in the Central District comprising of the Rockhampton, Bluff, Coppabella, Emerald, Gladstone and Mackay/ Jilalan Sub Branches and the Central Queensland Designated Organising Area Unit. (rule 113(4))</i>
Victoria	<i>Locomotive Division-Metropolitan- Sub Divisional Committee Member</i> <i>This is a position.</i>	<i>1</i>	<i>First Past the Post (Rule 74)</i>	<i>Casual Vacancy (the resignation is attached)</i>	<i>All Locomotive members in the Metropolitan Sub Division incorporating Epping, Ringwood, Dandenong, Frankston, Broadmeadows, Sydenham and Newport Outstations. (Rule 156(3)(i))</i>

- Important dates:

Nominations OPEN	<i>To be determined by the Returning Officer</i>
Nominations CLOSE	<i>To be determined by the Returning Officer</i>
Roll of Voters cut off date	<i>To be determined by the Returning Officer</i>