



Fair Work (Registered Organisations) Act 2009

POST ELECTION REPORT

Client: Australian Salaried Medical Officers Federation

Contact details: Dr Tom Karplus
NSW Branch Secretary

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AIR contact officer: Eve Anderson

Email: Industrial.elections@fwa.gov.au
Tel: 03 8661 7993

ELECTIONS COVERED IN THIS REPORT

Election Decision No/s: E2012/340

RULES

Rules used for elections Rule ID: [132N:Incorporates alteration of 14/01/2011
[R2010/144]

Rules difficult to apply/interpret: None

Model Rule reference (if any):

ROLL OF VOTERS

Total number of voters on the roll N/A

Number of apparent workplace addresses

Number of non-current addresses

Other Matters Nil

ALLEGATIONS OF IRREGULARITIES RECEIVED

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

Other irregularities identified, and action taken: None

ATTACHMENTS

A: Declaration of Uncontested Offices

Rhys Richards
Returning Officer
25 October 2012

Australian Salaried Medical Officers Federation Vacancy NSW Elections

DECLARATION OF RESULTS FOR UNCONTESTED OFFICES

Results of the election for the following offices conducted in accordance with the provisions of the the Fair Work (Registered Organisations) Act 2009 and the rules of the organisation.

E2012/340

New South Wales Branch

Branch Assistant Secretary/Treasurer

Candidate

MILLISS, David

Branch Councillors (13)

Candidates

BOYD, Michael

FISHER, Charles

HALLIDAY, Robert John

SINGH, Subba

WHITE, Ross Ian

No further nominations were accepted

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

Rhys Richards
Returning Officer

17 October 2012



FAIR WORK
AUSTRALIA

DECISION

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

Australian Salaried Medical Officers Federation
(E2012/340)

AILS A CARRUTHERS

MELBOURNE, 23 AUGUST 2012

Arrangement for conduct of election.

[1] On 18 July 2012 the New South Wales Branch of the Australian Salaried Medical Officers Federation lodged with Fair Work Australia the prescribed information in relation to an election for the following offices due to insufficient nominations in E2012/244:

New South Wales Branch Assistant Secretary/Treasurer (1)
New South Wales Branch Councillors (13)

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




DELEGATE OF THE GENERAL MANAGER
FAIR WORK AUSTRALIA

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Australian Salaried Medical Officers'
Federation

DR:2012:NSW Branch Elections
17 July 2012

General Manager
Tribunal Services and Organisations
Fair Work Australia
GPO Box 1994
MELBOURNE VICTORIA 3001

By email: Mark.Elliott@fwa.gov.au

Attention: Mr Mark Elliott

Re: Election for positions not filled at previous election, ASMOF NSW Branch

The Australian Salaried Medical Officers' Federation NSW Branch ('ASMOF NSW Branch') requests the General Manager to arrange for a further election to be held for certain positions of the ASMOF NSW Branch that were not filled at recent elections conducted by the Australian Electoral Commission ('AEC').

The ASMOF Rules [R2010/144] comprehends that such a situation may arise, and at Rule 64(7) it notes that:

"In the event that insufficient nominations are received at an election for Branch Council, Branch Council may appoint a current financial member of the Branch to fill the vacancy until an election in accordance with Rule 64, mutatis mutandis, can be held. Any such ballot must be held within six months of the vacancy arising. The member elected at the subsequent election will hold office for the unexpired portion of the original term."

The following request and prescribed information provided should be read in conjunction with **Attachment A** (being the declaration of results made on 5 June 2012 by the relevant AEC Returning Officer for the ASMOF NSW Branch) and **Attachment B** (the original request for elections to be conducted by the Australian Salaried Medical Officers' Federation).

Name and numbers of the office or position

- Branch Assistant Secretary/Treasurer x 1 position
(Rule 48(1) of the ASMOF Rules)
- Branch Councillors x 13 positions
(Rule 48(1) of the ASMOF Rules)

Reason for the election

The term of office has expired and the above positions remain unfilled after elections conducted and results declared by the Australian Electoral Commission on 5 June 2012 (see Attachment A). Such a situation is comprehended, as noted previously, by Rule 64(7) of the ASMOF Rules.

The electorate for the ballot

All financial members of the ASMOF NSW Branch.
(Rule 64(6) of the ASMOF Rules.)

The dates and times for opening and closing nominations

As these are positions that remain vacant following the recent election, the ASMOF Rules do not identify specific dates for a 'follow-up' or 'second round' of elections. However, the ASMOF Rules provide in the normal course of events for nominations to open on 1 March and subsequently close at 5.00pm on 22 March (being a nomination of twenty two (22) days inclusively).
(Rule 64(1) of the ASMOF Rule.)

The day provided for in the rules when the roll of voters is to be closed

The roll of voters for any ballot is to be closed on the seventh day before the day on which nominations for the election open.
(Rule 63A of the ASMOF Rules.)

The voting system to be used

A direct, preferential voting system.
(Rule 64(6)(d) & (g) of the ASMOF Rules.)

For any further discussion on this request, please contact Mr Dennis Ravlich, Executive Director of ASMOF NSW Branch on telephone 9212 6900 or via email on dennizr@asmof.org.au.

Yours sincerely



Dr Tom Karplus
Branch Secretary
ASMOF NSW Branch

Attach

Attachment A

**Australian Salaried Medical Officers Federation
NSW Branch Officers & Council**

DECLARATION OF RESULTS FOR UNCONTESTED 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.

E2012/244

New South Wales Branch

Branch President

Candidate

SARA, Tony

Branch Vice-President

Candidate

ROSENFELD, David

Branch Secretary

Candidate

KARPLUS, Tom

Branch Assistant Secretary/Treasurer

No nomination was received

Branch Councillors (20)

Candidates

COLEBATCH, James Gordon

DIETZ, Hans Peter

GATT, Stephen

KATRAK, Pesi

LEADER, Leo

REWELL, Ian

TRAILL, Roger

No further nominations were accepted

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

Rhys Richards
Returning Officer
5 June 2012

Attachment B



Australian Salaried Medical Officers'
Federation

The General Manager
Tribunal Services and Organisations
Fair Work Australia
GPO Box 1994
Melbourne VIC 3001

15 March 2012

Att: Mark Elliott

By email: Mark.Elliott@fwa.gov.au

ELECTION FOR OFFICES IN THE AUSTRALIAN SALARIED MEDICAL OFFICERS' FEDERATION

Pursuant to sections 189 and 182 of the *Fair Work (Registered Organisations) Act, 2009* I request the General manager arrange for an election to be held for certain offices of the Australian Salaried Medical Officers' Federation ('the Federation'). Consequently, I provide the following prescribed information:

Fair Work (Registered Organisations) Regulation, 2009, Regulation 138(1):

(a) Name of Each Office or Position for which an election is required:

Branch President, Branch Vice-President, Branch Secretary, Branch Assistant Secretary/Treasurer, Branch Councillor, Delegate to Federal Council, Federal President, Federal Vice-President, Federal Secretary, Federal Assistant Secretary/Treasurer, Additional Member of Federal Executive.

(b) Reasons for Election

The term of the offices is due to expire in the normal course of events.

(c) Multiple Offices

Branch Councils

One of each of Branch President, Branch Vice-President, Branch Secretary, Branch Assistant Secretary/Treasurer for the following branches of the Federation:

- Australian Capital Territory
- Commonwealth
- New South Wales
- Queensland
- South Australia

Level 3 Suite 46 330 Wattle Street Ultimo New South Wales 2007

Locked Mail Bag No 13 Glebe New South Wales 2037

Telephone: (02) 9212 6900 Facsimile: (02) 9212 6911 email: asmof@asmof.org.au

- Tasmania
- Victoria
- Western Australia

(Rules 64 and 48 of the ASMOF Rules).

The number of Branch Councillors to be elected for each of the branches of the Federation set out immediately above will be determined in accordance with Rules 64 and 48 of the ASMOF Rules. The number of Branch Councillors for each branch in the 2012 elections will be:

- Australian Capital Territory - 2
- Commonwealth - 2
- New South Wales - 20
- Queensland - 3
- South Australia - 12
- Tasmania - 2
- Victoria - 14
- Western Australia - 8

Delegates to Federal Council

The number of Delegates to Federal Council will be determined in accordance with Rules 65 and 19 of the ASMOF Rules. The number of Delegates to Federal Council for each branch in the 2012 elections will be:

- Australian Capital Territory - 2
- Commonwealth - 2
- New South Wales - 5
- Queensland - 2
- South Australia - 4
- Tasmania - 2
- Victoria - 4
- Western Australia - 3

Additional Members of Federal Executive.

The number of Additional Members of Federal Executive will be determined in accordance with Rules 66 and 20 of the ASMOF Rules.

(d) The Electorate

- ***Branch Councils*** – all financial members of the relevant branch (Rule 64(6) of the ASMOF Rules).
- ***Delegates to Federal Council*** – branch council members for the relevant branch (Rule 65(1)(e) of the ASMOF Rules).
- ***Officers of the Federation and Additional Members of Federal***

Executive – delegates to Federal Council (Rule 66 (1)(f) of the ASMOF Rules).

(e) Nominations Open

Subject to any variation by a returning officer:

- **Branch Councils** – the commencement date of the nomination period for candidates to nominate for offices on branch councils will be 1 March 2012 and the closing date for such nominations will be 22 March 2012 (Rule 64 of the ASMOF Rules).
- **Federal Council** – the commencement and closing dates of the nomination period for candidates to nominate as a delegate to Federal Council will be determined by the relevant branch returning officer (Rule 65 of the ASMOF Rules).
- **Officers of the Federation and Additional Members of Federal Executive** – the commencement and closing dates of the nomination period for candidates to nominate as an officer of the Federation or additional member of Federal Executive will be determined by the Federal Returning Officer (Rule 65 of the ASMOF Rules).

(f) Closing date for roll of voters

The roll of voters for any ballot is to be closed on the seventh day before the day on which nominations for the election open (Rule 63A of the ASMOF Rules).

(g) The kind of voting system to be used

- **Branch Councils** – a direct, preferential voting system (Rule 64 of the ASMOF Rules).
- **Federal Council** – a collegiate system (Rule 65 of the ASMOF Rules).
- **Officers of the Federation and Additional Members of Federal Executive** – a collegiate system (Rule 66 of the ASMOF Rules).

The information contained in this application is lodged in accordance with subsection 189(1) of the Fair Work (Registered Organisations) Act, 2009. I am authorised by the ASMOF Rules to make this statement.

Yours faithfully



**Peter Collignon
Federal Secretary**