

## **MOUVEVELIS, Michael**

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**From:** Nicole Simmons [Nicole.Simmons@aec.gov.au]  
**Sent:** Thursday, 28 November 2013 3:58 PM  
**To:** paul.howes@nat.awu.net.au; debrabushell@nat.awu.net.au  
**Cc:** Orgs; Industrial Elections  
**Subject:** AWU - E2013/236 [DLM=For-Official-Use-Only]  
**Attachments:** PER - E2013-236.pdf; AWU Election E2013-236 Uncontested Declaration.pdf

**For-Official-Use-Only**

Dear Mr Howes

**Australian Workers' Union  
Vacancy Election for National Vice President  
E2013/236**



### **Post Election Report**

#### **Election E No 2013/236**

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 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.

Regards

Lee Jones  
Senior Returner Officer

Industrial & Commercial Elections | NSW State Office  
Australian Electoral Commission

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Visit [www.aec.gov.au](http://www.aec.gov.au)

For-Official-Use-Only

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Fair Work (Registered Organisations) Act 2009

**POST ELECTION REPORT**

**Client:** Australian Workers Union (AWU)

**ELECTIONS COVERED IN THIS REPORT**

**Election Decision No/s:** E2013/236

**RULES**

**Rules used for elections Rule ID:** [002N: includes all alterations in matter R2013/311 issued on 25/07/2013]

**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:** Uncontested Declaration

Lee Jones  
Returning Officer  
28 November 2013

**From:** [KELLETT, Stephen](mailto:KELLETT.Stephen)  
**To:** [KELLETT, Stephen](mailto:KELLETT.Stephen)  
**Subject:** FW: Declaration of Results - Election E2013-236 [SEC=UNCLASSIFIED]  
**Date:** Monday, 14 October 2013 9:53:02 AM  
**Attachments:** [AWU Election E2013-236 letter to Union re declaration.pdf](#)  
[AWU Election E2013-236 Uncontested Declaration.pdf](#)

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**From:** Lee Jones [<mailto:Lee.Jones@aec.gov.au>]  
**Sent:** Monday, 14 October 2013 10:31 AM  
**To:** Paul Howes ([paul.howes@nat.awu.net.au](mailto:paul.howes@nat.awu.net.au))  
**Cc:** [debra.bushell@nat.awu.net.au](mailto:debra.bushell@nat.awu.net.au); Orgs  
**Subject:** Declaration of Results - Election E2013-236 [SEC=UNCLASSIFIED]

UNCLASSIFIED

Please find attached Declaration and covering letter. Please advise the successful candidate.

The post election report will follow.

Regards.

**Lee Jones | Senior Returning Officer**  
Industrial & Commercial Elections | NSW State Office  
Australian Electoral Commission  
T: (02) 9375 6361 | M: 0412 268 599 | F: (02) 9375 6336

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UNCLASSIFIED

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Our Ref: N13/284

Mr Paul Howes  
National Secretary  
The Australian Workers' Union

Email: paul.howes@nat.awu.net.au  
debrabushell@nat.awu.net.au

Dear Mr Howes

**Australian Workers' Union  
Vacancy Election for National Vice President  
E2013/236**

I refer to my previous letter of 3 September 2013.

Nominations closed at 12 noon on 9 October 2013 and only one nomination was received, from Mr Andrew Hacking. I have accepted that nomination and now declare the candidate elected unopposed.

Please find attached copy of my Declaration. The election is now completed.

Yours sincerely



Lee Jones  
Returning Officer

3 September 2013

# The Australian Workers' Union

## Vacancy Election

**E2013/236**

### Declaration of Results for Uncontested Offices

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 Vice President (Honorary)

##### Candidates

HACKING, Andrew

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



Lee Jones  
Returning Officer

14 October 2013



FAIR WORK  
COMMISSION

2 August 2013

Mr Paul Howes  
National Secretary  
The Australian Workers' Union  
Level 10, 377-383 Sussex Street  
SYDNEY NSW 2000

Dear Mr Howes

**Re: Elections - The Australian Workers' Union (E2013/236)**

I refer to the prescribed information lodged on 1 August 2013 under subsection 189(1) of the *Fair Work (Registered Organisations) Act 2009* in relation to an election to fill a casual vacancy in the office of National Vice-President.

The election has been granted. A copy of the Delegate's Decision is enclosed.

Yours sincerely

Stephen Kellett  
Senior Adviser, Regulatory Compliance Branch



# DECISION

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

**The Australian Workers' Union**  
(E2013/236)

MR ENRIGHT

MELBOURNE, 2 AUGUST 2013

*Arrangement for conduct of election.*

[1] On 1 August 2013, the Australian Workers' Union lodged with the Fair Work Commission the prescribed information in relation to an election for the following office:

National Vice-President (1)

[2] I am satisfied that an election for the above-named office 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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**From:** [KELLETT, Stephen](#)  
**To:** ["paul.howes@nat.awu.net.au"](mailto:paul.howes@nat.awu.net.au)  
**Subject:** FW: Election Decision - E2013/236 - AWU  
**Date:** Friday, 2 August 2013 9:16:35 AM  
**Attachments:** [E2013 236 Decision 020813.pdf](#)  
[E2013 236 AWU letter to union 2 Aug 2013.pdf](#)

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Dear Mr Howes

Please see attached the Delegate's Decision and my letter in relation to the above for your record.

Yours sincerely

STEPHEN KELLETT  
Senior Adviser, Regulatory Compliance Branch  
**Fair Work Commission**

80 William Street  
EAST SYDNEY NSW 2011

(ph) (02) 6723 7237  
(mobile) 0429 462 979  
(email) [stephen.kellett@fwc.gov.au](mailto:stephen.kellett@fwc.gov.au)

[www.fwc.gov.au](http://www.fwc.gov.au)

**From:** [KELLETT, Stephen](#)  
**To:** ["Industrial Elections"](#)  
**Subject:** Election Decision - E2013/236 - AWU  
**Date:** Friday, 2 August 2013 9:13:01 AM  
**Attachments:** [E2013 236 Decision 020813.pdf](#)  
[E2013 236 AWU letter to AEC 2 Aug 2013.pdf](#)

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Dear Electoral Officer

Please see attached the Delegate's Decision in relation to the above

Yours sincerely

STEPHEN KELLETT  
Senior Adviser, Regulatory Compliance Branch  
**Fair Work Commission**

80 William Street  
EAST SYDNEY NSW 2011

(ph) (02) 6723 7237  
(mobile) 0429 462 979  
(email) [stephen.kellett@fwc.gov.au](mailto:stephen.kellett@fwc.gov.au)

[www.fwc.gov.au](http://www.fwc.gov.au)



FAIR WORK  
COMMISSION

2 August 2013

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

Under subsection 189 of the *Fair Work (Registered Organisations) Act 2009*, please arrange for the conduct of the following election by the Australian Electoral Commission:

**E No 2013/236**

**RE: The Australian Workers' Union**

Positions:

See Decision

Relevant Information:

Contact: Mr Paul Howes, National Secretary

Phone: (02) 8005 3333; (email) [paul.howes@nat.awu.net.au](mailto:paul.howes@nat.awu.net.au)

A copy of the decision is attached.

I further request that you arrange for this office to be notified that arrangements for the conduct of this election have been made, by email transmission at [industrial.elections@fwa.gov.au](mailto:industrial.elections@fwa.gov.au).

Stephen Kellett  
Regulatory Compliance Branch  
Fair Work Commission

**From:** [KELLETT, Stephen](#)  
**To:** ["Industrial Elections"](#)  
**Subject:** E2013 236 - casual vacancy election - AWU  
**Date:** Thursday, 1 August 2013 8:19:14 PM  
**Attachments:** [AWU Statement and Notice of Prescribed Information under Regulation 138.pdf](#)  
[SKMBT\\_C75413080116060.pdf](#)  
[AWU\\_002n\\_rulescertified\\_25072013.pdf](#)

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Dear Electoral Officer,

Please see attached prescribed information in relation to a casual vacancy election for The Australian Workers' Union.

Yours sincerely

STEPHEN KELLETT  
Senior Adviser, Regulatory Compliance Branch  
**Fair Work Commission**

80 William Street  
EAST SYDNEY NSW 2011

(ph) (02) 6723 7237  
(mobile) 0429 462 979  
(email) [stephen.kellett@fwc.gov.au](mailto:stephen.kellett@fwc.gov.au)

[www.fwc.gov.au](http://www.fwc.gov.au)

**From:** [Debra Bushell](#)  
**To:** [KELLETT, Stephen](#)  
**Subject:** Statement and Notice of Prescribed Information under Regulation 138  
**Date:** Thursday, 1 August 2013 4:11:47 PM  
**Attachments:** [SKMBT\\_C75413080116060.pdf](#)

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Dear Mr Kellett

Please find attached correspondence from AWU National Secretary Paul Howes.

Kind regards

Debra Bushell

Personal Assistant to the National Secretary

The Australian Workers' Union  
Level 10, 377-383 Sussex Street, Sydney, NSW 2000  
p.02 8005 3333 | f.02 8005 3300 |  
[debra.bushell@nat.awu.net.au](mailto:debra.bushell@nat.awu.net.au) | [www.awu.net.au](http://www.awu.net.au)  
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**STRONGER  
TOGETHER**

**NATIONAL OFFICE**  
Level 10, 377-383 Sussex Street  
Sydney NSW 2000  
T: (02) 8005 3333 F: (02) 8005 3300  
W: [www.awu.net.au](http://www.awu.net.au) E: [members@nat.awu.net.au](mailto:members@nat.awu.net.au)  
Members Hotline 1300 885 653  
PAUL HOWES National Secretary



31 July 2013

The General Manager  
Fair Work Australia  
Level 8, Terrace Towers  
80 William Street  
EAST SYDNEY NSW 2011

Dear Sir / Madam

Please find enclosed our Statement and Notice of Prescribed Information under Regulation 138.

Should you require any additional information, please don't hesitate to contact me.

Yours faithfully

A handwritten signature in blue ink, appearing to be "Paul Howes". The signature is fluid and cursive, with a long horizontal stroke at the end.

Paul Howes  
NATIONAL SECRETARY

## **Statement and Notice of Prescribed Information under Regulation 138**

I, Paul Andrew Howes, National Secretary of The Australian Workers' Union, make the following statement:

I am the National Secretary of The Australian Workers' Union,

I am authorised to lodge the following prescribed information concerning forthcoming election in The Australian Workers' Union, and

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

Signed



**Paul Howes  
National Secretary  
The Australian Workers' Union**

Dated: 31 July 2013

### **Offices/Positions**

#### National Office

National Vice President (honorary)

#### **Reasons for election:**

Resignation of Sam Wood from the position of National Vice President within the first twelve months of the term of office.

#### **Elected by:**

The position is elected by direct voting system.

#### **Nominations open:**

7 August 2013

#### **Nominations close:**

21 August 2013

#### **Cut off date for roll**

Subject to the requirements of Rule (63 (1) ) 7 August 2013