

Ms Jane Ponton
Industrial Officer
Civil Air Operations Officers' Association of Australia
PO Box 394
PORT MELBOURNE VIC 3207

**Post Election Report For: Civil Air Operations Officers' Association of Australia
Election of President**

Election E No 2014/96

I refer to the above election for your organisation.

Section 197(1) of Schedule 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 Industrial Registrar 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 Schedule 1 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) Act 2009* Regulations 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.

Ben Murray
Returning Officer
17 July 2014

Fair Work (Registered Organisations) Act 2009 Schedule 1

POST ELECTION REPORT

Civil Air Operations Officers' Association of Australia

ELECTION/S COVERED IN THIS REPORT

Election Decision No/s: E2014/96

RULES

Rules used for the election: [212v-Incorporates alterations of 10/01/2014]
[R2013/104, R2013/290 & R2013/505]
(replaces 20/05/2013 [D2010/5016] version)
Rules difficult to apply/interpret: None
Model Rule reference (if any): N/A

ROLL OF VOTERS

Total number of voters on the Roll: 1054
Number of apparent workplace addresses: Nil
Number of non-current addresses: Nil
Other matters pertaining to the roll of voters: Nil

IRREGULARITIES

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

ATTACHMENTS

Declaration of Results

Ben Murray
Returning Officer

17 July 2014

**Civil Air Operations Officers' Association of Australia
Scheduled Election (President) - E2014/96**

Declaration of Results for Contested Offices

E2014/2014/96

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

Total number of names on the roll of voters	1054
Ballot papers issued	1054
Replacement ballot papers issued	0
Total Ballot Papers Issued	1054
Ballot papers / envelopes returned for scrutiny	404
Less ballot papers / envelopes rejected at preliminary scrutiny	0
Total Ballot Papers Admitted to Scrutiny	404
Percentage of ballot papers returned to number issued	38.33
Ballot papers returned as unclaimed mail	7
Ballot papers not returned	643

President

<u>Candidates</u>	<u>Votes</u>
SMITH, Peter	121
HICKEY, Daryl James	281
Total votes	402
Formal ballot papers	402
Informal ballot papers	2

I declare Daryl James Hickey elected.



Ben Murray
Returning Officer
Australian Electoral Commission

17 July 2014

FAIR WORK ACT 2009

In the matter of statement and notice of prescribed information under *Fair Work (Registered Organisations) Act 2009*:

STATEMENT

I, DARYL HICKEY, Air Traffic Controller, of 214 Graham Street, Port Melbourne, in the State of Victoria, do hereby solemnly and sincerely declare;

1. **THAT** I am the Federal President of The Civil Air Operations Officers' Association of Australia.
2. **THAT** I am authorised to lodge the following prescribed information concerning forthcoming elections on behalf of the Association.
3. **THAT** I confirm that the following information is being lodged under subsection 189(3) of the *Fair Work (Registered Organisations) Act 2009*.



Daryl Hickey
PRESIDENT, Civil Air Operations Officers Association of Australia

Dated: 19 March 2014

NOTICE

Reasons for election

An election for the position of **President** is required in accordance with Rules 35 and 38.

Elected by:

For these positions, the electorate for the direct voting system is the entire membership.

Nominations open:

Nominations open in accordance with a timetable provided by the Returning Officer, delegated by the Australian Electoral Commission (AEC). Refer Civil Air Rule 35(d)(2)(c) which states:

“not later than the nineteenth day of May in any year, call for nominations for the President of the Association position becoming vacant, pursuant to rule 38 of these rules, on the last day of July in that year; by insertion of notices in journals and/or circulars to members’ employment facilities, as the returning officer deems appropriate”.

Nominations close:

Nominations close in accordance with a timetable provided by the Returning Officer, delegated by the Australian Electoral Commission (AEC). Refer Civil Air Rule 33 (f)(ii) which states:

“Nominations for the election of the President of the Association, conducted pursuant to these rules shall be received by the returning officer no later than the twelfth (12th) day of June in the year in which the position becomes vacant”.

Cut off date for roll: in all cases, 7 days prior to the opening date for nominations.



DECISION

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

Civil Air Operations Officers' Association of Australia, The
(E2014/96)

MR ENRIGHT

MELBOURNE, 11 APRIL 2014

Arrangement for conduct of an election.

[1] On 19 March 2014 the Civil Air Operations Officers' Association of Australia, The lodged with the Fair Work Commission the prescribed information in relation to an election for the following office:

President

[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

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