

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
Casual Vacancy E2015/115**

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 Fair Work Australia 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 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.

Danielle Paterson
Returning Officer

22 June 2015

Fair Work (Registered Organisations) Act 2009

POST ELECTION REPORT

Civil Air Operations Officers' Association of Australia

ELECTION/S COVERED IN THIS REPORT

Election Decision No/s: *E2015/115*

RULES

Rules used for the election: 212v-Incorporates alterations of 10/02/2015
[R2014/214]
Rules difficult to apply/interpret: None
Model Rule reference (if any): N/A

ROLL OF VOTERS

Total number of voters on the Roll: Ballot not required
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



Danielle Paterson
Returning Officer

22 June 2015

Civil Air Operations Officers' Association of Australia Divisional Delegates

Declaration of Results for Uncontested Offices

E2015/86 & E2015/115

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.

Melbourne Towers and Terminal Control Units

Divisional Delegate

Candidates

MCROBERT, Thomas

Adelaide Towers and Terminal Control Units

Divisional Delegate

Candidates

BROOKE, Philip Timothy

Air Traffic Services Management and Operational Support

Divisional Delegate

Candidates

PERKS, David

Brisbane Centre

Divisional Delegate

Candidates

MEYER, Leigh

Cairns Tower and Terminal Control Units

Divisional Delegate

Candidates

SULLIVAN, Peter

Perth Towers and TCU

Divisional Delegate

Candidates

No nomination was received

FDC / SSO

Divisional Delegate

Candidates

WARE, Phillip John

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



Danielle Paterson
Returning Officer

14 May 2015



DECISION

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

The Civil Air Operations Officers' Association of Australia (E2015/86, E2015/115)

MR ENRIGHT

MELBOURNE, 10 APRIL 2015

Arrangement for conduct of election.

[1] On 27 February 2015, The Civil Air Operations Officers' Association of Australia (the organisation) lodged with the Fair Work Commission the prescribed information in relation to an election for the following offices:

Divisional Delegates representing the following Divisions:

Air Traffic Services Management and Operational Support
Adelaide Towers and Terminal Control Units
Brisbane Centre
Cairns Tower and Terminal Control Unit
Melbourne Towers and Terminal Control Units
FDC/SSO

[2] On the same day the organisation also lodged prescribed information in relation to an election to fill a casual vacancy for the remainder of the term of office in the following office:

Perth Towers and TCU Divisional Delegate

[3] 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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27 February 2015

General Manager
Fair Work Commission
GPO Box 1994
MELBOURNE VIC 3001
(sent via email)

Dear Madam,

REQUEST FOR CONDUCT OF AN ELECTION

In accordance with the *Fair Work Act 2009* and section 189 of the *Fair Work (Registered Organisations) Act 2009*, please find attached the relevant papers requesting conduct of elections for Delegates of Civil Air.

If further discussions are necessary regarding this request, the Association's Industrial Officer, Jane Ponton, has been delegated responsibility (Phone 03. 9647 9100) and will be available to assist.

Yours faithfully,

Peter McGuane
EXECUTIVE SECRETARY



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(1) of the RAO Schedule.



Daryl Hickey
PRESIDENT, Civil Air Operations Officers Association of Australia

Dated: 27 February 2015

NOTICE

Offices/Positions

A	Air Traffic Services Management and Operational Support Divisional Delegate
A	Adelaide Towers and TCU Divisional Delegate
A	Brisbane Centre Divisional Delegate
A	Cairns Tower and TCU Divisional Delegate
A	Melbourne Towers and TCU Divisional Delegate
A	FDC/SSO Divisional Delegate
B	Perth Towers and TCU Divisional Delegate

Reasons for election

Elections for the positions marked “A” are required under Civil Air Rule 34(e), which states “*Elections for Delegates representing the following divisions shall be conducted each even numbered year...*”

Elections for the position marked “B” is required under Civil Air Rule 37 because the delegate resigned from the position in September 2014.

Elected by:

For the position of Air Traffic Services Management and Operational Support Divisional Delegate, the electorate for the direct voting system is the Air Traffic Services Management and Operational Support Division.

For the position of Adelaide Towers and TCU Divisional Delegate, the electorate for the direct voting system is the Adelaide Towers and TCU Division.

For the position of Brisbane Centre Divisional Delegate, the electorate for the direct voting system is the Brisbane Centre Division.

For the position of Cairns Tower and TCU Divisional Delegate, the electorate for the direct voting system is the Cairns Tower and TCU Division.

For the position of Melbourne Towers and TCU Divisional Delegate, the electorate for the direct voting system is the Melbourne Towers and TCU Division.

For the position of FDC/SSO Divisional Delegate, the electorate for the direct voting system is the FDC/SSO Division.

For the casual vacancy of Perth Towers and TCU, the electorate for the direct voting system is the Perth Towers and TCU Division.

Nominations open:

Nominations open in accordance with a timetable provided by the Returning Officer, delegated by the Australian Electoral Commission (AEC).

As per Civil Air Rule 35(d)(1)(a), “The returning officer shall ...not later than the first day of May in any year, call for nominations for the Divisional Delegate positions becoming vacant, pursuant to rule 34 of these rules, on the thirtieth (30th) day of June in that year; by insertion of notices in journals and/or circulars to members' employment facilities, as the returning officer deems appropriate”

Nominations close:

As per Civil Air Rule 33(e), “All nominations for elections, of the position of Divisional Delegate ... shall be received by the returning officer no later than the fourteenth (14th) day of May in the year in which the position becomes vacant.”

Cut off date for roll:

As per Civil Air Rule 35(g), “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”.