



3 December 2015

Mr Steven Craig Butler
NSW Electrical Divisional Branch Secretary & Branch Delegate to Divisional Council
Communications, Electrical, Electronic, Energy, Information, Postal, Plumbing and Allied Services
Union of Australia - Electrical, Energy and Services Division - New South Wales Divisional Branch
steveb@etunsw.asn.au

Dear Mr Butler,

Reminder of actions required when persons elected to office

The Australian Electoral Commission has provided the Commission a declaration of results for the election [E2015/164]. This letter is a reminder of certain obligations imposed on organisations and persons elected to office.

Section 154D(1) of the *Fair Work (Registered Organisations) Act 2009* (the RO Act) requires the rules of organisations (and branches of organisations) to require 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 should be provided for in your organisation's rules.

Also, section 233(2) of the RO Act requires that an organisation must notify the Fair Work Commission (the Commission) within 35 days of any changes to the holders of office in the organisation. If the election has resulted in any changes to the holders of office, the Communications, Electrical, Electronic, Energy, Information, Postal, Plumbing and Allied Services Union of Australia - Electrical, Energy and Services Division - New South Wales Divisional Branch 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. I have attached a template notification of changes which may assist you. If any change does not apply until a specific date, you don't 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.

Regards

Debbie Ball

NOTIFICATION OF CHANGES TO RECORDS (Changes to Records in the Annual Return) required to be kept in accordance with section 230 *Fair Work (Registered Organisations) Act 2009* and regulation 147 *Fair Work (Registered Organisations) Regulations 2009*

I, [NAME], being the [OFFICER] of the [ORGANISATION NAME], declare the following:

1. I am authorised to make this declaration.
2. The following is a correct statement of the changes made to the information contained in the records required to be kept by the organisation in accordance with s.230(1)(b), (c), and (d) of the *Fair Work (Registered Organisations) Act 2009*:

[delete all that do not apply]

- On [DATE] the address of the organisation changed to [STREET ADDRESS].¹
- On [DATE] the name and/or address of a branch[es] of the organisation changed to:²
 1. [include OLD name and address and NEW name and address of every branch that has changed]
 2. ...
- A list of changes to offices and the names, postal addresses and occupations of persons holding those offices is attached to this declaration at Annexure A and forms part of this declaration.
- On [DATE] the following branch[es]:³
 - COMMENCED/CEASED operation:
 1. [include name of each new branch]
 2. ...

Signed: [SECRETARY OR OTHER AUTHORISED OFFICER]

Dated: [DATE]

[PLEASE NOTE: This declaration must be submitted to the Fair Work Commission within 35 days of the change. It can be submitted to orgs@fwc.gov.au.]

¹ s.230(1)(d); reg.147(d)

² s.230(1)(d); reg.147(a) & (d)

³ s.230(1)(d); reg.147(b) & (c)

ANNEXURE A

- Changes to Offices and Office Holders in the Organisation and its Branches [*insert as many pages as required*]:

Please note the 35 days begins at the earliest event (for instance when the officer retires) and an organisation may need to notify the events separately if the appointment or election process will take longer than 35 days.

Branch	Date of Change	Name of Office that has changed	Name of <u>Outgoing</u> Office Holder	Reason for change	Name of <u>New</u> Office Holder	Postal Address of <u>New</u> Office Holder (for privacy reasons, we recommend NOT a private address)	Occupation of <u>New</u> Office Holder
<i>National</i>	<i>1.1.2014</i>	<i>Secretary</i>	<i>Full Name</i>	<i>Retiring</i>	<i>Full Name</i>	<i>c/- the Registered Organisation, postal address of Registered Organisation</i>	<i>Paid official</i>
	<i>25.12.2013</i>	<i>President</i>	<i>vacant</i>	<i>Scheduled Election</i>	<i>Full Name</i>	<i>As above</i>	<i>mechanic</i>
...							
<i>NSW</i>	<i>1.1.2014 (resigned) 7.1.2014 (appointed)</i>	<i>President</i>	<i>Full Name</i>	<i>Resignation</i>	<i>Full Name</i>	<i>c/- the Branch, postal address of the Branch</i>	<i>mechanic</i>
		<i>Committee of Management Member</i>	<i>Full Name</i>	<i>Scheduled Election</i>	<i>Full Name</i>	<i>As above</i>	<i>mechanic</i>
		<i>Treasurer</i>	<i>Full Name</i>	<i>Scheduled Election</i>	<i>vacant</i>	<i>vacant</i>	<i>vacant</i>
...							

**Communications, Electrical, Electronic, Energy, Information,
Postal, Plumbing & Allied Services Union (CEPU)
Scheduled Election - NSW Divisional Branch E2015/164**

Declaration of Results for Contested and Uncontested Offices

E2015/164

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.

NSW Electrical Division Branch

Total number of names on the roll of voters	15864
Ballot papers issued	15864
Replacement ballot papers issued	1
Total Ballot Papers Issued	15865
Ballot papers / envelopes returned for scrutiny	3520
Less ballot papers / envelopes rejected at preliminary scrutiny	136
Adjusting balance	1
Total Ballot Papers Admitted to Scrutiny	3381
Percentage of ballot papers returned to number issued	22
Ballot papers returned as unclaimed mail	134
Ballot papers not returned	12211

Divisional Branch Assistant Secretary

<u>Candidates</u>	<u>Votes</u>
SINCLAIR, Paul	605
BETTS, Neville	2710
Total votes	3315
Formal ballot papers	3369
Informal ballot papers	13

I declare Neville Betts elected.

Divisional Branch Delegate to Divisional Council (4)

Candidates
BETTS, Neville
BRIEN, Michael
SINCLAIR, Paul

I declare Neville Betts, Michael Brien and Paul Sinclair elected.
No other nominations received.

Divisional Branch President / National Councillor

Candidate

MACFADYEN, James

I declare James MacFadyen elected.

Divisional Branch Secretary / National Councillor

Candidate

BUTLER, Stephen

I declare Stephen Butler elected.

Divisional Branch Organisers (8)

Candidates

CURREY, Bradley
EDWARD, Stewart
KOPPIE, Michael
McDOUGALL, Bradley
PAGE, Justin
PRIME, Geoffrey
ROBINSON, Steven
WARDROPE, Adam

I declare Bradley Currey, Stewart Edward, Michael Koppie, Bradley McDougall, Justin Page, Geoffrey Prime, Steven Robinson and Adam Wardrope elected.

Divisional State Councillors representing Radio, Television and Communications (2)

Candidates

HARRIS, Colin
STAMBOULIAN, Ara

I declare Colin Harris and Ara Stamboulian elected.

Divisional State Councillors representing Manufacturing Section (2)

Candidates

KIRK, Bryan
STYLLI, Mary

I declare Bryan Kirk and Mary Stylli elected.

Divisional State Councillors representing Transport Authorities Section (4)

Candidates

LISTER, Paul
POTTER, Glen
REID, Allan
WOODS, Peter

I declare Paul Lister, Glen Potter, Allan Reid and Peter Woods elected.

Divisional State Councillors representing Salaried Officers Section (3)

Candidates

BRIEN, Michael John
McMANUS, Michael
OSWALD, Phillip

I declare Michael John Brien, Michael McManus and Phillip Oswald elected.

Divisional State Councillors representing Electrical Contracting Industry Section (7)

Candidates

ATTARD, Brian
EDWARD, Stewart
FLINT, Craig
HENNE, Peter
McDOUGALL, Brad
RUSSELL, Trevor
WALKER, Brett

I declare Brian Attard, Stewart Edward, Craig Flint, Peter Henne, Brad McDougall, Trevor Russell and Brett Walker elected.

Divisional State Councillors representing General Trade Section (7)

Candidates

DE SOUZA, Jude
HOY, Malcolm
KOPPIE, Michael
McKINLEY, David
OAKES, Wesley
ROBINSON, Steven
ZIEBA, David

I declare Jude De Souza, Malcolm Hoy, Michael Koppie, David McKinley, Wesley Oakes, Steven Robinson and David Zieba elected.

Divisional State Councillors representing Supply Authorities Section (8)

Candidates

BETTS, Neville
BUTTIGIEG, Mark
JOHNSTON, Peter
KNIGHT, John
MAHON, Noel
MAY, Susan
MORASSUTTI, John
PATERSON, Graeme

I declare Neville Betts, Mark Buttigieg, Peter Johnston, John Knight, Noel Mahon, Susan May, John Morassutti and Graeme Paterson elected.

Delegates to Divisional Branch Conference representing Bankstown Divisional Sub-Branch (3)

Candidates

DE SOUZA, Jude
IHNEN, Robert
REID, Allan

I declare Jude De Souza, Robert Ihnen and Allan Reid elected.

Delegates to Divisional Branch Conference representing Berrima Divisional Sub-Branch (3)

Candidates

POLLOCK, Nathan
SAMUEL, Kenneth
TYRRELL, Christopher

I declare Nathan Pollock, Kenneth Samuel and Christopher Tyrrell elected.

Delegates to Divisional Branch Conference representing Canberra Divisional Sub-Branch (3)

Candidates

BREWER, Peter
GORDON, Robert
KEARNEY, Byron

I declare Peter Brewer, Robert Gordon and Byron Kearney elected.

Delegates to Divisional Branch Conference representing Central Coast Sub-Branch (3)

Candidates

COOK, Darren
MILLER, Darran
SHERIDAN, Luke

I declare Darren Cook, Darran Miller and Luke Sheridan elected.

Delegates to Divisional Branch Conference representing Central Tablelands Divisional Sub-Branch (3)

Candidates

HARE, Stephen

I declare Stephen Hare elected.
No other nominations received.

Delegates to Divisional Branch Conference representing Central West Divisional Sub-Branch (2)

Candidates

GEEVES, David
LEWIS, Kerry

I declare David Geeves and Kerry Lewis elected.

Delegates to Divisional Branch Conference representing City Divisional Sub-Branch (3)

Candidates

CROUCH, Brian
KELLY, Brett
O'NEILL, Paul

I declare Brian Crouch, Brett Kelly and Paul O'Neill elected.

Delegates to Divisional Branch Conference representing Hurstville Divisional Sub-Branch (4)

Candidates

MINTER, David
O'SULLIVAN, Anthony
PATERSON, Graeme
TREVOR, James Ross

I declare David Minter, Anthony O'Sullivan, Graeme Paterson and James Ross Trevor elected.

Delegates to Divisional Branch Conference representing Macleay Manning Divisional Sub-Branch (3)

Candidates

BRISLANE, Graham
HANNIGAN, Michael John
KINGSTON, Glenn

I declare Graham Brislane, Michael John Hannigan and Glenn Kingston elected.

Delegates to Divisional Branch Conference representing Murray Valley Divisional Sub-Branch (2)

Candidates

SIBRAA, James
WHEATLEY, Hamish

I declare James Sibraa and Hamish Wheatley elected.

Delegates to Divisional Branch Conference representing Newcastle Divisional Sub-Branch (6)

Candidates

BADMAN, Scott
DALLEN, Jason
GILBERT, Phill
JENKINS, Jason
WALLACE, Simon
WILKINSON, Joshua

I declare Scott Badman, Jason Dallen, Phill Gilbert, Jason Jenkins, Simon Wallace and Joshua Wilkinson elected.

Delegates to Divisional Branch Conference representing New England Divisional Sub-Branch (2)

Candidates

HARDING, Troy
McAULIFFE, Martin

I declare Troy Harding and Martin McAuliffe elected.

Delegates to Divisional Branch Conference representing Northern Divisional Sub-Branch (2)

Candidates

JOHNSTON, Peter
PARKER, Gary

I declare Peter Johnston and Gary Parker elected.

Delegates to Divisional Branch Conference representing North Coast Divisional Sub-Branch (3)

Candidates

FINN, Peter
SILVESTER, Brent
WOOD, Damian

I declare Peter Finn, Brent Silvester and Damian Wood elected.

Delegates to Divisional Branch Conference representing Parramatta Divisional Sub-Branch (6)

Candidates

HOWIE, Ross
McWHIRTER, Nicholas
TURNER, Mark
WASSON Michael,
WICKMAN, Steve
WOOLDRIGE, William

I declare Ross Howie, Nicholas McWhirter, Mark Turner, Wasson Michael, Steve Wickman and William Wooldrige elected.

Delegates to Divisional Branch Conference representing Pittwater Divisional Sub-Branch (2)

Candidates

KRAMEL, Peter
ROBERTSON, Gordon

I declare Peter Kramel and Gordon Robertson elected.

Delegates to Divisional Branch Conference representing Riverina Divisional Branch Conference (2)

Candidates

MANNING, Michael
McLEAN, Steve

I declare Michael Manning and Steve McLean elected.

Delegates to Divisional Branch Conference representing South Coast Divisional Sub-Branch (5)

Candidates

FERMOR, Bevan
MACLEOD, Alexander
ROSSITER, Bradford
TOOLE, Mark

WALKER, John

I declare Bevan Fermor, Alexander MacLeod, Bradford Rossiter, Mark Toole and John Walker elected.

**Delegates to Divisional Branch Conference representing Southern Highlands
Divisional Sub-Branch (2)**

Candidates

SCHOFIELD, Pete
STEPHENS, Daniel

I declare Pete Schofield and Daniel Stephens elected.

**Delegates to Divisional Branch Conference representing Western Divisional
Sub-Branch (2)**

Candidate

COLLIVER, Brett
FISTR, Clint

I declare Brett Colliver and Clint Fistr elected.

Divisional Sub Branch Chairman representing Bankstown

Candidate

REID, Allan

I declare Allan Reid elected.

Divisional Sub-Branch Secretary representing Bankstown

Candidate

OAKES, Wesley

I declare Wesley Oakes elected.

Divisional Sub-Branch Chairman representing Berrima

Candidate

TYRRELL, Christopher

I declare Christopher Tyrrell elected.

Divisional Sub-Branch Secretary representing Berrima

Candidate

POLLOCK, Nathan

I declare Nathan Pollock elected.

Divisional Sub-Branch Chairman representing Canberra

Candidate

BREWER, Peter

I declare Peter Brewer elected.

Divisional Sub-Branch Secretary representing Canberra

Candidate

KEARNEY, Byron

I declare Byron Kearney elected.

Divisional Sub-Branch Chairman representing Central Coast

Candidate

MILLER, Darran

I declare Darran Miller elected.

Divisional Sub-Branch Secretary representing Central Coast

Candidate

SHERIDAN, Luke

I declare Luke Sheridan elected.

Divisional Sub-Branch Chairman representing Central Tablelands

Candidate

HARE, Stephen

I declare Stephen Hare elected.

Divisional Sub-Branch Secretary representing Central Tablelands

Candidate

No nomination was received

No candidates elected.

Divisional Sub-Branch Chairman representing Central West

Candidate

GEEVES, David

I declare David Geeves elected.

Divisional Sub-Branch Secretary representing Central West

Candidate

LEWIS, Kerry

I declare Kerry Lewis elected.

Divisional Sub-Branch Chairman representing City

Candidate

THOMPSON, Patrick

I declare Patrick Thompson elected.

Divisional Sub-Branch Secretary representing City

Candidate

KNIGHT, John

I declare John Knight elected.

Divisional Sub-Branch Chairman representing Hurstville

Candidate

TREVOR, James Ross

I declare James Ross Trevor elected.

Divisional Sub-Branch Secretary representing Hurstville

Candidate

O'SULLIVAN, Anthony

I declare Anthony O'Sullivan elected.

Divisional Sub-Branch Chairman representing Macleay Manning

Candidate

HANNIGAN, Michael John

I declare Michael John Hannigan elected.

Divisional Sub-Branch Secretary representing Macleay Manning

Candidate

BRISLANE, Graham

I declare Graham Brislane elected.

Divisional Sub-Branch Chairman representing Murray Valley

Candidate

SQUIRE, Christopher

I declare Christopher Squire elected.

Divisional Sub-Branch Secretary representing Murray Valley

Candidate

SIBRAA, James

I declare James Sibraa elected.

Divisional Sub-Branch Chairman representing Newcastle

Candidate

WALLACE, Simon

I declare Simon Wallace elected.

Divisional Sub-Branch Secretary representing Newcastle

Candidate

JENKINS, Jason

I declare Jason Jenkins elected.

Divisional Sub-Branch Chairman representing New England

Candidate

McAULIFFE, Martin

I declare Martin McAuliffe elected.

Divisional Sub-Branch Secretary representing New England

Candidate

HARDING, Troy

I declare Troy Harding elected.

Divisional Sub-Branch Chairman representing Northern

Candidate

JOHNSTON, Peter

I declare Peter Johnston elected.

Divisional Sub-Branch Secretary representing Northern

Candidate

PARKER, Gary

I declare Gary Parker elected.

Divisional Sub-Branch Chairman representing North Coast

Candidate

FINN, Peter

I declare Peter Finn elected.

Divisional Sub-Branch Secretary representing North Coast

Candidate

MAGANN, Stephen

I declare Stephen Magann elected.

Divisional Sub-Branch Chairman representing Parramatta

Candidate

WOOLDRIGE, William

I declare William Wooldrige elected.

Divisional Sub-Branch Secretary representing Parramatta

Candidate

McWHIRTER, Nicholas

I declare Nicholas McWhirter elected.

Divisional Sub-Branch Chairman representing Pittwater

Candidate

OSWALD, Phillip

I declare Phillip Oswald elected.

Divisional Sub-Branch Secretary representing Pittwater

Candidates

ROBERTSON, Gordon

I declare Gordon Robertson elected.

Divisional Sub-Branch Chairman representing Riverina

Candidate

MANNING, Michael

I declare Michael Manning elected.

Divisional Sub-Branch Secretary representing Riverina

Candidate

McLEAN, Steve

I declare Steve McLean elected.

Divisional Sub-Branch Chairman representing South Coast

Candidate

FERMOR, Bevan

I declare Bevan Fermor elected.

Divisional Sub-Branch Secretary representing South Coast

Candidate

MACLEOD, Alexander

I declare Alexander MacLeod elected.

Divisional Sub-Branch Chairman representing Southern Highlands

Candidate

McMANUS, Michael

I declare Michael McManus elected.

Divisional Sub-Branch Secretary representing Southern Highlands

Candidate

SCHOFIELD, Pete

I declare Pete Schofield elected.

Divisional Sub-Branch Chairman representing Western

Candidate

COLLIVER, Brett

I declare Brett Colliver elected.

Divisional Sub-Branch Secretary representing Western

Candidate

DAVIES, Simon

I declare Simon Davies elected.



Noopur Madan
Returning Officer
Australian Electoral Commission

26 August 2015



Fair Work (Registered Organisations) Act 2009

POST ELECTION REPORT

Client: Communications, Electrical, Electronic, Energy, Information, Postal,
Plumbing and Allied Services Union of Australia
Electrical, Energy and Services Division

Contact details: Mr Steve Butler
Branch Secretary
NSW Divisional Branch
CEPU
Level 5, 370 Pitt Street
SYDNEY NSW 2000

Email: steveb@etunsw.asn.au
Tel: 9267 4844

AIR contact officer: David Vale
Email: David.vale@fwc.gov.au
Tel: 02 8374 6509

ELECTIONS COVERED IN THIS REPORT

Election Decision No/s: E2015/164

RULES

Rules used for elections Rule ID: [128V-NSW: Incorporates alterations of 11/12/2013 in R2013/150]
Rules difficult to apply/interpret: None
Model Rule reference (if any): N/A

ROLL OF VOTERS

Total number of voters on the roll	15864
Number of apparent workplace addresses	0
Number of non-current addresses	95
Other Matters	nil

ALLEGATIONS OF IRREGULARITIES RECEIVED

Details of written allegations of irregularities, and action taken by AEC: N/A
Other irregularities identified, and action taken: N/A

ATTACHMENTS

A: Declaration of uncontested and contested offices – E2015/164

Noopur Madan
Returning Officer
31 August 2015



Copy of Signed Decision

Title of Matter: Application/Notification by Communications, Electrical, Electronic, Energy, Information, Postal, Plumbing and Allied Services Union of Australia - Electrical, Energy and Services Division - New South Wales Divisional Branch

Section: s.189(1) RO Act - Notification of elections for office

Subject:

Matter Number(s): E2015/164

Dear Australian Electoral Commissioner via the Electoral Officer

Under subsection 189 of the *Fair Work (Registered Organisations) Act 2009*, please arrange for the conduct of the above election.

A copy of the Delegate's decision is attached for your information.

The relevant rulebook can be accessed via the Fair Work Commission's [website](#).

Contact: Mr Steven Craig Butler of the organisation, as per the prescribed information.

Please send the declaration(s) and post election report to the Fair Work Commission at orgs@fwc.gov.au.

Inquiries:

Any inquiries relating to this matter are to be directed to Carolyn Moloney through orgs@fwc.gov.au.

18 JUNE 2015



Copy of Signed Decision

Title of Matter: Application/Notification by Communications, Electrical, Electronic, Energy, Information, Postal, Plumbing and Allied Services Union of Australia - Electrical, Energy and Services Division - New South Wales Divisional Branch

Section: s.189(1) RO Act - Notification of elections for office

Subject:

Matter Number(s): E2015/164

A copy of the Delegate's election decision in relation to the above matter is attached for your information.

Please note: Section 233(2) of the *Fair Work (Registered Organisations) Act 2009* requires details of changes to an organisation's records be declared to the Fair Work Commission. This includes changes resulting from the conduct of elections. Changes must be declared within 35 days of their occurrence.

Inquiries:

Any inquiries relating to this are to be directed to Carolyn Moloney
Phone: 02 8374 6510, email: carolyn.moloney@fwc.gov.au, Fax: 02 9380 6990.

18 JUNE 2015



DECISION

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

**Communications, Electrical, Electronic, Energy, Information, Postal,
Plumbing and Allied Services Union of Australia**
(E2015/164)

MR ENRIGHT

MELBOURNE, 17 JUNE 2015

Arrangement for conduct of election.

[1] On 13 May and 4 June 2015 the New South Wales Divisional Branch of the Electrical, Energy and Services Division of the Communications, Electrical, Electronic, Energy, Information, Postal, Plumbing and Allied Services Union of Australia (the CEPU) lodged with the Fair Work Commission (the Commission) prescribed information in relation to an election for the following offices and non-office positions:

DIVISIONAL COUNCIL

Divisional Branch Delegates to Divisional Council from:

New South Wales Divisional Branch (4)

NEW SOUTH WALES DIVISIONAL BRANCH

Divisional Branch President/National Councillor (1)
Divisional Branch Secretary/National Councillor (1)
Divisional Branch Assistant Secretary (1)
Divisional Branch Organiser (8)

Divisional State Councillors for the following sections (numbers to be determined in accordance with Rule 20.3.5):

Radio, Television and Communications
Manufacturing
Transport Authorities
Electrical Contracting
General Trade
Supply Authorities
Salaried Officers

Delegates to Divisional Branch Conference (numbers to be determined in accordance with Rule 20.2.4) from:

Bankstown Sub-Branch
Berrima Sub-Branch
Canberra Sub-Branch
Central Coast Sub-Branch
Central Tablelands Sub-Branch
Central West Sub-Branch
City Sub-Branch
Hurstville Sub-Branch
Macleay Manning Sub-Branch
Murray Valley Sub-Branch
Newcastle Sub-Branch
New England Sub-Branch
Northern Sub-Branch
North Coast Sub-Branch
Parramatta Sub-Branch
Pittwater Sub-Branch
Riverina Sub-Branch
South Coast Sub-Branch
Southern Highlands Sub-Branch
Western Sub-Branch

Divisional Sub-Branch Chairman (1) and Divisional Sub-Branch Secretary (1) from:

Bankstown Sub-Branch
Berrima Sub-Branch
Canberra Sub-Branch
Central Coast Sub-Branch
Central Tablelands Sub-Branch
Central West Sub-Branch
City Sub-Branch
Hurstville Sub-Branch
Macleay Manning Sub-Branch
Murray Valley Sub-Branch
Newcastle Sub-Branch
New England Sub-Branch
Northern Sub-Branch
North Coast Sub-Branch
Parramatta Sub-Branch
Pittwater Sub-Branch
Riverina Sub-Branch
South Coast Sub-Branch
Southern Highlands Sub-Branch
Western Sub-Branch

[2] On 29 May 2015, the Commission wrote to the abovementioned New South Wales Divisional Branch of the CEPU and requested confirmation of the number of Branch members to determine the number of Branch Delegates to the Divisional Council and to confirm the number of Divisional Branch Organisers. The correspondence also stated that the abovementioned Branch was required to make a request to lodge the prescribed information on a later day as the prescribed information was lodged 7 days after the prescribed day.

[3] On 4 June 2015, the abovementioned New South Wales Divisional Branch provided amended prescribed information, confirmed the number of Branch members and Branch Organisers, and also made a request for an extension of time to lodge the prescribed information. The request stated that the delay in lodgement was due to it being 'erroneously sent'.

[4] With regard to the request for an extension of time for lodgement of the prescribed information, I have considered the explanation for the delay in lodging the prescribed information provided by Mr Butler, the Branch Secretary. Having regard to the normal and reasonable expectation that registered organisations take steps to ensure that they comply with the time-frame requirements set out not only in the Act but also in instruments or references pertaining to the governance arrangements formulated by organisations themselves, I allow a later day for lodgement.

[5] While I have allowed a later day for lodgement in the circumstances of this application, the failure of an organisation to lodge prescribed information before the prescribed day contravenes section 189(2) of the *Fair Work (Registered Organisations) Act 2009* and is a civil penalty provision which may be the subject of application by the Fair Work Commission for orders in the Federal Court.

[6] I am satisfied that an election for the abovenamed offices 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 GENERAL MANAGER

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<Price code A, PR567849>

From: [VALE, David](#)
To: ["Industrial Elections"](#)
Subject: E2015/164
Date: Friday, 12 June 2015 10:33:26 AM
Attachments: [CEPU ELE DIV NSW E2015_164 Letter recd_04062015.pdf](#)

Dear AEC

Please find further prescribed information for an election for the NSW Branch of the Electrical Division of the CEPU for election number E2015/164.

Yours sincerely

DAVID VALE

Principal Adviser,
Regulatory Compliance Branch, NSW

Fair Work Commission

Tel: 02 8374 6509

Fax: 02 9380 6990

david.vale@fwc.gov.au

Level 10, Terrace Tower

80 William Street

East Sydney NSW 2011

www.fwc.gov.au



NSW DIVISIONAL BRANCH OF THE ELECTRICAL, ENERGY AND SERVICES DIVISION OF THE
COMMUNICATIONS, ELECTRICAL, ELECTRONIC, ENERGY, INFORMATION, POSTAL, PLUMBING
AND ALLIED SERVICES UNION OF AUSTRALIA

www.etunsw.asn.au

SECRETARY: Steve Butler
4 June 2015

COMMUNICATIONS
ELECTRICAL
PLUMBING
UNION
NSW ELECTRICAL
DIVISIONAL BRANCH

Mr. David Vale
Principal Advisor - Regulatory & Compliance Branch NSW
Fair Work Australia
Level 8, Terrace Towers
80 William Street
East Sydney NSW 2011

Re: E2015/164 – Arrangement for the conduct of an election

Dear Sir,

Thank you for your correspondence to Mr Paul Sinclair of 29 May 2015. Please note that any future correspondence or request for information relating to matter E2015/164 should be directed to me.

As you advise, Section 189(2) of the *Fair Work (Registered Organisations) Act 2009* ("the Act") provides that prescribed information must be lodged before the prescribed day or such later day as the General Manager allows. Regulation 138(3) of the Act defines the prescribed day as the day occurring 2 months before the first day on which a person may under the rules of an organisation become a candidate in an election. As noted in the prescribed information, Rule 22.4.1 of the NSW Divisional Branch Rules (128V-NSW) provides:

Nominations for positions referred to in this rule, other than the positions of delegates to organisations to which the NSW Divisional Branch is affiliated and whose election is by NSW Divisional State Councillors present at a specially summoned NSW Divisional State Council meeting, shall be invited by notice under the hand of the Returning Officer in the "ETU News" or "Live Wire". Nominations shall be lodged with the Returning Officer between the first and second Mondays (inclusive) in the month of July in the year in which elections are held. Nominations shall close at midday on the second Monday in July of such year.

Accordingly, the relevant date for close of nominations for this year's election would have been the Monday July 6 and in turn it has come to our attention that the "prescribed date" would be May 6.

As the prescribed information for the conduct of the scheduled election was erroneously sent 7 days past the "prescribed day", the NSW Divisional Branch makes application to the General Manager pursuant to section 189 (2) of the Act for an extension of time to be agreed for the lodging of the prescribed information on a date later than 6 May 2015, that date being the 13 May 2015.

In relation to the request that there be an election for four (4) Divisional Branch Delegates to the Divisional Council, the NSW Divisional Branch confirms that the financial membership of the Branch as at 1 June 2015 was 16,408 members.

Level 5, 370 Pitt Street
Sydney NSW 2000
Phone: 02 9267 4844
Fax: 02 9267 4877

26 Warabrook Blvd
Warabrook NSW 2304
Phone: 02 4968 2488
Fax: 02 4968 3466

Level 2, 63 Market Street
Wollongong NSW 2500
Phone: 02 4229 8711
Fax: 02 4228 5636

25-27 Darling Street
PO Box 126
Mitchell ACT 2911
Phone: 6163 6666
Fax: 6163 6667



Further, in relation to your request for a copy of the resolution for the election of eleven (11) Divisional Branch Organisers, please find enclosed separate correspondence regarding a request to amend the prescribed information for the purposes of the elections which form E2015/164 and a copy of the resolution confirming the number of Divisional Branch Organisers to be elected.

I trust that this satisfied your request for information, however, please contact me on 02 9267 4844 should you have any queries relating to this.

Yours faithfully,



Steve Butler
Secretary



NSW DIVISIONAL BRANCH OF THE ELECTRICAL, ENERGY AND SERVICES DIVISION OF THE
COMMUNICATIONS, ELECTRICAL, ELECTRONIC, ENERGY, INFORMATION, POSTAL, PLUMBING
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SECRETARY: Steve Butler

4 June 2015

COMMUNICATIONS
ELECTRICAL
PLUMBING
UNION
NSW ELECTRICAL
DIVISIONAL BRANCH

Mr. David Vale
Principal Advisor - Regulatory & Compliance Branch NSW
Fair Work Australia
Level 8, Terrace Towers
80 William Street
East Sydney NSW 2011

**Re: E2015/164 - Request for an election pursuant to Sections 182 and 189 of the
Fair Work (Registered Organisations) Act 2009**

Dear Sir,

On 13 May 2015 the NSW Divisional Branch of the Electrical Energy and Services Division of the Communications, Electrical, Electronic, Energy, Information, Postal, Plumbing and Allied Services Union of Australia ("the Divisional Branch"), in accordance with Rule 22 of the NSW Divisional Branch Rules (128V-NSW) wrote regarding the requirement to conduct quadrennial elections.

At this time, the Divisional Branch requested the Fair Work Commission to arrange for the Australian Electoral Commission to conduct elections for Divisional Branch Office and Divisional Branch Non-Office positions in accordance with the *Fair Work (Registered Organisations) Act 2009* ("the Act").

Since making this request, there have been a number of changes to the future operations and composition of the Divisional Branch. Due to this the information provided in relation to the Office and Non-Office positions for which elections need to be conducted is no longer valid.

Accordingly, please find attached amended information for the election of:

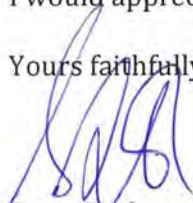
1. Divisional Branch Office positions in accordance with Section 182 of the Act; and
2. Divisional Branch Non-Office positions in accordance with Section 189 of the Act.

The amended prescribed information as required by section 189(1) of the Act:

- for the election of the Divisional Branch Office positions is detailed and attached at Attachment A; and
- for the election of the Divisional Branch Non-Office positions is detailed and attached at Attachment B.

I would appreciate your attention to this matter.

Yours faithfully,


Steve Butler
Secretary.

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Fax: 02 9267 4877

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Divisional Branch Office positions **AMENDED** - Attachment A

The Fair Work (Registered Organisations) Act 2009
prescribed information pursuant to Section 189(1)

a. **Name of each office for which an election is required**

Divisional Branch President/National Councillor, Divisional Branch Secretary/ National Councillor, Divisional Branch Assistant Secretary, Divisional Branch Delegates to Divisional Council, Divisional State Councillors and Divisional Sub-Branch Delegates to Divisional Branch Conference

b. **Reason for the election**

Term of Office will expire.

c. **Offices with the same name and the number of such Office.**

- Divisional Branch President/National Councillor (1)
- Divisional Branch Secretary/ National Councillor (1)
- Divisional Branch Assistant Secretary (1)
- Divisional Branch Delegates to Divisional Council (4)
- Divisional State Councillors for the following Sections:
 - Radio*
 - Manufacturing*
 - Transport*
 - Electrical Contracting*
 - General Trades*
 - Supply Authorities*
 - Salaried Officers*

NOTE: The number of Divisional State Councillors to be elected by their respective Sections shall be determined in regard to the financial membership current at the date of close of nominations in respect of each quadrennial election. (see Rule 20.3.5)

- Divisional Sub-Branch Delegates to Divisional Branch Conference for each of the following Sub-Branches:

Bankstown, Berrima, Canberra, Central Coast, Central Tablelands, Central West, City, Hurstville, Macleay Manning, Murray Valley, Newcastle, New England, Northern, North Coast, Parramatta, Pittwater, Riverina, South Coast, Southern Highlands, Western.

NOTE: The number of Delegates to Divisional Branch Conference to be elected by their respective Divisional Sub-Branched shall be determined in regard to the financial membership current at the date of close of nominations in respect of each quadrennial election. (see Rule 20.2.4)

d. Electorate

- Divisional Branch President/National Councillor, Divisional Branch Secretary/National Councillor, Divisional Branch Assistant Secretary and Delegates to Divisional Council:

All financial members of the Branch who qualify by Rule 22.1.3

- Divisional State Councillors:

All financial members of their respective Sections Rule 22.1.4 and who qualify by Rule 22.2

- Divisional Sub-Branch Delegates to Divisional Branch Conference:

All financial members of their respective Divisional Sub-Branch Rule 22.1.5 and who qualify by Rule 22.2

e. Date of the commencement and expiration of the nomination period

As per Rule 22.4.1, nominations open on the 6th July 2015 and close at midday on the 13th July 2015.

f. Day provided that roll of voters is to be closed

As per Rule 22.2, the Roll closes on Monday 29th June 2015.

g. The kind of voting system to be used to conduct the election

Direct Voting System for all Offices.

Statement of Authorised Officer

I, Steve Butler, state that I am an officer authorised to make a statement pursuant to s189(1) of *The Fair Work (Registered Organisations) Act 2009* with respect to the elections for the Non-Office positions of the NSW Divisional Branch of the Electrical Energy and Services Division of the Communications, Electrical, Electronic, Energy, Information, Postal, Plumbing and Allied Services Union of Australia (“the NSW Divisional Branch”).

The prescribed information required by subsection 189(1) of the Act and Regulation 138, as provided in this Attachment B is hereby lodged for the purposes of subsection 189 (1) of the Act.

Signed:



Steve Butler.
Secretary



Divisional Branch Non-Office positions **AMENDED** – Attachment B

The Fair Work (Registered Organisations) Act 2009
prescribed information pursuant to Section 189(1)

a. **Name of each Position for which an election is required**

Divisional Branch Organisers, Divisional Sub-Branch Chairmen and Secretaries,

b. **Reason for the election**

Term of office for the Position will expire.

c. **Positions with the same name and the number of such Positions.**

- Divisional Branch Organisers (8)
- Divisional Sub-Branch Chairman (1) and Divisional Sub-Branch Secretary (1) for each of the following Sub-Branches:

Bankstown, Berrima, Canberra, Central Coast, Central Tablelands, Central West, City, Hurstville, Macleay Manning, Murray Valley, Newcastle, New England, Northern, North Coast, Parramatta, Pittwater, Riverina, South Coast, Southern Highlands, Western.

d. **Electorate**

- Divisional Branch Organisers:

All financial members of the Branch who qualify by Rule 22.1.3

- Divisional Sub-Branch Chairmen and Secretaries:

All financial members of their respective Divisional Sub-Branch Rule 22.1.5 and who qualify by Rule 22.2

e. **Date of the commencement and expiration of the nomination period**

As per Rule 22.4.1, nominations open on the 6th July 2015 and close at midday on the 13th July 2015.

f. **Day provided that roll of voters is to be closed**

As per Rule 22.2, the Roll closes on Monday 29th June 2015.

g. **The kind of voting system to be used to conduct the election**

Direct Voting System for all Positions.

Statement of Authorised Officer

I, Steve Butler, state that I am an officer authorised to make a statement pursuant to s189(1) of *The Fair Work (Registered Organisations) Act 2009* with respect to the elections for the Non-Office positions of the NSW Divisional Branch of the Electrical Energy and Services Division of the Communications, Electrical, Electronic, Energy, Information, Postal, Plumbing and Allied Services Union of Australia ("the NSW Divisional Branch").

The prescribed information required by subsection 189(1) of the Act and Regulation 138, as provided in this Attachment B is hereby lodged for the purposes of subsection 189 (1) of the Act.

Signed:



Steve Butler.
Secretary



29 May 2015
Mr Paul Sinclair
NSW Branch State Councillor
Electrical, Energy and Services Division
Communications, Electrical, Electronic, Energy
Information, Postal, Plumbing and Allied Services Union of Australia
Level 5, 370 Pitt Street
SYDNEY NSW 2000

Dear Mr Sinclair

Arrangement for the conduct of an election - E2015/164

I acknowledge receipt on 13 May 2015 of the prescribed information for the conduct of a scheduled election for offices of the New South Wales Divisional Branch (the Branch) of the Electrical, Energy and Services Division of the Communications, Electrical, Electronic, Energy, Information, Postal, Plumbing and Allied Services Union of Australia (the CEPU).

Section 189(2) of the *Fair Work (Registered Organisations) Act 2009* (the Act) provides that prescribed information must be lodged before the "prescribed day" or such later day as the General Manager allows. Regulation 138(3) of the *Fair Work (Registered Organisations) Regulations 2009* defines the prescribed day as the day occurring 2 months before the first day when a person may, under the rules of an organisation, become a candidate in an election. As noted in the prescribed information, rule 15.17.1 of the Divisional rules provides that nominations shall open on the first Monday in July in the quadrennial election year. Accordingly, it appears that the relevant date for this year is 6 July 2015 and the prescribed day was 6 May 2015, which was 7 days after this prescribed information was lodged.

Accordingly, could you submit a request for an extension of time to lodge the prescribed information on a later day, pursuant to section 189(2) of the Act.

Furthermore, the prescribed information provides that there should be an election for four (4) Branch Delegates to the Divisional Council. Rule 7.3.2 of the CEPU's Divisional rulebook provides that four Delegates to the Divisional Council are to be elected where Branch membership is between 8,000 and 19,999 members. Accordingly, could you provide confirmation of the current Branch membership.

In addition, the prescribed information provides that there should be an election for eleven (11) Divisional Branch Organisers. Accordingly, could you provide a copy of the resolution confirming the number of Divisional Branch Organisers for the forthcoming quadrennial election. Once this further information is received, the Commission will be in a position to issue a Decision.

If you have any questions or queries in relation to any of the above correspondence, please do not hesitate to contact me on (02) 8374 6509 or email me at orgs@fwc.gov.au.

Yours sincerely

David Vale
Principal Adviser
Regulatory Compliance Branch, NSW
Fair Work Commission

From: [VALE, David](#)
To: ["Industrial Elections"](#)
Subject: E2015/164
Date: Thursday, 14 May 2015 9:27:27 AM
Attachments: [CEPU ELE NSW E21015_164_PI lodged_13052015.pdf](#)
[CEPU 128V R2015_60_01042015.doc](#)
[CEPU Electrical 128V-ELE_R2014_35_20022015.doc](#)

Dear AEC

Please find the prescribed information and a copy of the current rulebook of the Electrical Division of the CEPU and the National rulebook of the CEPU for election number E2015/164.

Yours sincerely

DAVID VALE

Principal Adviser,
Regulatory Compliance Branch, NSW

Fair Work Commission

Tel: 02 8374 6509

Fax: 02 9380 6990

david.vale@fwc.gov.au

Level 10, Terrace Tower
80 William Street
East Sydney NSW 2011
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NSW DIVISIONAL BRANCH OF THE ELECTRICAL, ENERGY AND SERVICES DIVISION OF THE
COMMUNICATIONS, ELECTRICAL, ELECTRONIC, ENERGY, INFORMATION, POSTAL, PLUMBING
AND ALLIED SERVICES UNION OF AUSTRALIA

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SECRETARY: Steve Butler

13 May 2015

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DIVISIONAL BRANCH

Mr. David Vale
Principal Advisor - Regulatory & Compliance Branch NSW
Fair Work Australia
Level 8, Terrace Towers
80 William Street
East Sydney NSW 2011

**Re: Request for an election pursuant to Sections 182 and 189 of the Fair Work
(Registered Organisations) Act 2009**

Dear Sir,

In July of this year the NSW Divisional Branch of the Electrical Energy and Services Division of the Communications, Electrical, Electronic, Energy, Information, Postal, Plumbing and Allied Services Union of Australia ("the Divisional Branch"), in accordance with Rule 22 of the NSW Divisional Branch Rules (128V-NSW) is required to conduct quadrennial elections.

Accordingly, pursuant to the above sections of the *Fair Work (Registered Organisations) Act 2009* (the Act), the NSW Divisional Branch formally requests that Fair Work Commission arrange for the Australian Electoral Commission to conduct elections for:

1. Divisional Branch Office positions in accordance with Section 182 of the Act; and
2. Divisional Branch Non-Office positions in accordance with Section 189 of the Act.

The prescribed information as required by section 189(1) of the Act:

- for the election of the Divisional Branch Office positions is detailed and attached at Attachment A; and
- for the election of the Divisional Branch Non-Office positions is detailed and attached at Attachment B.

I would appreciate your attention to this matter.

Yours faithfully,

Paul Sinclair.
Divisional Branch Organiser and
Assistant to the Secretary.

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Sydney NSW 2000
Phone: 02 9267 4844
Fax: 02 9267 4877

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PO Box 126
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Fax: 6163 6667





Divisional Branch Office positions - Attachment A

The Fair Work (Registered Organisations) Act 2009
prescribed information pursuant to Section 189(1)

a. **Name of each office for which an election is required**

Divisional Branch President/National Councillor, Divisional Branch Secretary/ National Councillor, Divisional Branch Assistant Secretary, Divisional Branch Delegates to Divisional Council, Divisional State Councillors and Divisional Sub-Branch Delegates to Divisional Branch Conference

b. **Reason for the election**

Term of Office will expire.

c. **Offices with the same name and the number of such Office.**

- Divisional Branch President/National Councillor (1)
- Divisional Branch Secretary/ National Councillor (1)
- Divisional Branch Assistant Secretary (2)
- Divisional Branch Delegates to Divisional Council (4)
- Divisional State Councillors for the following Sections:
 - Radio*
 - Manufacturing*
 - Transport*
 - Electrical Contracting*
 - General Trades*
 - Supply Authorities*
 - Salaried Officers*

NOTE: The number of Divisional State Councillors to be elected by their respective Sections shall be determined in regard to the financial membership current at the date of close of nominations in respect of each quadrennial election. (see Rule 20.3.5)

- Divisional Sub-Branch Delegates to Divisional Branch Conference for each of the following Sub-Branches:

Bankstown, Berrima, Canberra, Central Coast, Central Tablelands, Central West, City, Hurstville, Macleay Manning, Murray Valley, Newcastle, New England, Northern, North Coast, Parramatta, Pittwater, Riverina, South Coast, Southern Highlands, Western.

NOTE: The number of Delegates to Divisional Branch Conference to be elected by their respective Divisional Sub-Branched shall be determined in regard to the financial membership current at the date of close of nominations in respect of each quadrennial election. (see Rule 20.2.4)

d. Electorate

- Divisional Branch President/National Councillor, Divisional Branch Secretary/National Councillor, Divisional Branch Assistant Secretary and Delegates to Divisional Council:

All financial members of the Branch who qualify by Rule 22.1.3

- Divisional State Councillors:

All financial members of their respective Sections Rule 22.1.4 and who qualify by Rule 22.2

- Divisional Sub-Branch Delegates to Divisional Branch Conference:

All financial members of their respective Divisional Sub-Branch Rule 22.1.5 and who qualify by Rule 22.2

e. Date of the commencement and expiration of the nomination period

As per Rule 22.4.1, nominations open on the 6th July 2015 and close at midday on the 13th July 2015.

f. Day provided that roll of voters is to be closed

As per Rule 22.2, the Roll closes on Monday 29th June 2015.

g. The kind of voting system to be used to conduct the election

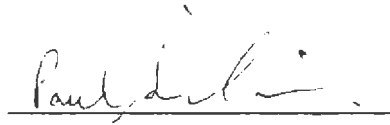
Direct Voting System for all Offices.

Statement of Authorised Officer

I, Paul Sinclair, state that I am an officer authorised to make a statement pursuant to s189(1) of *The Fair Work (Registered Organisations) Act 2009* ("the Act") with respect to the elections for the Office positions of the NSW Divisional Branch of the Electrical Energy and Services Division of the Communications, Electrical, Electronic, Energy, Information, Postal, Plumbing and Allied Services Union of Australia ("the NSW Divisional Branch").

The prescribed information required by subsection 189(1) of the Act and Regulation 138, as provided in this Attachment A is hereby lodged for the purposes of subsection 189 (1) of the Act.

Signed:

A handwritten signature in black ink, appearing to read "Paul Sinclair", is written over a horizontal line.

Paul Sinclair.
Divisional Branch Organiser and
Assistant to the Secretary



Divisional Branch Non-Office positions – Attachment B

The Fair Work (Registered Organisations) Act 2009
prescribed information pursuant to Section 189(1)

a. **Name of each Position for which an election is required**

Divisional Branch Organisers, Divisional Sub-Branch Chairmen and Secretaries,

b. **Reason for the election**

Term of office for the Position will expire.

c. **Positions with the same name and the number of such Positions.**

- **Divisional Branch Organisers (11)**
- **Divisional Sub-Branch Chairman (1) and Divisional Sub-Branch Secretary (1) for each of the following Sub-Branches:**

Bankstown, Berrima, Canberra, Central Coast, Central Tablelands, Central West, City, Hurstville, Macleay Manning, Murray Valley, Newcastle, New England, Northern, North Coast, Parramatta, Pittwater, Riverina, South Coast, Southern Highlands, Western.

d. **Electorate**

- **Divisional Branch Organisers:**

All financial members of the Branch who qualify by Rule 22.1.3

- **Divisional Sub-Branch Chairmen and Secretaries:**

All financial members of their respective Divisional Sub-Branch Rule 22.1.5 and who qualify by Rule 22.2

e. **Date of the commencement and expiration of the nomination period**

As per Rule 22.4.1, nominations open on the 6th July 2015 and close at midday on the 13th July 2015.

f. **Day provided that roll of voters is to be closed**

As per Rule 22.2, the Roll closes on Monday 29th June 2015.

g. **The kind of voting system to be used to conduct the election**

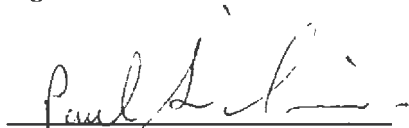
Direct Voting System for all Positions.

Statement of Authorised Officer

I, Paul Sinclair, state that I am an officer authorised to make a statement pursuant to s189(1) of *The Fair Work (Registered Organisations) Act 2009* with respect to the elections for the Non-Office positions of the NSW Divisional Branch of the Electrical Energy and Services Division of the Communications, Electrical, Electronic, Energy, Information, Postal, Plumbing and Allied Services Union of Australia ("the NSW Divisional Branch").

The prescribed information required by subsection 189(1) of the Act and Regulation 138, as provided in this Attachment B is hereby lodged for the purposes of subsection 189 (1) of the Act.

Signed:



Paul Sinclair.
Divisional Branch Organiser and
Assistant to the Secretary