

**Communications, Electrical, Electronic, Energy,
Information, Postal, Plumbing & Allied Services Union
Vacancy Election Qld Comms Div Branch E2013/168**

DECLARATION OF RESULTS FOR UNCONTESTED OFFICES

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.

E2013/168

Queensland Communications Division Branch

Branch Vice-President (Telecommunications)

Candidate

KERSHAW, Brian William

Branch Vice President (Affirmative Action)

Candidate

DEECKE, Catherine

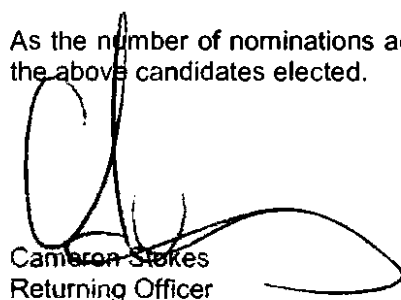
Postal Services Industry Section

Branch Committee of Management Member

Candidate

TEMPLEMAN, Mark (Kiwi)

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



Cameron Stokes
Returning Officer

**AEC**

Australian Electoral Commission

Fair Work (Registered Organisations) Act 2009 – Schedule 1**POST ELECTION REPORT**

Communications, Electrical, Electronic, Energy, Information, Postal,
Plumbing and Allied Services Union of Australia (CEPU)
CEPU – QLD COMMUNICATIONS DIVISION BRANCH

Vacancy Election 2013**ELECTION/S COVERED IN THIS REPORT**

Election Decision No/s:

*E2013/168***RULES**

Rules used for the election:

*128V-COM: Incorporates alterations of 15 April 2011 in
matter R2011/42*

Rules difficult to apply/interpret:

None

Model Rule reference (if any):

*N/A***ROLL OF VOTERS**

The roll of voters was not required as all positions were uncontested.

IRREGULARITIES

Details of written allegations of irregularities and action taken by AEC:

Nil

Other irregularities identified, and action taken:

*Nil***ATTACHMENTS**

Declaration of Results for Contested and Uncontested Offices dated 25 June 2013.



Cameron Stokes
Returning Officer

16 June 2013



FAIR WORK
AUSTRALIA

21 May 2013

Mr Phil Hughes
State Branch Secretary
Queensland Communications Division Branch
Communications, Electrical, Electronic, Energy, Information
Postal, Plumbing and Allied Services Union of Australia
PO BOX 3203
SOUTH BRISBANE QLD 4101

Dear Mr Hughes

Arrangements for the conduct of an Election (E2013/168)

A copy of the decision in relation to the above matter is enclosed.

The Fair Work Commission is making arrangements, under subsection 189(3) of the *Fair Work (Registered Organisations) Act 2009*, with the Electoral Commissioner for the conduct of the subject election by a member of staff of the Australian Electoral Commission, who will contact you in the near future about the election.

Yours sincerely

David Vale
Principal Adviser
Regulatory Compliance Branch
Fair Work Commission



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**
(E2013/168)

AILS A CARRUTHERS

MELBOURNE, 21 MAY 2013

Arrangement for conduct of election.

[1] On 15 April 2013 the Queensland Communications Division Branch of the Communications Division of the Communications, Electrical, Electronic, Energy, Information, Postal, Plumbing and Allied Services Union of Australia (the CEPU) lodged with the Fair Work Commission prescribed information in relation to an election for offices that were unfilled at the previous election and for a casual vacancy that has occurred regarding another office.

[2] On 17 May 2013 the Queensland Communications Division Branch of the Communications Division of the CEPU lodged amended prescribed information in relation to an election, for the remainder of the term, for the following offices:

Queensland Communications Division Branch

Branch Vice President	(1)
Branch Vice President (Affirmative Action)	(1)

Postal Services Industry Section

Branch Committee of Management Member	(1)
---------------------------------------	-----

[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
FAIR WORK COMMISSION

Printed by authority of the Commonwealth Government Printer
<Price code A, PR537014>

VALE, David

From: VALE, David
Sent: Tuesday, 21 May 2013 10:04 AM
To: 'Industrial Elections'
Subject: E2013/168 DECISION
Attachments: E2013_168 CEPU COM QLD Signed Decision_21052013.docx; E2013_168 CEPU letter to AEC_21052013.doc

Dear AEC

Please find attached a copy of the decision issued for the CEPU in election number E2013/168.

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

Please be aware that my email address has changed to david.vale@fwc.gov.au effective 1 January 2013. Please update your records accordingly.

Level 8, Terrace Tower
80 William Street
East Sydney NSW 2011

www.fwc.gov.au

21 May 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 2013/168

**RE: COMMUNICATIONS, ELECTRICAL, ELECTRONIC, ENERGY, INFORMATION,
POSTAL, PLUMBING AND ALLIED SERVICES UNION OF AUSTRALIA**

Positions: See Decision

Relevant Information: Casual vacancy election.

Contact: Mr Phillip Hughes, State Branch Secretary, Queensland
Communications Division Branch, CEPU

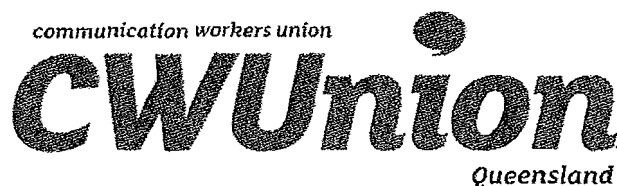
Phone: (07) 3255 0440

A copy of the decision is enclosed.

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@fwc.gov.au

David Vale
Fair Work Commission

E2013/168

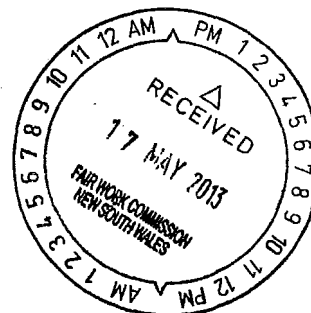


41 Peel Street, South Brisbane Q 4101
PO Box 3203, South Brisbane Q 4101
phone (07) 3255 0440
fax (07) 3255 0020
e-mail comms@cepuqld.asn.au
web www.cepuconnects.org

2013/05/32

May 17, 2013

James Hall
Advisor
Regulatory Compliance Branch
Fair Work Commission
Terrace Towers
80 William Street
East Sydney NSW 20011



Facsimile: (02) 9380 6990
Email: sydney@fwc.gov.au

Re; Branch Election for Casual Vacancies QLD CWU

Dear Mr Hall,

I, Phil Hughes, being the State Branch Secretary of the Communications, Electrical, Electronic, Energy, Information, Postal, Plumbing & Allied Services Union, Queensland Communications Division Branch, make the following statement:

I am the State Branch Secretary of the Communications, Electrical, Electronic, Energy, Information, and Postal, Plumbing & Allied Services Union, Queensland Communications Division Branch

I am authorized to lodge the following prescribed information concerning forthcoming elections in the Communications, Electrical, Electronic, Energy, Information, Postal, Plumbing & Allied Services Union Queensland Communications Division Branch, and

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

Offices/Positions

Please see attached Annexure A

Reasons are set out below for each position,

Branch Vice President (Affirmative Action)

I'm writing to advise that Ms Suzi Wharton has been removed from the membership database of the CWU Queensland Branch. This action was taken in accordance with Rule 50A of the CEPU Communications Division as Ms Wharton became unfinancial from the union in January 2012, and has not responded to any correspondence about the matter.

Because of this, Ms Wharton has relinquished a number of offices in the union. In particular, her role as Branch Vice President (Affirmative Action) was declared vacant in an out of session vote of our Branch Committee of Management, 16th of March 2012.

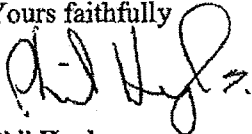
Branch Vice-President

Geoff Curr has resigned on the 3rd of January 2012, from the union and his position of Branch Vice President (Telecommunications and Information Technology Industry Section) has been declared vacant by the Branch Committee of Management.

Branch Committee of Management Member (Postal)

Jason Vardy has resigned on the 16th of July 2012, from the union and his position of Branch Committee of Management member (Postal) has been declared vacant by the Branch committee of Management.

Yours faithfully



Phil Hughes
State Branch Secretary
CEPU – Communications Workers Union (Qld)

Annexure A

Electorate for each office listed in PI

Office	Electorate	Rule
Branch Vice President, Queensland Communications Division Branch	Financial members of the Qld Communications Division Branch comprising the Telecommunications and Information Technology Industry Section	67(a), 75(e)
Branch Vice President (Affirmative Action), Queensland Communications Division Branch	Nominated by and from the female members of the Qld Communications Division Branch and elected by the financial members of each branch	67(a), 75(d)
Branch Committee of Management Member, Postal Services Industry Section, Queensland Communications Division Branch	Financial members of the Qld Communications Division Branch allocated to the Postal Services Industry Section	67(a), 75(g)

Nominations Open

To be determined by AEC - Casual Vacancy/Office not filled at previous election.

Nominations Close

To be determined by AEC - Casual Vacancy/Office not filled at previous election.

Day the roll of Voters is to close

In accordance with rules 23(a) and 67(b) - 7 days before the day on which nominations for the election are to open.

Type of Voting System

Direct Voting System - Secret Postal Ballot



PO Box 3203
South Brisbane Qld 4101
1st Floor, 41 Peel Street
South Brisbane Qld 4101

Phone 07 3255 0440
Fax 07 3255 0020

6th June 2012

BCOM OUT OF SESSION VOTE ACKNOWLEDGEMENT

In relation to the below out of session BCOM motions dated 16th March 2012 ~~and the 23rd April 2012 respectively~~

Motion:

"That this BCOM acknowledges the vacancy created by Suzi Wharton leaving her office on BCOM and accordingly calls on the Branch Secretary to take all necessary steps to arrange for an election to fill the vacant position of Branch Vice-President Affirmative Action as required by Rule 69 of the CEPU Communications Division.

Moved: Phil Hughes

Seconded: Cameron Bird

I declare the above motion carried.

~~*Motion:*~~

~~*"That this BCOM authorizes a donation of \$850 to be made to Brendale Postal Delivery Centre member Romney Alimpulos to assist him during his recovery from an infected abscess."*~~

~~*Moved: Phil Hughes*~~

~~*Seconded: Cameron Bird*~~

~~I declare the above motion carried.~~

In Solidarity

Phil Hughes
Branch Secretary
CWUnion QLD

Phil Hughes
15-4-2013
17-5-2013 PH



FAIR WORK
COMMISSION

8 May 2013

Phil Hughes
Branch Secretary
Queensland Communications Division Branch
Communications Division
Communications, Electrical, Electronic, Energy, Information, Postal, Plumbing and Allied
Services Union of Australia
PO Box 3203
SOUTH BRISBANE, QLD 4101

Also by facsimile: 07 3255 0440

Dear Mr Hughes

Arrangements for the conduct of an election (E2013/168)

I refer to the prescribed information (the PI) that was lodged and dated 15 April 2013 in relation to an election for three offices attached to the Queensland Communications Division Branch of the Communications Division (the Division) of the Communications, Electrical, Electronic, Energy, Information, Postal, Plumbing and Allied Services Union of Australia.

Before the Fair Work Commission (the Commission) can further consider arranging for the conduct of the election by the Australian Electoral Commission (AEC) pursuant to section 189(3) of the *Fair Work (Registered Organisations) Act 2009* the following issues need to be addressed:

1. Could you please confirm that the office listed in the PI as "Branch Vice-President (Telecommunications)" is referring to one of two offices of Branch Vice President of the Queensland Communications Division Branch as provided for in rules 53(b)(ii) and 75(b) of the rules of the Division. There does not appear to be an office entitled "Branch Vice-President (Telecommunications)" provided for in the rules of the Division.
2. Regulation 138(1) of the *Fair Work (Registered Organisations) Regulations 2009* provides that the PI, in addition to the name of each office for which an election is required and the number of such offices, must contain:
 - if the electorate comprises only members of a branch, section or other division of an organisation - the name of the branch, section or division;
 - the date and time of the beginning and end of the period in which nominations of candidates will be called or may be made under the rules of the organisation or branch;
 - the day provided for in the rules of the organisation as the day on which the roll of voters is to be closed; and

- whether a direct voting system or a collegiate electoral system is to be used.

The PI does not address the above four issues. Could you please lodge further prescribed information addressing the above four issues. In order to assist you in this regard, I have attached at Annexure A to this letter my interpretation of the rules of the Division. Please read this carefully and independently to verify whether this information is correct as it is only intended as a recommendation.

If you have any questions arising from this correspondence please do not hesitate to contact me on (02) 8374 6690.

Yours sincerely

A handwritten signature in black ink, appearing to read 'James Hall', with a stylized flourish at the end.

James Hall

Advisor

Regulatory Compliance Branch

Annexure A

Electorate for each office listed in PI

Office	Electorate	Rule
Branch Vice President, Queensland Communications Division Branch	Financial members of the Qld Communications Division Branch, comprising the Telecommunications and Information Technology Industry Section	67(a), 75(e)
Branch Vice President (Affirmative Action), Queensland Communications Division Branch	Nominated by and from the female members of the Qld Communications Division Branch and elected by the financial members of each branch	67(a), 75(d)
Branch Committee of Management Member, Postal Services Industry Section, Queensland Communications Division Branch	Financial members of the Qld Communications Division Branch allocated to the Postal Services Industry Section	67(a), 75(g)

Nominations Open

To be determined by AEC - Casual Vacancy/Office not filled at previous election.

Nominations Close

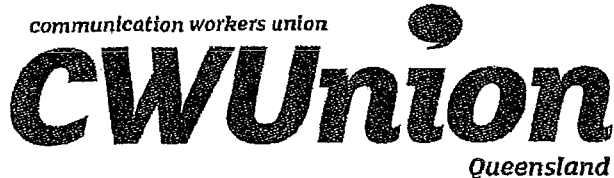
To be determined by AEC - Casual Vacancy/Office not filled at previous election.

Day the roll of Voters is to close

In accordance with rules 23(a) and 67(b) - 7 days before the day on which nominations for the election are to open.

Type of Voting System

Direct Voting System - Secret Postal Ballot



41 Peel Street, South Brisbane Q 4101
PO Box 3203, South Brisbane Q 4101

phone (07) 3255 0440
fax (07) 3255 0020

e-mail comms@cepuqld.asn.au
web www.cepuconnects.org

2013/04/27

April 15, 2013

Fair Work Commission
GPO Box 5713
Brisbane, QLD, 4001

Facsimile: (07) 3000 0388
Email: brisbane@fwo.gov.au



Re; Branch Election for Casual Vacancies QLD CWU

To whom it may Concern,

I, Phil Hughes, being the State Branch Secretary of the Communications, Electrical, Electronic, Energy, Information, Postal, Plumbing & Allied Services Union, Queensland Communications Division Branch, make the following statement:

I am the State Branch Secretary of the Communications, Electrical, Electronic, Energy, Information, and Postal, Plumbing & Allied Services Union, Queensland Communications Division Branch

I am authorized to lodge the following prescribed information concerning forthcoming elections in the Communications, Electrical, Electronic, Energy, Information, Postal, Plumbing & Allied Services Union Queensland Communications Division Branch, and

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

Offices/Positions

Queensland Communications Division Branch
Branch Vice-President (Telecommunications)
Branch Vice President (Affirmative Action)

Postal Services Industry Section
Branch Committee of Management Member

Election for the above positions are required to fill casual vacancies that have occurred, we have previously run election for the above positions, however we only had one

nomination for the BCOM member and no nominations for the VP positions. Since then we have had another vacancy for a BCOM member Postal.

Reasons are set out below for each position,

Branch Vice President (Affirmative Action)

I'm writing to advise that Ms Suzi Wharton has been removed from the membership database of the CWU Queensland Branch. This action was taken in accordance with Rule 50A of the CEPU Communications Division as Ms Wharton became unfinancial from the union in January 2012, and has not responded to any correspondence about the matter.

Because of this, Ms Wharton has relinquished a number of offices in the union. In particular, her role as Branch Vice President (Affirmative Action) was declared vacant in an out of session vote of our Branch Committee of Management, 16th of March 2012.


Branch Vice-President (Telecommunications)

Geoff Curr has resigned on the 3rd of January 2012, from the union and his position of Branch Vice President (Telecommunications) has been declared vacant by the Branch Committee of Management.

Branch Committee of Management Member (Postal)

Jason Vardy has resigned on the 16th of July 2012, from the union and his position of Branch Committee of Management member (Postal) has been declared vacant by the Branch committee of Management.

Yours faithfully



Phil Hughes
State Branch Secretary
CEPU – Communications Workers Union (Qld)



PO Box 3203
South Brisbane Qld 4101
1st Floor, 41 Peel Street
South Brisbane Qld 4101

Phone 07 3255 0440
Fax 07 3255 0020

6th June 2012

BCOM OUT OF SESSION VOTE ACKNOWLEDGEMENT

In relation to the below out of session BCOM motions dated 16th March 2012 ~~and the 23rd April 2012 respectively.~~

Motion:

"That this BCOM acknowledges the vacancy created by Suzi Wharton leaving her office on BCOM and accordingly calls on the Branch Secretary to take all necessary steps to arrange for an election to fill the vacant position of Branch Vice-President Affirmative Action as required by Rule 69 of the CEPU Communications Division.

Moved: Phil Hughes

Seconded: Cameron Bird

I declare the above motion carried.

~~*Motion:*~~

~~*"That this BCOM authorizes a donation of \$850 to be made to Brendale Postal Delivery Centre member Romney Alimpulos to assist him during his recovery from an infected abscess."*~~

~~*Moved: Phil Hughes*~~

~~*Seconded: Cameron Bird*~~

~~I declare the above motion carried.~~

In Solidarity

Phil Hughes
Branch Secretary
CWUnion QLD

Phil Hughes
15-4-2013