

# **Australian Electoral Commission / AEC**

Workplace Relations Act 1996 – Schedule 1B

## **RETURNING OFFICER - POST ELECTION REPORT**

|                             |   |               |                                 |
|-----------------------------|---|---------------|---------------------------------|
| <u>Client:</u>              | Communications, Electrical, Electronic, Energy, Information, Postal, Plumbing and Allied Services Union of Australia          |               |                                 |
| <u>Contact details:</u>     | Peter Tighe<br>Divisional Secretary<br>CEPU- Electrical Division<br>Suite 701, Level 7<br>1 Rosebery Ave<br>ROSEBERY NSW 2018 | <u>Email:</u> | edno@nat.cepu.asn.au            |
|                             |   | <u>Tel:</u>   | (02) 9663 5599                  |
|                             |   | <u>Fax:</u>   | (02) 9663 5599                  |
| <u>AIR contact officer:</u> | Alana Paterson  | <u>Email:</u> | industrial.elections@air.gov.au |
|                             |   | <u>Tel:</u>   | (02) 8374 6620                  |

### **ELECTIONS COVERED IN THIS REPORT**

|                                |  |
|--------------------------------|--|
| <u>Election Decision No/s:</u> | E2004/217  |
| <u>Election:</u>               | Divisional President, Divisional Vice Presidents,<br>Divisional Branch Representatives |
| <u>Returning Officer:</u>      | Phil Roberts   |

### **RULES**

|   |   |
|---|---|
| <u>Rules used for elections Rule ID</u>   | 128V-ELE: Incorporates alterations of 5/04/2004 in matter No. R2004/156 |
| <u>Rule/s re eligibility to vote</u>      | Rule 8 and 15   |
| <u>Rules difficult to apply/interpret</u> | Rule 7.4.3  |

### **ROLL OF VOTERS**

|  |
|--|
| As a Ballot was not required, therefore a Roll of Voters was not requested |
|--|

### **ALLEGATIONS OF IRREGULARITIES RECEIVED**

|   |
|---|
| There were no written complaints or allegations of irregularities |
|---|

### **ATTACHMENTS**

|  |
|--|
| Declaration of Results For Uncontested Offices |
|--|

Phillip Roberts  
Returning Officer

5 August 2004

**Communications, Electrical, Electronic, Energy,  
Information, Postal, Plumbing & Allied Services Union  
Divisional Executive Officers**

**DECLARATION OF RESULTS FOR UNCONTESTED OFFICES**

Results of the election for the following offices conducted in accordance with the provisions of the Workplace Relations Act 1996 and the rules of the organisation

E2004/217

**Electrical Division**

**Divisional President**

Candidate

MIGHELL, Dean

**Divisional Vice President (2)**

Candidates

RIORDAN, Bernard Martin  
WILLIAMS, Richard L.

**Divisional Executive Member - New South Wales (2)**

Candidates

BETTS, Neville  
MACFADYEN, James Martin

**Divisional Executive Member - Queensland**

No nomination was received

**Divisional Executive Member - South Australia**

Candidate

GERAGHTY, Bob

**Divisional Executive Member - Southern States (2)**

Candidates

DORAN, John Albert  
WORTHING, Howard Raymond

**Divisional Executive Member - Western Australia**

Candidate

MCLAUGHLAN, Leslie

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

Phil Roberts  
Returning Officer

2 August 2004

AUSTRALIAN INDUSTRIAL RELATIONS COMMISSION

*Workplace Relations Act 1996*

s.189 of Schedule 1B - arrangement for conduct of an election

**Communications, Electrical, Electronic, Energy, Information, Postal, Plumbing and  
Allied Services Union of Australia**  
(E2004/217)

DEPUTY INDUSTRIAL REGISTRAR JENKINS

SYDNEY, 23 JULY 2004

**DECISION**

On 21 June 2004 the Electrical Division of the abovenamed organisation lodged in the Industrial Registry prescribed information in relation to an election to fill the following offices:

Divisional President

Divisional Vice President (2)

Divisional Executive Members (6) from the following Divisional Branches:

New South Wales (number to be determined in accordance with the Rules)

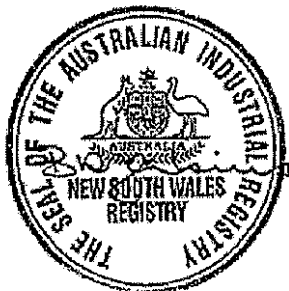
Southern States (number to be determined in accordance with the Rules)

Queensland (number to be determined in accordance with the Rules)

South Australia (number to be determined in accordance with the Rules)

Western Australia (number to be determined in accordance with the Rules)

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 Schedule 1B of the Workplace Relations Act 1996, I am making arrangements for the conduct of the election by the Australian Electoral Commission.



**McKERROW, Peter**

---

**From:** McKERROW, Peter  
**Sent:** Friday, 23 July 2004 12:34 PM  
**To:** 'industrial.elections@aec.gov.au'  
**Subject:** E2004 217 - CEPU Divisional Conference - Decision



AEC letter and  
decision E2004 .

Letter and Decision attached. I have also attached a copy of current rules which have altered since P1 originally lodged.



CEPU Electrical  
28V-ELE (28-0..

**McKERROW, Peter**

---

**From:** McKERROW, Peter  
**Sent:** Friday, 23 July 2004 12:04 PM  
**To:** 'Carla Croce'  
**Subject:** Electrical Division Election of Executive Officers (E2004/217)



Letter and  
decision E2004 217

Attn: Mr Peter Tighe

Please find attached copy of letter and decision in this matter.  
Peter McKerrow  
for Deputy Industrial Registrar



AUSTRALIAN INDUSTRIAL REGISTRY

Level 8, Terrace Towers  
80 William Street, East Sydney, NSW 2011  
Telephone: (02) 8374 6666  
Fax: (02) 9380 6990

Mr Peter Tighe  
Divisional Secretary  
Electrical Division  
CEPU  
Suite 701, Level 7  
1 Rosebery Ave  
ROSEBERY NSW 2018

Dear Mr Tighe

**Re: Arrangements for the conduct of an Election**  
(E2004/217)

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

The Registrar is making arrangements, under subsection 189(3) of Schedule 1B of the *Workplace Relations Act 1996*, 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

Peter McKerrow  
for Deputy Industrial Registrar

23 July 2004



**AUSTRALIAN INDUSTRIAL REGISTRY**

Level 8, Terrace Towers  
80 William Street, East Sydney, NSW 2011  
Telephone: (02) 8374 6666  
Fax: (02) 9380 6990

Electoral Commissioner Through  
Australian Electoral Officer ([industrial.elections@aec.gov.au](mailto:industrial.elections@aec.gov.au))

Under subsection 189 of Schedule 1B of the Workplace Relations Act 1996, please arrange for the conduct of the following election by the Australian Electoral Commission:

**E No 2004/217**

The Communications, Electrical, Electronic, Energy, Information, Postal, Plumbing and Allied Services Union of Australia - Electrical Division - Divisional Executive

Positions:

See Decision

Relevant Information: expiry of term of office, direct voting system, secret postal ballot.

Contact: Mr Peter Tighe  
Divisional Secretary

Phone: (02) 9663 3699

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@air.gov.au](mailto:industrial.elections@air.gov.au)

Peter McKerrow  
for Deputy Industrial Registrar

23 July 2004

**McKERROW, Peter**

**From:** McKERRROW, Peter  
**Sent:** Wednesday, 21 July 2004 5:08 PM  
**To:** 'Carla Croce'  
**Subject:** RE: Electrical Division Election of Executive Officers (E2004/217)

Carla  
 Thanks. I will let you know progress of matter as soon as possible.  
 Regards  
 Peter

-----Original Message-----

**From:** Carla Croce [mailto:carla@nat.cepu.asn.au]  
**Sent:** Wednesday, 21 July 2004 5:06 PM  
**To:** peter.mckerrow@air.gov.au  
**Subject:** Electrical Division Election of Executive Officers (E2004/217)

Peter,

As per our discussion, please find below the voting entitlements for the above-mentioned elections. These figures however are yet to be confirmed with the audited financial statements.

Should you have any queries, please contact me.

| Branch             | Entrance Fees &<br>Contributions/Annual Subscr. | Membership    | Number of Votes (one vote<br>per 500 members) |
|--------------------|---|---------------|---|
| NSW                | \$3,914,499 ÷ \$275.18                          | 14,225        | 28  |
| Southern States    |   |               | 27  |
| ▪ VIC              | \$4,137,306 ÷ \$327.27                          | 12,641        |   |
| ▪ TAS              | \$334,993 ÷ \$309.10                            | 1,083         |   |
| QLD                | \$2,691,556 ÷ \$324.55                          | 8,293         | 16  |
| SA                 | \$752,333 ÷ \$290.12                            | 2,593         | 5   |
| WA                 | \$1,242,987 ÷ \$290.90                          | 4,272         | 8   |
| National Secretary |   |               | 2   |
| <b>TOTAL:</b>      |   | <b>43,107</b> | <b>86</b>                                     |

Regards,

CARLA CROCE  
 Personal Assistant to Peter Tighe

Communications Electrical and Plumbing Union  
 Suite 701, Level 7  
 1 Rosebery Avenue  
 Rosebery NSW 2018  
 AUSTRALIA  
 Ph: +61 (02) 9663-3699 Fax: +61 (02) 9663-5599  
 E-mail: [carla@nat.cepu.asn.au](mailto:carla@nat.cepu.asn.au)

21/07/2004





**Australian Government**  
**Australian Industrial Registry**

# FILE NOTE

**Contact Officer:** Peter McKerrow  
**Telephone No:** 02 8374 6666  
**Facsimile No:** 02 9380 6990

**Reference: E2004/217 - CEPU Electrical Division**

I spoke to Ms Croce of the union today. I told her it would be necessary to provide the relevant figures and calculations for each branch to enable the Deputy Industrial Registrar to determine how many delegate offices were required to be filled in the election.

I said that there was no requirement the calculations be based on audited branch finances.

I told Ms Croce the AEC was advised of the request for an election by the Industrial Registry after it was received and that she might wish to contact them to let them know the union was providing further information.

I said as soon as the information was provided, it would be put to the DIR for his consideration.

Peter McKerrow

21 July 2004

**MCKERROW, Peter**

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**From:** Carla Croce [carla@nat.cepu.asn.au]  
**Sent:** Tuesday, 20 July 2004 3:11 PM  
**To:** peter.mckerrow@air.gov.au  
**Subject:** Electrical Division Election of Executive Officers (E2004/217)

Good afternoon Peter,

In regards to the above elections, I wish to advise that it will not be possible to have the voting entitlements to you until early next week. We are currently awaiting the audited financial statements of the Southern States Branch.

Could you however go ahead with the arrangements of the elections and as soon as we have confirmation from the Southern States Branch, I will forward on the information.

Regards,

CARLA CROCE  
Personal Assistant to Peter Tighe

---

**Communications Electrical and Plumbing Union**  
Suite 701, Level 7  
1 Rosebery Avenue  
Rosebery NSW 2018  
AUSTRALIA  
Ph: +61 (02) 9663-3699 Fax: +61 (02) 9663-5599  
E-mail: [carla@nat.cepu.asn.au](mailto:carla@nat.cepu.asn.au)

---

20/07/2004

THE FOLLOWING FILE(S) ERASED

| FILE | FILE TYPE | OPTION | TEL NO.  | PAGE  | RESULT |
|------|-----------|--------|----------|-------|--------|
| 023  | MEMORY TX |        | 96635599 | 02/02 | OK     |

## ERRORS

1) HANG UP OR LINE FAIL    2) BUSY    3) NO ANSWER    4) NO FACSIMILE CONNECTION

**Australian Government****Australian Industrial Registry**

Level 8, Terrace Towers  
80 William Street, East Sydney, NSW 2011  
Telephone: (02) 8374 6666  
Fax: (02) 9380 6990

**FACSIMILE**

|   |                           |                     |              |
|---|---------------------------|---------------------|--------------|
| <b>TO</b>   | Ms Carla Croce            |                     |              |
| <b>Organisation</b>   | CEPU                      |                     |              |
| <b>Fax Number</b>   | 09663 5599                | <b>Phone Number</b> |              |
| <b>FROM</b>   | Peter McKerrow            |                     |              |
| <b>Email</b>  | peter.mckerrow@air.gov.au |                     |              |
| <b>Location</b>   | AIR Sydney                |                     |              |
| <b>Fax Number</b>   | 02 9380 6990              | <b>Phone Number</b> | 02 8374 6666 |
| <b>No of Pages (including cover)</b>                        | 2                         | <b>Date</b>         | 20/07/2004   |
| <b>Please notify sender if not all pages were received.</b> |                           | <b>Time</b>         | 2:35 PM      |

Any information about individuals contained in this fax is **CONFIDENTIAL** and may **NOT** be used or disclosed further. If you are **NOT** the intended recipient, please contact the sender **IMMEDIATELY**.

**MESSAGE:**

Carla

Copy of letter as discussed. If it will assist, you can respond on behalf of Mr Tighe by e-mail to my email address above.



# FACSIMILE

|  |                           |              |              |
|--|---------------------------|--------------|--------------|
| TO   | Ms Carla Croce            |              |              |
| Organisation   | CEPU                      |              |              |
| Fax Number   | 09663 5599                | Phone Number |              |
| FROM   | Peter McKerrow            |              |              |
| Email  | peter.mckerrow@air.gov.au |              |              |
| Location   | AIR Sydney                |              |              |
| Fax Number   | 02 9380 6990              | Phone Number | 02 8374 6666 |
| No of Pages (including cover)                        | 2                         | Date         | 20/07/2004   |
| Please notify sender if not all pages were received. |                           | Time         | 2:35 PM      |

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## MESSAGE:

Carla

Copy of letter as discussed. If it will assist, you can respond on behalf of Mr Tighe by e-mail to my email address above.

Please contact me if you have any queries.

Regards

Peter McKerrow



**Australian Government**  
**Australian Industrial Registry**

Level 8, Terrace Towers  
80 William Street, East Sydney, NSW 2011  
Telephone: (02) 8374 6666  
Fax: (02) 9380 6990

Mr Peter Tighe  
Divisional Secretary  
CEPU - Electrical Division  
Suite 701, Level 7  
1 Rosebery Avenue  
ROSEBERY NSW 2018

ATTN: Ms Carla Croce

**ELECTRIAL DIVISION ELECTION OF EXECUTIVE OFFICERS  
(E2004/217)**

Dear Mr Tighe,

I refer to your letter dated 21 June 2004 received by facsimile on the same date regarding the election of executive officers.

In note that the prescribed information provided with this letter states a requirement for 6 Divisional Executive Members. Sub-rule 8.2.2 of the Division's Rules provides for additional Divisional Executive Members for branches whose membership exceeds 10% of the Division's membership calculated by applying sub-rule 7.3.3.

Could you please provide further details showing the basis on which the Division has determined that some branches are entitled to an additional Executive Member for each 10% of the membership so calculated.

I note that your organisation provided this information in a table in its letter of 22 October 2003 in relation to last year's election.

Please contact Peter McKerrow on (02) 8374 6666 if you have any queries.

Yours sincerely,

A handwritten signature in black ink, appearing to read 'Alana Paterson', written over a horizontal line.

Alana Paterson

23 June 2004

 **PATERSON, Alana**

---

**From:** PATERSON, Alana  
**Sent:** Tuesday, 22 June 2004 9:10 AM  
**To:** 'industrial.elections@aec.gov.au'  
**Subject:** E2004/217

Please find attached the prescribed information and current rule book for the above mentioned election.

Regards,

Alana Paterson  
Ph (02) 8374 6620



CEPU Electrical E2004-217  
28V-ELE (5-04.scribed Informa

21 June 2004

Peter McKerrow  
Australian Industrial Registry  
Level 8, Terrace Towers  
80 William Street  
EAST SYDNEY NSW 2011

**FAXED**  
21.6.04

# ETU

**Electrical Trades Union**

THE ELECTRICAL DIVISION  
of the Communications, Electrical,  
Electronic, Energy, Information,  
Postal, Plumbing and Allied  
Services Union of Australia (CEPU)

**RE: Election of Executive Officers**

Dear Peter,

Pursuant to Sections 182(1) and 189 of Schedule 1B of the *Workplace Relations Act 1996*, the Communications Electrical and Plumbing Union (Electrical Division) requests that the Australian Industrial Registry arrange an election for Executive Officers of our Electrical Division. The election relates to the positions of Divisional President, Divisional Vice-Presidents and other Divisional Branch representatives on the Divisional Executive (pursuant to Section B Rule 15 of the CEPU Rules, specifically Rules 15.5, 15.14.4).

The Electrical Divisional Conference will be held from the 2<sup>nd</sup>-5<sup>th</sup> August 2004 in Glenelg, South Australia. The Conference is being held at:

Ramada Plaza Pier Hotel & Suites  
16 Holdfast Promenade  
Glenelg SA 5045

In accordance with our Rules, the election must be held immediately after delegates are credentialed to participate in the Conference. Attached is the prescribed information pursuant to Section 189(1) and Regulation 13B. If you have any further queries, please contact the undersigned or Carla Croce at our National Office.

Yours faithfully,



Peter Tighe  
**DIVISIONAL SECRETARY**

**Peter Tighe**  
Divisional Secretary

**John Ingram**  
Assistant Secretary

Suite 701, Level 7  
1 Rosebery Avenue  
Rosebery NSW 2018

Ph: (02) 9663 3699  
Fax: (02) 9663 5599

Email:  
edno@nat.cepu.asn.au

Website:  
www.cepu-electrical.asn.au

***The Workplace Relations Act 1996***  
prescribed information pursuant to Section 189(1)

**CEPU Electrical Division 2004 Annual Elections**

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

1. President
2. Vice Presidents
3. Divisional Executive Members

**b. Reason for the election**

The terms of office have expired.

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

1. President - (1)
2. Vice President - (2)
3. Divisional Executive Members - (6)

**d. Electorate**

The positions are to be elected by the college of the Divisional Council.

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

The nominations will open and close on the 2<sup>nd</sup> August 2004.

**f. The day on which the roll of voters is to be closed**

2<sup>nd</sup> August 2004

**g. Voting System**

Secret ballot by a vote of the college of Divisional Councillors



***The Workplace Relations Act 1996***  
prescribed information pursuant to Regulation 138 of (RAO) Regulations

I, Peter Anthony Tighe, state that I am the officer authorised to make a statement pursuant to S. 189(1) of Schedule 1B of the *Workplace Relations Act, 1996* with respect to the Annual elections of the President, Vice-Presidents and Divisional Executive of the Electrical Division of the Communications, Electrical, Electronic, Energy, Information, Postal, Plumbing and Allied Services Union of Australia (CEPU).

The information required by reg. 138 is appended as Annexure "1".

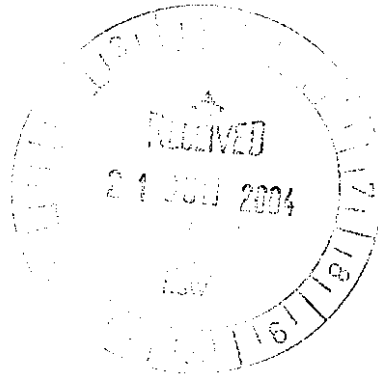
Signed:

A handwritten signature in black ink, appearing to be 'Peter Tighe', written over a circular scribble.

Peter Tighe  
**DIVISIONAL SECRETARY**

21 June 2004

Peter McKerrow  
Australian Industrial Registry  
Level 8, Terrace Towers  
80 William Street  
EAST SYDNEY NSW 2011



# ETU

**Electrical Trades Union**

THE ELECTRICAL DIVISION  
of the Communications, Electrical,  
Electronic, Energy, Information,  
Postal, Plumbing and Allied  
Services Union of Australia (CEPU)

**RE: Election of Executive Officers**

Dear Peter,

Pursuant to Sections 182(1) and 189 of Schedule 1B of the *Workplace Relations Act 1996*, the Communications Electrical and Plumbing Union (Electrical Division) requests that the Australian Industrial Registry arrange an election for Executive Officers of our Electrical Division. The election relates to the positions of Divisional President, Divisional Vice-Presidents and other Divisional Branch representatives on the Divisional Executive (pursuant to Section B Rule 15 of the CEPU Rules, specifically Rules 15.5, 15.14.4).

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16 Holdfast Promenade  
Glenelg SA 5045

In accordance with our Rules, the election must be held immediately after delegates are credentialed to participate in the Conference. Attached is the prescribed information pursuant to Section 189(1) and Regulation 13B. If you have any further queries, please contact the undersigned or Carla Croce at our National Office.

Yours faithfully,

Peter Tighe  
**DIVISIONAL SECRETARY**

Peter Tighe  
Divisional Secretary

John Ingram  
Assistant Secretary

Suite 701, Level 7  
1 Rosebery Avenue  
Rosebery NSW 2018

Ph: (02) 9663 3699  
Fax: (02) 9663 5599

Email:  
edno@nat.cepu.asn.au

Website:  
www.copu-electrical.asn.au

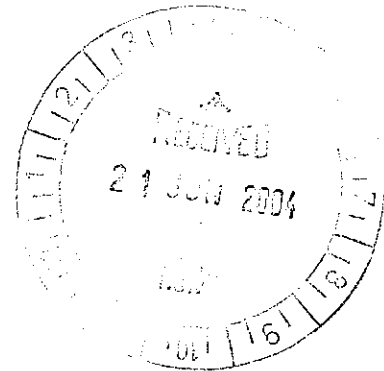
## Annexure "1"

**The Workplace Relations Act 1996**  
prescribed information pursuant to Section 189(1)

**CEPU Electrical Division 2004 Annual Elections**

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

1. President
2. Vice Presidents
3. Divisional Executive Members



**b. Reason for the election**

The terms of office have expired.

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

1. President - (1)
2. Vice President - (2)
3. Divisional Executive Members - (6)

**d. Electorate**

The positions are to be elected by the college of the Divisional Council.

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

The nominations will open and close on the 2<sup>nd</sup> August 2004.

**f. The day on which the roll of voters is to be closed**

2<sup>nd</sup> August 2004

**g. Voting System**

Secret ballot by a vote of the college of Divisional Councillors

**The Workplace Relations Act 1996**  
prescribed information pursuant to Regulation 138 of (RAO) Regulations

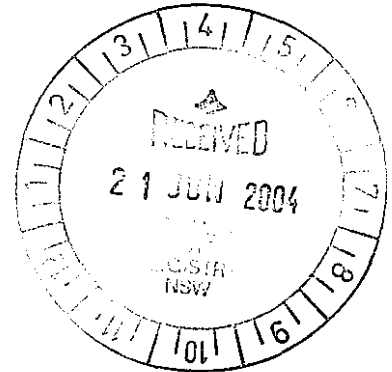
I, Peter Anthony Tighe, state that I am the officer authorised to make a statement pursuant to S. 189(1) of Schedule 1B of the *Workplace Relations Act, 1996* with respect to the Annual elections of the President, Vice-Presidents and Divisional Executive of the Electrical Division of the Communications, Electrical, Electronic, Energy, Information, Postal, Plumbing and Allied Services Union of Australia (CEPU).

The information required by reg. 138 is appended as Annexure "1".

Signed:



Peter Tighe  
**DIVISIONAL SECRETARY**



# FAX



**COMMUNICATIONS  
ELECTRICAL  
PLUMBING  
UNION**

**To:** Peter McKerrow

**From:** Peter Tighe

**Fax:** 9380 6990

**Date:** 21 June 2004

**Phone:** 8374 6666

**Pages:** 4

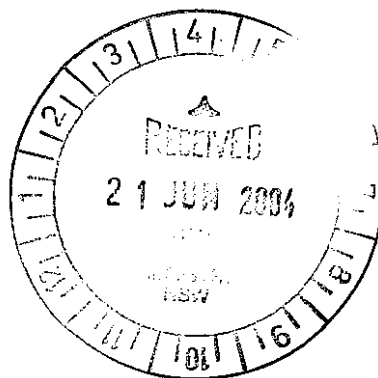
**Re:** Elections

**CC:**

**Brian Baulk**  
National President

**Peter Tighe**  
National Secretary

See attached.



Suite 701, Level 7  
1 Rosebery Avenue  
Rosebery NSW 2018

Ph: (02) 9663 3699  
Fax: (02) 9663 5599

Email:  
[edno@nat.cepu.asn.au](mailto:edno@nat.cepu.asn.au)

Website:  
[www.cepu-electrical.asn.au](http://www.cepu-electrical.asn.au)