

**AEC****Australian Electoral Commission**

Workplace Relations Act 1996 – Schedule 1

**RETURNING OFFICER - POST ELECTION REPORT****Client:** Communications, Electrical, Electronic, Energy, Information, Postal, Plumbing and Allied Services Union**Contact details:** Mr Kevin Harkins  
CEPU  
105 New Town Road  
New Town Tas 7008**Email:** kh.cepu@bigpond.net.au  
**Tel:** 03 6343 2244**AIR contact officer:** David Vale**Email:** industrial.elections@fwa.gov.au  
**Tel:** (02) 8374 6509**ELECTIONS COVERED IN THIS REPORT****Election Decision No/s:** E2009/146**Election:** Scheduled Elections**Returning Officer:** Ron Mann**RULES****Rules used for elections Rule ID:** [128V: Incorporates alterations of 3/3/2009 – R2008/367 & R2009/212]**Rules re eligibility to vote:** 5, 15**Rules difficult to apply/interpret:** Nil.**Model Rule reference (if any):** N/A**Legal precedents considered:** Nil.**Action taken under section 193 of RAO Schedule:** Nil.**ROLL OF VOTERS****OTHER MATTERS PERTAINING TO ROLL OF VOTERS**

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****A)** Declaration of Results for Uncontested OfficesRon Mann  
Returning Officer

16 June 2009

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

**Tasmanian Branch - Divisional Branch State Councillors**

**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.

E2009/146

**Electrical and Energy Services Division**

**Divisional Branch State Councillor - Northern Section**

Candidate

LAMBERT, Todd

**Divisional Branch State Councillor - North West Section (2)**

Candidates

MC CALL, Mark John  
WILLIAMS, Andy

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

Ron Mann  
Returning Officer

3 July 2009



**Australian Government**

**Australian Industrial Registry**

Level 8, Terrace Towers  
80 William Street, East Sydney, NSW 2011  
Telephone: (02) 8374 6666  
Fax: (02) 9380 6990  
Email: sydney@air.gov.au

Mr Peter Tighe  
Divisional Secretary  
Electrical, Energy and Services Division  
CEPU  
Suite 701, 5-13 Rosebery Avenue  
ROSEBERY NSW 2018

Dear Mr Tighe

**Re: Arrangements for the conduct of an Election  
(E2009/146)**

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 1 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

A handwritten signature in black ink that reads 'David Vale'.

David Vale  
for Deputy Industrial Registrar

11 May 2009

*Workplace Relations Act 1996*  
s.189 RAO Schedule - arrangement for conduct of an election

**Communications, Electrical, Electronic, Energy, Information, Postal, Plumbing and Allied Services Union of Australia – Electrical, Energy and Services Division**  
(E2009/146)

B. R. JENKINS  
DEPUTY INDUSTRIAL REGISTRAR

SYDNEY 11 MAY 2009

**DECISION**

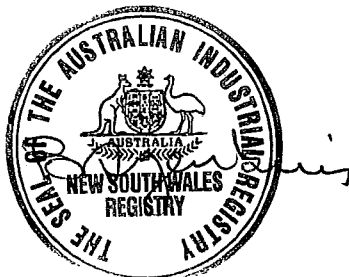
[1] On 21 April 2009 the Electrical, Energy and Services Division of the Communications, Electrical, Electronic, Energy, Information, Postal, Plumbing and Allied Services Union of Australia lodged in the Industrial Registry prescribed information in relation to an election for the following offices:

**Tasmanian Branch**

Divisional Branch State Councillors

Northern Section	(1)
North West Section	(2)

[2] I am satisfied that an election for the abovenamed offices is required to be held under the rules of the organisation and, under subsection 189(3) of Schedule 1 of the *Workplace Relations Act 1996*, I am making arrangement for the conduct of the election by the Australian Electoral Commission.



**VALE, David**

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**From:** VALE, David  
**Sent:** Monday, 11 May 2009 1:49 PM  
**To:** 'industrial.elections@aec.gov.au'  
**Subject:** E2009/146  
**Attachments:** CEPU E2009\_146 decision sent to AEC.pdf

Dear AEC,

Please find attached a copy of the Decision for the upcoming election of the Tasmanian Branch of the Electrical and Energy Services Division of the Communications Electrical and Plumbing Union - E2009/146.

Yours sincerely

David Vale  
Manager, Registered Organisations  
New South Wales Registry

Australian Industrial Relations Commission  
Level 8, Terrace Tower  
80 William Street  
East Sydney NSW 2011

Telephone: (02) 8374 6509  
Facsimile: (02) 9380 6990  
Email: [david.vale@airc.gov.au](mailto:david.vale@airc.gov.au)

Electoral Commissioner Through  
Australian Electoral Officer (industrial.elections@aec.gov.au)

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

**E No 2009/146**

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

Positions:

See Decision

Relevant Information: New offices created due to recent rule change to re-establish Tasmanian branch; direct voting system.

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



David Vale  
for Deputy Industrial Registrar

11 May 2009

*Workplace Relations Act 1996*  
s.189 RAO Schedule - arrangement for conduct of an election

**Communications, Electrical, Electronic, Energy, Information, Postal, Plumbing and Allied Services Union of Australia – Electrical, Energy and Services Division**  
(E2009/146)

B. R. JENKINS  
DEPUTY INDUSTRIAL REGISTRAR

SYDNEY 11 MAY 2009

**DECISION**

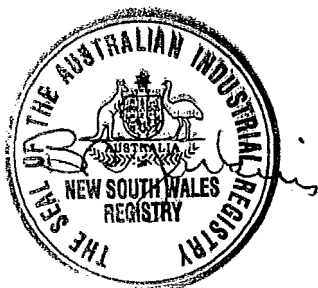
[1] On 21 April 2009 the Electrical, Energy and Services Division of the Communications, Electrical, Electronic, Energy, Information, Postal, Plumbing and Allied Services Union of Australia lodged in the Industrial Registry prescribed information in relation to an election for the following offices:

**Tasmanian Branch**

Divisional Branch State Councillors

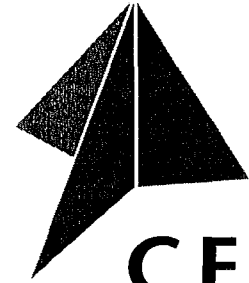
Northern Section	(1)
North West Section	(2)

[2] I am satisfied that an election for the abovenamed offices is required to be held under the rules of the organisation and, under subsection 189(3) of Schedule 1 of the *Workplace Relations Act 1996*, I am making arrangement for the conduct of the election by the Australian Electoral Commission.



8 May 2009

Mr Barry Jenkins  
Deputy Industrial Registrar  
Australian Industrial Registry  
Level 8, Terrace Towers  
80 William Street  
East Sydney NSW 2011



# CEPU

**COMMUNICATIONS  
ELECTRICAL  
PLUMBING  
UNION**

**Re: Elections for the CEPU Electrical, Energy and Services  
Division – Tasmanian Branch (E2009/146)**

NATIONAL  
OFFICE

**Peter Tighe**  
National Secretary

**Ed Husic**  
National President

Suite 701, Level 7  
5-13 Rosebery Avenue  
PO Box 380  
Rosebery NSW 2018

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

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

Dear Barry,

In response to your correspondence of the 6<sup>th</sup> of May 2009, I wish to inform you that the State Council of the Tasmanian Branch met on the 13<sup>th</sup> of March 2009, to determine the geographical sections for the State Council of that branch.

State Council determined that three geographical sections would comprise the State Council of the Branch, being the Southern Section, the Northern Section and the North West Section. The State Council currently has three state councillors who have been appointed to fill the two vacancies in the south section and one councillor to fill one of the vacancies in the north section.

Please find attached the minutes of the Tasmanian Branch State Council held on the 13<sup>th</sup> of March 2009. The decision of the Council can be found in Section 3.7 of the minutes. Accordingly the decision of State Council requires that the vacancies in the north and north west be filled by the calling of an election for the vacant positions.

If you have any further queries in relation to this matter please contact the undersigned.

Yours sincerely

Peter Tighe  
National Secretary





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

6 May 2009

Mr Peter Tighe  
Divisional Secretary  
CEPU  
Suite 701, Level 7  
5-13 Rosebery Avenue  
ROSEBERY NSW 2018

Dear Mr Tighe

**Re: Elections for the CEPU Electrical, Energy and Services Division - Tasmanian Branch**  
**(E2009/146)**

I refer to the prescribed information dated 20 April 2009 lodged in the Registry on 21 April 2009 concerning an election for the Tasmanian Branch of the Electrical, Energy and Services Division of the CEPU.

The prescribed information relates to the offices of Divisional Branch State Councillors and is expressed to require one State Councillor for the Northern Section and two State Councillors for the North West Section.

I note that sub-rule 11.7.4 of the rules of the Division states that "Sections may be constituted on the following basis or on a geographical basis or by some other method as determined by the relevant Divisional Branch State Council".

Before I can make a decision concerning the Tasmanian Branch election for the offices of "State Councillor", could you please provide me with information to confirm the basis for those offices to be from the "Northern Section" and the "North West Section".

If you have any queries, please do not hesitate to contact me on 8374 6504.

Yours sincerely

A handwritten signature in black ink, appearing to read 'Barry Jenkins'.

Barry Jenkins  
Deputy Industrial Registrar

6 May 2009

## TRANSACTION REPORT

06/MAY/2009/WED 16:19

FAX(TX)

#	DATE	START T.	RECEIVER	COM.TIME	PAGE	TYPE/NOTE	FILE
001	06/MAY	16:19	0296635599	0:00:15	1	MEMORY OK	SG3 0733



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

6 May 2009

Mr Peter Tighe  
 Divisional Secretary  
 CEPU  
 Suite 701, Level 7  
 5-13 Rosebery Avenue  
 ROSEBERY NSW 2018

Dear Mr Tighe

**Re: Elections for the CEPU Electrical, Energy and Services Division - Tasmanian Branch**  
**(E2009/146)**

I refer to the prescribed information dated 20 April 2009 lodged in the Registry on 21 April 2009 concerning an election for the Tasmanian Branch of the Electrical, Energy and Services Division of the CEPU.

The prescribed information relates to the offices of Divisional Branch State Councillors and is expressed to require one State Councillor for the Northern Section and two State Councillors for the North West Section.

I note that sub-rule 11.7.4 of the rules of the Division states that "Sections may be constituted on the following basis or on a geographical basis or by some other method as determined by the relevant Divisional Branch State Council".

Before I can make a decision concerning the Tasmanian Branch election for the offices of "State Councillor", could you please provide me with information to confirm the basis for those offices to be from the "Northern Section" and the "North West Section".

If you have any queries, please do not hesitate to contact me on 8374 6504.

Yours sincerely

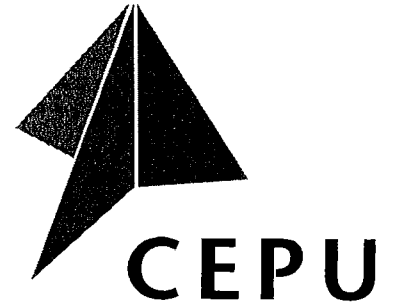
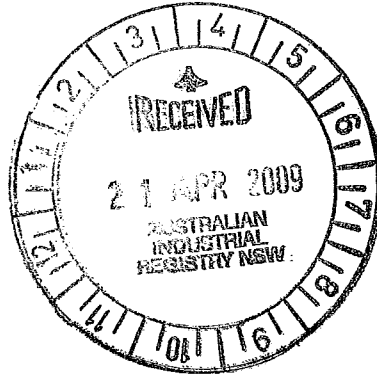
Barry Jenkins

Deputy Industrial Registrar

6 May 2009

20 April 2009

Barry Jenkins  
Industrial Registrar  
Australian Industrial Registry  
Terrace Towers  
80 Williams Street  
EAST SYDNEY NSW 2011



**COMMUNICATIONS  
ELECTRICAL  
PLUMBING  
UNION**

**RE: Elections for the CEPU Electrical, Energy and Services  
Division  
Tasmanian Branch**

NATIONAL  
OFFICE

**Peter Tighe**  
National Secretary

**Ed Husic**  
National President

Suite 701, Level 7  
5-13 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)

Dear Barry,

Please be advised that pursuant to Sections 182(1) and 189 of Schedule 1 ("RAO Schedule") of the Workplace Relations Act 1996, ("WRA") the Electrical, Energy and Services Division Tasmanian Branch of the CEPU is required, in accordance with a recent decision to establish the branch (Transitional Rule 40.2), to conduct direct elections for the position of 3 additional State Councillors.

Would you please consider this correspondence a formal request to arrange for the Australian Electoral Commission to conduct a direct election.

For ease I have enclosed a statement pursuant to Section 189(1) of Schedule 1 of WRA which prescribes information as required by Regulation 138 of the RAO Regulations for the Tasmanian Divisional Branch Direct Election, Annexure 'A'

If you require further information, please do not hesitate to contact me.

Yours faithfully,

A handwritten signature in dark ink, appearing to be "P. Tighe".

Peter Tighe  
**DIVISIONAL SECRETARY**

**The Workplace Relations Act 1996**  
**prescribed information pursuant to Regulation 138(2) of (RAO) Regulations**

**CEPU Electrical, Energy and Services Division**  
**Tasmanian Branch State Council Direct Elections**

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 election of the Communications, Electrical, Electronic, Energy, Information, Postal, Plumbing and Allied Services Union of Australia (CEPU) - Electrical, Energy And Services Division Tasmanian Branch Direct Election.

The information required by reg. 138 is appended as follows:

- a. **Name of each office for which an election is required:**  
Divisional Branch State Council
- b. **Reason for the election**  
New Positions have been created with the creation of the new Tasmanian Branch
- c. **Offices with the same name and the number of such offices**  
Divisional Branch State Councillor (3):  
Northern Section (1)  
North West Section (2)
- d. **Electorates**
  - 1) Financial members of the Tasmanian Branch Northern Section
  - 2) Financial members of the Tasmanian Branch North West Section
- e. **Time and place of elections**  
The elections are to be conducted as soon as practicable.
- f. **Date of the commencement and expiration of the nomination period**  
To be determined by the returning officer in accordance with Divisional rules.
- g. **Voting System**  
These elections are direct elections for financial members of the Tasmanian Branch, in the geographical sections described above.



Peter Tighe

**DIVISIONAL SECRETARY**

**VALE, David**

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**From:** VALE, David  
**Sent:** Tuesday, 21 April 2009 11:43 AM  
**To:** 'industrial.elections@aec.gov.au'  
**Subject:** E2009/146  
**Attachments:** CEPU E2009\_146 lodged 21042009.pdf; CEPU Electrical 128V-ELE\_03032009.doc

Dear AEC,

Please find attached a copy of the prescribed information and a copy of the current rule book of the Electrical and Energy Services Division of the Communications Electrical and Plumbing Union for an upcoming election.

Yours sincerely,

David Vale  
Manager, Registered Organisations  
New South Wales Registry

Australian Industrial Relations Commission  
Level 8, Terrace Tower  
80 William Street  
East Sydney NSW 2011

Telephone: (02) 8374 6509  
Facsimile: (02) 9380 6990  
Email: [david.vale@airc.gov.au](mailto:david.vale@airc.gov.au)

20 April 2009

Barry Jenkins  
Industrial Registrar  
Australian Industrial Registry  
Terrace Towers  
80 Williams Street  
EAST SYDNEY NSW 2011



**CEPU**

**COMMUNICATIONS  
ELECTRICAL  
PLUMBING  
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**RE: Elections for the CEPU Electrical, Energy and Services  
Division -  
Tasmanian Branch**

NATIONAL  
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**Peter Tighe**  
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Suite 701, Level 7  
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Ph: (02) 9663 3699  
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Dear Barry,

Please be advised that pursuant to Sections 182(1) and 189 of Schedule 1 ("RAO Schedule") of the Workplace Relations Act 1996, ("WRA") the Electrical, Energy and Services Division Tasmanian Branch of the CEPU is required, in accordance with a recent decision to establish the branch (Transitional Rule 40.2), to conduct direct elections for the position of 2 additional State Councillors.

Would you please consider this correspondence a formal request to arrange for the Australian Electoral Commission to conduct a direct election.

For ease I have enclosed a statement pursuant to Section 189(1) of Schedule 1 of WRA which prescribes information as required by Regulation 138 of the RAO Regulations for the Tasmanian Divisional Branch Direct Election, Annexure 'A'

If you require further information, please do not hesitate to contact me.

Yours faithfully,

Peter Tighe  
**DIVISIONAL SECRETARY**

**The Workplace Relations Act 1996**  
**prescribed information pursuant to Regulation 138(2) of (RAO) Regulations**

**CEPU Electrical, Energy and Services Division**  
**Tasmanian Branch State Council Direct Elections**

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 election of the Communications, Electrical, Electronic, Energy, Information, Postal, Plumbing and Allied Services Union of Australia (CEPU) - Electrical, Energy And Services Division Tasmanian Branch Direct Election.

The information required by reg. 138 is appended as follows:

- a. **Name of each office for which an election is required:**  
Divisional Branch State Council
- b. **Reason for the election**  
New Positions have been created with the creation of the new Tasmanian Branch
- c. **Offices with the same name and the number of such offices**  
Divisional Branch State Councillor (3):  
    Northern Section (1)  
    North West Section (2)
- d. **Electorates**
  - 1) Financial members of the Tasmanian Branch Northern Section
  - 2) Financial members of the Tasmanian Branch North West Section
- e. **Time and place of elections**  
The elections are to be conducted as soon as practicable.
- f. **Date of the commencement and expiration of the nomination period**  
To be determined by the returning officer in accordance with Divisional rules.
- g. **Voting System**  
These elections are direct elections for financial members of the Tasmanian Branch, in the geographical sections described above.

  
Peter Tighe  
**DIVISIONAL SECRETARY**