



30 November 2015

Mr Allen Hicks
Divisional Secretary

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

Fax: (02) 9663 5599

Dear Mr Hicks,

Reminder of actions required when persons elected to office

The Australian Electoral Commission has provided the Commission a declaration of results for the election [E2015/217]. 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 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

Michael Moutevelis
Regulatory Compliance Branch

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
National	1.1.2014	Secretary	Full Name	Retiring	Full Name	c/- the Registered Organisation, postal address of Registered Organisation	Paid official
	25.12.2013	President	vacant	Scheduled Election	Full Name	As above	mechanic
...							
NSW	1.1.2014 (resigned) 7.1.2014 (appointed)	President	Full Name	Resignation	Full Name	c/- the Branch, postal address of the Branch	mechanic
		Committee of Management Member	Full Name	Scheduled Election	Full Name	As above	mechanic
		Treasurer	Full Name	Scheduled Election	vacant	vacant	vacant
...							

MOUTEVELIS, Michael

From: Deanne Tully <Deanne.Tully@aec.gov.au>
Sent: Monday, 30 November 2015 10:23 AM
To: Annette Moran; Allen Hicks; Orgs
Subject: Declaration of Result & Post Election Report - CEPU E2015/217 [SEC=UNOFFICIAL]
Attachments: Declaration of Results for Uncontested Offices.rtf; PER 2015.doc

UNOFFICIAL

Hi

Please find attached Declaration of Result & Post Election Report for CEPU – Energy & Services Division E2015/217.

Don't hesitate to contact me should you have any questions.

Kind regards

Deanne

Deanne Tully | Assistant Elections Manager
Central Divisional Team | Adelaide Metro Office
Australian Electoral Commission
T: (08) 8237 6508 | M: 0413 120 077 | F: (08) 8237 6584



AEC

Australian Electoral Commission

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UNOFFICIAL

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Mr Allen Hicks
Divisional Secretary
CEPU Electrical, Energy & Services Division
Suite 408
Level 4
30 – 40 Harcourt Parade
ROSEBERY NSW 2018

Post-Election Report for:

**Communications, Electrical, Electronic, Energy, Information, Postal, Plumbing
& Allied Services Union - Energy & Services Division E2015/217**

I refer to the above elections for your organisation.

Section 197(1) of the Fair Work (Registered Organisations) Act 2009 requires the AEC to provide a written report on the conduct of the election to Fair Work Australia and to the organisation or branch for whom the election was conducted. A copy of the report in relation to this election is attached.

Section 198 of Fair Work (Registered Organisations) Act 2009 requires that if an organisation or branch is given a post election report under section 197 that identifies a rule that was difficult to interpret or apply, the organisation or branch must, within 30 days, give a written response to the AEC on that aspect of the report. The response must specify whether the organisation or branch intends to take any action in relation to the rule, and if so, what action it intends to take.

If the attached Report identifies a rule that was difficult to interpret or apply, you should forward your response to the AEC by email to industrial.elections@aec.gov.au within thirty days of the date of the report.

Section 198 and the regulations also require an organisation to make the post election report and the organisation's response to the report (if applicable) available to members.

Further, Regulation 141(4) of the Fair Work (Registered Organisations) Act 2009 requires an organisation or branch to publish a notice on its web site advising members that a copy of the post election report is available upon request. If a website is not available, publishing a notice in a journal or newsletter would be considered appropriate.

Please contact me if you wish to clarify any aspect of this report.

Deanne Tully
Returning Officer

30 November 2015

Fair Work (Registered Organisations) Act 2009

POST ELECTION REPORT

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

ELECTION/S COVERED IN THIS REPORT

Election Decision No/s: *E2015/217*

RULES

Rules used for the election: *Incorporates alterations of 06/08/2015 (R2015/66), Organisation CEPU – Electrical Division – CEPU Section B rule 15, specifically rules 15.5 (National Divisional Elections) Positions.*

Rules difficult to apply/interpret: Rule 15.5.1 Divisional Councillors shall be elected in accordance with rule 7.3 "Election to Divisional Council", 15.14 "Conduct of Elections" and 15.19 "Direct Voting".

No provision in these rules for method of "secret ballot" at Divisional Conference. 15.14 "Conduct of Elections" stipulates rules of "secret postal ballot" only which would not occur in this case.

Model Rule reference (if any): 15.5 – Election of Divisional Councillors and Divisional President, Vice Presidents and other Divisional Branch Representatives on Divisional Executive.

ROLL OF VOTERS

Pursuant to Rule 7.12 – Notification of Councillors attending Divisional Conference – all States provided notification of members attending Divisional Conference.

Pursuant to Rule 15.20.3 – Candidates satisfied the rule upon verification of financial positions.

IRREGULARITIES

Details of written allegations of irregularities, and action taken by AEC: Nil
Other irregularities identified, and action taken: Nil

ATTACHMENTS

- 1) Declaration of Results for Uncontested Offices



Deanne Tully
Returning Officer
30 November 2015

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

**Scheduled Election - Electrical, Energy and Services Division
Divisional Executive E2015/217**

Declaration of Results for Uncontested Offices

E2015/217

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.

Electrical Division (Divisional Conference)

Divisional Executive Member - New South Wales (2)

Candidates

BETTS, Neville Graeme

Divisional Executive Member - Queensland (2)

Candidates

MCGAW, Christopher Noel
No further nomination was accepted

Divisional Executive Member - Victoria (2)

Candidates

HAYES, Wesley
No further nomination was accepted

Divisional Executive Member - South Australia

Candidates

ADLEY, John Patrick

Divisional Executive Member - Western Australia

Candidates

MCLAUGHLAN, Leslie

Divisional Executive Member - Tasmania

Candidates

GAULD, Trevor

Divisional President

Candidates

GRAY, Troy Donald

Divisional Vice President (2)

Candidates

BUTLER, Stephen
SIMPSON, Peter John

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

Deanne Tully
Returning Officer
23 November 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**
(E2015/217)

MR ENRIGHT

MELBOURNE, 14 AUGUST 2015

Arrangement for conduct of election.

[1] On 6 August 2015, the Electrical, Energy and Services Division of the Communications, Electrical, Electronic, Energy, Information, Postal, Plumbing and Allied Services Union of Australia lodged with the Fair Work Commission the prescribed information in relation to an election for the following offices:

Divisional Executive

Divisional President (1)
Divisional Vice President (2)

Divisional Executive Members (number to be determined in accordance with rule 8.2 of the Divisional rules)

[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 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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Electrical Trades Union of Australia

Proud to be Union

6 August 2015

Mr David Vale
Manager, Regulatory Compliance Branch NSW
Fair Work Commission
Level 8, Terrace Towers
80 William Street
EAST SYDNEY NSW 2011

Dear David

**CEPU Electrical, Energy & Services Division
- Election of Officers - Request for AEC to conduct an election**

Please find attached prescribed information pursuant to section 189(1) and regulation 138 relating to an election for the CEPU Electrical, Energy and Services Division.

The Communications, Electrical, Electronic, Energy, Information, Postal, Plumbing and Allied Services Union of Australia (CEPU) Electrical, Energy and Services Division, Divisional Council is required to conduct college elections at the annual meeting of the Divisional Council.

The election relates to the positions of Divisional President, Divisional Vice Presidents and other Divisional Branch representatives on the Divisional Executive (CEPU Section B rule 15, specifically rules 15.5).

Accordingly, pursuant to section 182(1) and 189 of the Fair Work (Registered Organisations) Act 2009, the CEPU, Electrical Energy and Services Division requests that the Fair Work Commission arrange for the AEC to conduct an election for Executive Officers for the Electrical Division.

The Electrical Divisional Conference will be held on the 19-20 November 2015 in Adelaide. The venue will be confirmed closer to the date.

If you have any questions please contact myself or Annette Moran at this office.

Yours faithfully

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

Allen Hicks
DIVISIONAL SECRETARY

Prescribed information for elections pursuant to the
Fair Work (Registered Organisations) Act 2009 s.189
& regulation 138 of the *Fair Work (Registered Organisations) Regulations 2009*

STATEMENT

I, Allen Hicks, of level 4, Suite 408, 30-40 Harcourt Parade, Rosebery, NSW 2018
state as follows:

1. I am the Divisional Secretary of the Communications, Electrical, Electronic, Energy, Information, Postal, Plumbing and Allied Services Union of Australia (CEPU), Electrical, Energy and Services Division.
2. I am an officer authorised to make a statement pursuant to regulation 138 of the Fair Work (Registered Organisations) Regulations 2009 with respect to the quadrennial elections of the CEPU.
3. Elections are required for the offices specified in attachment A.
4. This information is lodged under s.189 of the Fair Work (Registered Organisations) Act 2009.

Dated: 6 August 2015



Allen Hicks
DIVISIONAL SECRETARY

Fair Work (Registered Organisations) Act 2009
Fair Work (Registered Organisations) Regulations 2009

**CEPU Electrical, Energy & Services Division
Divisional Council 2015 College Election**

Prescribed information pursuant to section 189(1) & regulation 138

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

- Divisional President
- Divisional Vice President
- Divisional Executive member

b. Reason for the election

The terms of office are expiring in the normal course of events.

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

- Divisional Vice President (2)
- Divisional Executive Member – number to be determined in accordance with the Divisional rules.

d. Electorate

- With respect to the Divisional President and Vice Presidents, the positions are to be elected by the Divisional Councillors. With respect to the Divisional Executive members, the positions are to be elected by the Divisional Councillors representing the relevant Branch.

e. Date of commencement and expiration of nomination period

- The nominations will open and close on the 19th November 2015.

f. Day on which the roll of voters is to close

- The roll of voters will close 19th November 2015.

g. Voting system

- Secret ballot of the Divisional Councillors.