



19 February 2020

John Adley

Divisional Branch Secretary

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

Sent via email: johna@cepusa.com.au

cc: Communications, Electrical, Electronic, Energy, Information, Postal, Plumbing and Allied
Services Union of Australia,
admin@etuaustralia.org.au

Dear John Adley,

Reminder of actions required when persons elected to office

The Australian Electoral Commission has provided the Registered Organisations Commission (the ROC) a declaration of results for the election of uncontested offices in matter E2020/7. This letter is a reminder of certain obligations imposed on organisations and on persons elected to office.

A notice must be published on the organisation's website

The organisation or branch must, as soon as practicable after receiving the post-election report, publish on its website a notice that a copy of the report is available from the organisation, branch or the AEC on request. The notice must be kept on the website for a period of at least 3 months (see regulation 141 of the Fair Work (Registered Organisations) Regulations 2009).

Holders of office required to undertake approved training

Section 293K of the *Fair Work (Registered Organisations) Act 2009* (the RO Act) requires 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 are provided for in the RO Act.

Organisation must notify the Commission of changes

Also, section 233(2) of the RO Act requires that an organisation must notify the Commission **within 35 days of any changes** to the holders of office in the organisation. **If there are no changes a notification is not required.** 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 - South Australian 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. A template notification of changes, which may assist you, is attached. If any change does not apply until a date in the future, you do not 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.

Yours sincerely

Registered Organisations Commission

17 February 2020

Post-election report

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

South Australian Divisional Branch,
Electrical, Energy and Services Division
Casual Vacancy election
E2020/7

Contents

- Election(s) Covered in this Report 3
- Rules 3
- Roll of Voters 3
- Irregularities 3
- Other Matters..... 4
- Signed..... 4
- Attachments..... 4

- A. Declaration of Results for Uncontested Offices – SA 4

Election(s) Covered in this Report

Organisation: South Australian Divisional Branch, Electrical, Energy and Services Division
Election: Casual Vacancy
Election Decision No/s: E2020/7

Rules

Rules used for the election: [128V: Incorporates the alterations certified on 17 April 2019 in matter R2019/39](Replaces 28 March 2019 [R2018/312] version)

Rules difficult to apply/interpret: None

Model Rule reference (if any): N/A

For more details see the Model Rules on the AEC website:

(https://www.aec.gov.au/About_AEC/AEC_Services/Industrial_Elections)

Roll of Voters

As there were no contested offices, no Roll of Voters was required.

Irregularities

Details of written allegations of irregularities, and action taken by AEC: None

Other irregularities identified, and action taken:

Other Matters

Returning Officer actions required (Section 193): No
Details:

Signed



Jenny Southall
Returning Officer
Australian Electoral Commission
E: saelections@aec.gov.au
P: 08 8237 6538
17 February 2020

Attachments

A. Declaration of Results for Uncontested Offices – SA

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

South Australian Divisional Branch, Electrical, Energy and Services
Division

DECLARATION OF RESULTS - E2020/7
Uncontested Offices

Casual Vacancy Election

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 are:

CEPU - South Australian Divisional Branch

Divisional State Councillor - Plumbing and Fire Protection Industry section (1)

Candidates

CZERWINSKI Dion

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



Jenny Southall
Returning Officer
Telephone: 08 8237 6538
Email: saelections@aec.gov.au
17/02/2020



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**
(E2020/7)

MR ENRIGHT

MELBOURNE, 7 JANUARY 2020

Arrangement for conduct of election.

[1] On 2 January 2020 the South Australian Divisional Branch of the Electrical, Energy and Services Division of the Communications, Electrical, Electronic, Energy, Information, Postal, Plumbing and Allied Services Union of Australia lodged with the Registered Organisations Commission prescribed information for an election to fill a casual vacancy in the following office for the remainder of the term:

Divisional State Councillor - Plumbing and Fire Protection Industry section (1)

[2] I am satisfied that an election for the abovenamed office 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 COMMISSIONER

Printed by authority of the Commonwealth Government Printer

PR351539

Mr. Mark Bielecki
The Commissioner
Registered Organisations Commission
GPO Box 2983
Melbourne VIC 3001

Via email: regorgs@roc.gov.au

Dear Mr. Bielecki,

CEPU Electrical, Energy & Services Division - SA Branch Election to fill a Casual Vacancy 2019

With reference to the above, I attach:

- prescribed information for an election as required by 189(1) of the *Fair Work (Registered Organisations) Act 2009 (the RO Act)* and regulation 138 *Fair Work (Registered Organisations) Regulations 2009 (the Regulations)*

The Communications, Electrical, Electronic, Energy, Information, Postal, Plumbing and Allied Services Union of Australia, Electrical, Energy & Services Division, South Australian Branch (the Branch) is required to conduct an election to fill a casual vacancy caused by the resignation of a State Councilor representing the Plumbing and fire protection section.

An election for this office was declared by the AEC on 24 July 2019. The office holder resigned from this office on 13th December 2019. Rule 16.3 of Section B of the CEPU rules requires an election to be conducted where the occupant of an office within a divisional branch resigns and:

- 16.3.2 *Where the unexpired portion of the term exceeds three-quarters of the term of the office or if it is less but the State Council so decides, an election shall be held to fill the office. Such election shall be conducted in accordance with the relevant provisions of rule 15 "Elections" and shall be commenced within six (6) months of the vacancy occurring. The successful candidate shall hold office for the unexpired term of their predecessor unless he/she resigns, dies or is removed from office in accordance with the rules.*

As the unexpired portion of the term of the office exceeds three quarters of the term of office, rule 16.3.2 requires an election to be conducted. Pursuant to section 182 of the *RO Act*, the Australian Electoral Commission (AEC) must conduct the election for this office. Accordingly, the Branch requests that the Registered Organisations Commission arrange an election to be conducted by the AEC for this office as set out in the attached prescribed information.

Yours faithfully,



John Adley
Branch Secretary
CEPU Electrical Energy and Services Division - SA Branch

PRESCRIBED INFORMATION FOR ELECTIONS in accordance with Section 189 *Fair Work (Registered Organisations) Act 2009* and Regulation 138 *Fair Work (Registered Organisations) Regulations 2009*

I, John Adley, being the Divisional Branch Secretary of the Communications, Electrical, Electronic, Energy, Information, Postal, Plumbing and Allied Services Union of Australia, Electrical, Energy and Services Division, South Australian Branch (the Branch), make the following statement:

1. I am authorised to sign this statement containing prescribed information for the Branch.
2. The following information is lodged under subsection 189(1) of the *Fair Work (Registered Organisations) Act 2009* (the RO Act);
3. The election that is required is set out in the table in Annexure A;
4. A copy of the request for the AEC to conduct the election is attached;
5. No rule alterations are pending that will impact the election; and
6. This statement is lodged at least 2 months before nominations open for the elections below.

Signed:

JOHN ADLEY

Dated:

2nd January 2020

[PLEASE NOTE: This statement should be lodged with the Registered Organisations Commission at least 2 months prior to nominations opening. It can be submitted to regorgs@roc.gov.au.]

ANNEXURE A

- Election that is required:

Branch	Name of Office	Number required	Voting System <i>Direct voting system; Collegiate electoral system</i>	Reason for Election <i>Scheduled; Casual vacancy; New office created; Insufficient nominations</i>	Electorate
SA	Divisional State Councillor – Plumbing and Fire Protection Industry section.	1	DVS	Casual Vacancy	Financial Members of the Plumbing and Fire Protection Industry section.

- IMPORTANT DATES:

	Direct Voting System	Collegiate Electoral System
Nominations OPEN	As determined by the State Council in conjunction with the AEC (Rule 15.17.2)	
Nominations CLOSE	As determined by the State Council in conjunction with the AEC (Rule 15.17.2)	
Roll of Voters cut-off date	7 days prior to the opening date for nominations (Rule 15.19.7)	