

WORKPLACE RELATIONS ACT 1996

s189 RAO Schedule - arrangement for conduct of an election

**Communications, Electrical, Electronic, Energy, Information, Postal, Plumbing and
Allied Services Union of Australia - Electrical Division - Western Australian Divisional
Branch
(E2003/235)**

B. R. JENKINS
DEPUTY INDUSTRIAL REGISTRAR

SYDNEY, 14 JULY 2003

DECISION

On 30 June 2003 the abovenamed organisation lodged in the Industrial Registry prescribed information in relation to an election for the following offices:

Electrical Division
Western Australian Branch

Divisional Branch Vice President

One Divisional Branch Executive Member from each of the following sections:

General Trades
Supply Authorities
Manufacturing
Radio & Telecommunications
Electrical Contracting
Foundry

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.





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)

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 2003/235

RE: COMMUNICATIONS, ELECTRICAL, ELECTRONIC, ENERGY, INFORMATION,
POSTAL, PLUMBING AND ALLIED SERVICES UNION OF AUSTRALIA - ELECTRICAL
DIVISION - WESTERN AUSTRALIAN DIVISIONAL BRANCH

Positions: Divisional Branch Executive

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

Contact: WE (Bill) Game
Divisional Branch Secretary

Phone: (08) 9242 3999

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

for Deputy Industrial Registrar

14 July 2003

CEPU ENGINEERING & ELECTRICAL DIVISION WA

ABN: 64 898 932 123

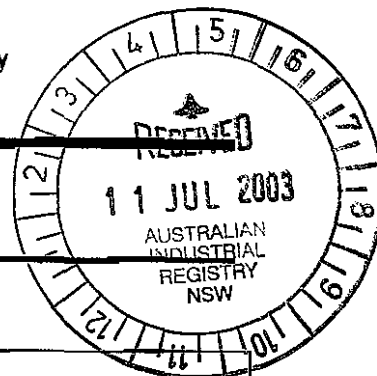
24/257 Balcatta Road, Balcatta WA 6021

R. MANHOOD
President

W.E. GAME
State Secretary

FAX MESSAGE

URGENT YES ☐ NO ☐



To	CAROLINE PRYOR	Fax	
Company	AIR NSW	Phone	
From	Bill GAME CEPU WA	Fax	9440 3544
		Phone	9440 3522
Subject	EXECUTIVE ELECTIONS		
Date		Time	Number of pages Includes cover page

Message -

Hi CAROLINE

RULE 15.7 DEALS WITH ELECTION OF VICE PRESIDENT WHO IS ELECTED FROM THE ELECTED MEMBERS OF THE BRANCH EXECUTIVE ONCE THOSE POSITIONS ARE DETERMINED IS SOME CASES YOU WILL FIND THERE IS ONLY ONE PERSON FROM AN INDUSTRY SECTION SITTING ON THE STATE COUNCIL SO THEY WOULD BE AUTOMATICALLY DISQUALIFIED.

THE EXECUTIVE MEMBERS WILL BE SECRETARY, PRESIDENT WHO ARE ALREADY ELECTED BY THE QUARTERLY ELECTIONS AND THEN ONE PERSON FROM EACH INDUSTRY SECTION SEE RULE 15.11

THE INDUSTRY SECTIONS THIS TIME WILL BE 1) GENERAL TRADES 2) SUPPLY AUTHORITIES 3) MANUFACTURING 4) RADIO & TV/COMMUNICATIONS 5) ELECTRICAL CONTRACTING 6) FOUNDRY

HOLD THIS IS OF SOME HELP - WE HAVE JUST MOVED OUR OFFICE SO I'M QUOTING FROM AN OLD RULE BOOK BUT I THINK IT'S STILL THE SAME RULE NUMBERS

Regards

Transcription of Bill Games fax. 10/7/3

Hi Caroline,

Rule 15.7 deals with election of Vice President who is elected from the elected members of the branch executive once those positions are determined.

In some cases you will find there is only one person from an industry section sitting on the state council so they would be automatically declared elected.

The executive members will be Secretary, President who are already elected by the Quadrennial elections and then one person from each industry section - see Rule 15.11

The industry sections this time will be

- 1 General Trades
- 2 Supply Authorities
- 3 Manufacturing
- 4 Radio & Telecommunications
- 5 Electrical Contracting
- 6 Foundry

Hope this is of some help - we have just moved offices so I am quoting from an old rule book but I think its still the same rule numbers.

regards,

WEGame signature.

Note: (Rule 11.7.4 is where industry sections are listed)



AUSTRALIAN INDUSTRIAL REGISTRY

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

FACSIMILE

TO	Bill Game		
Organisation	CEPU - Electrical Division - WA Branch		
Fax Number	08 9242 3998	Phone Number	08 9242 3999
FROM	Caroline Pryor		
Location	NSW Statutory Services Branch		
Fax Number	02 9380 6990	Phone Number	02 8374 6516
No of Pages (including cover)	4	Date	8/07/2003
Please notify sender if not all pages were received.		Time	2:55 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: E2003/75 Part 2 - Divisional Branch Executive Elections

Bill Game,.

Further to our phone conversation please find the request for the previous election for the WA branch in 1999. From this you can see that the offices that require an election are clearly stated. This makes it much easier for the Registry to provide the correct decision in response to your request.

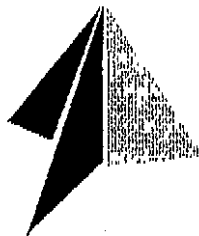
As I mentioned the composition of the Div Branch Executive Rule 11.11 seems to leave out Vice President, Treasurer as mentioned in Rule.11.3.

I would appreciate your advice on these matters.

Regards,

Caroline Pryor
Statutory Services Branch
Australian Industrial Registry - NSW
02 8374 6516
caroline.pryor@air.gov.au

*Amended for
E2019/1999
for 4*



CEPU ENGINEERING & ELECTRICAL DIVISION WA

ABN: 84 898 932 123

R. MANHOOD
President

W.E. GAME
State Secretary

Our ref/home/common/election/elec3reg

27 June 2003

The Registrar
Australian Industrial Registry
80 William Street
EAST SYDNEY NSW 2011

Fax: (02) 9380 6990

Dear Sir,

**Reference: Communications, Electrical, Electronic, Energy, Information,
Postal, Plumbing and Allied Services Union of Australia, Western
Australian Divisional Branch (Communications, Electrical,
Plumbing Union) Electrical Division
E No. 75 of 2003**

The Australian Electoral Commission is currently in the process of conducting our union Quadrennial elections. Once this is finalised we will need to elect the representatives from amongst our State Councillors to take their positions, in accordance with our Registered Rules, on the Divisional branch Executive Committee.

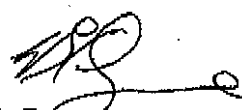
I request you to conduct that election, which I anticipate should occur when the newly elected State Council meets.

The current proposed date is **Wednesday 1 October 2003**.

These meetings usually commence at 8.00am.

Please contact me if you have any questions or I can assist in the process.

Yours faithfully,


W.E. Game
Divisional Branch Secretary

cc: *E.M. Panegyres*
Returning Officer
AEC Industrial Elections

Fax: 6363 8052



HEAD OFFICE:
401 - 403 Oxford Street - PO Box 359
Mount Hawthorn WA 6016
Tel (08) 9242 3998 Fax (08) 9242 3998
email: cepu@dmn.com.au

Mr W E Game
Branch Secretary
CEPU -Electrical Division Western Australian Divisional Branch
1st Floor 401-403 Oxford Street
MOUNT HAWTHORN WA 6016

sent via email/fax
Fax 08 9242 3998
cepu@dmn.com.au

Dear Mr Game,

**Re: Arrangements for the conduct of an Election
(E2003/235)**

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.

The Registrar expressed concern over the information provided in your request for an election. You are advised that the Registrar will insist that your requests in future meet the requirements of reg 138 of the RAO Regulations. For your convenience, I have attached a sample request as attached to RAO Fact Sheet 4: Elections in Organisations and their branches.

You will be aware that the *Workplace Relations Act 1996* has been amended so that The Registration and Accountability of Organisations Schedule (Schedule 1B to the *Workplace Relations Act 1996*) [**the RAO Schedule**], which generally came into operation on 12 May 2003 now contains most of the matters which relate to the registration and functioning of organisations of employers and employees under the Act. I would draw your attention to RAO Fact Sheets on the AIRC home page http://www.airc.gov.au/fact_sheets/factsheets.html

In particular - Fact Sheet No. 04/2003 7 May 2003, Australian Industrial Registry **Elections in Organisations and their branches**, identifies changes to the notification and conduct of elections. Election notifications now require more detailed reasons for the election to be stated as well as the closing day for the roll of voters as provided for under the rules of the organisation. (Section 143(1)(e)(i)).

Yours Sincerely



for Deputy Industrial Registrar

14 July 2003

SAMPLE to be placed on official letterhead.

Statement and Notice of Prescribed Information under Regulation 138

I, John Smith, Victorian Branch Secretary of the Australasian Workers Union, make the following statement:

I am the Victorian Branch Secretary of the Australasian Workers Union,

I am authorised to lodge the following prescribed information concerning forthcoming elections in the Victorian Branch of the Australasian Workers Union, and

I confirm that the following information is being lodged under subsection 189(1) of the RAO Schedule.

Signed: John Smith, Victorian Branch Secretary of the Australasian Workers Union

Dated: 15 May 2003

Offices/Positions

A	Branch President (Direct voting system)
	Branch Vice-Presidents (2) (DVS)
	Branch Secretary (DVS)
	Branch Treasurer (DVS)
	Branch Executive Committee Members (15) (DVS)
	Branch Delegates to National Council (5 together with Branch Secretary who is ex officio a member of National Council) (Collegiate election)
B	Branch Councillors (2) (DVS)
C	Branch Assistant Secretary (DVS)
D	Branch Representatives to Trades Council (2) (Collegiate)
	Branch Representative to ACTU (Collegiate)

Reasons for election:

election for offices and positions marked A and D respectively is required as the terms of office are due to expire in the normal course of events under the rules of the organisation.

election for offices marked B is required to fill casual vacancies that have recently occurred (documentary information relating to the resignation of the persons holding the offices of Branch Councillor is enclosed)

election for the office marked C is required because this is a new position that has been created under the rules.

Elected by:

The electorate for the direct voting system is the whole of the Branch.

The electorate for collegiate electoral system is by and from the Branch Committee (totalling 21 persons)

Nominations open:

For offices to be elected by direct voting system - the first Monday in June

For offices to be elected by collegiate election - at the AGM in September

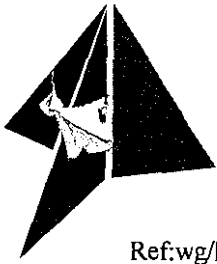
Nominations close:

For offices to be elected by direct voting system - 12 noon, first Friday in July

For offices to be elected by collegiate election - at the AGM in September

Cut off date for roll: in all cases: 7 days prior to the opening date for nominations - rule 22(g).

[The above sample Notice and Statement would satisfy each of the particulars required under s189(1) and subregulations 138(1)(a)-(g). The Notice and Statement are required to be lodged at least 2 months before the first day of nominations as set out in the rules of the organisation - a Registrar may allow for a later day - see subsection 189(2) and subregulations 138(2) and (3). The requirement to lodge election information under s189(2) is a civil penalty provision - s305 refers.]



CEPU

ENGINEERING & ELECTRICAL DIVISION WA
ABN: 84 898 932 123

ETU

Electrical Trades Union

Ref:wg/ks/airc

2nd September, 2003

The Registrar,
Australian Industrial Registry,
80 William Street,
EAST SYDNEY NSW 2011



RE CEPU Divisional Branch Elections

Dear Registrar,

I advise our newly elected State Council will meet at 8.00am Wednesday 10th September, 2003. The meeting venue is unit 24/257 Balcatta Road, Balcatta, Western Australia and I refer to my previous letters to you regarding this matter.


I particularly refer to Union Rules 11.11, 12.1, 15.7, 15.11, 15.14.1 and 15.8.4.

I understand your office will arrange an officer to deal with the elections for the various positions, being:-

- 1) Representatives to Executive Committee from Industry Sections, and
- 2) Vice Presidents position

Please contact me if you require any further information.

Yours faithfully,


WE GAME
State Secretary

CC: V. Panegyres
WA Returning Officer



AUSTRALIAN INDUSTRIAL REGISTRY

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

Mr W E Game
Branch Secretary, Western Australian Divisional Branch
Electrical Division
CEPU
P.O. Box 359
MOUNT HAWTHORN WA 6016

Dear Mr Game,

**Re: Arrangements for the conduct of an Election
(E2003/235)**

Thank you for your letter dated 2 September 2003 regarding the collegiate elections for Industry Section representatives and Vice-President. I have been in touch with Mr Van Panegyres of the Australian Electoral Commission who has advised me that the arrangements are in hand and he will be contacting you as soon as possible.

Yours Sincerely

Stephen Kellett
for Deputy Industrial Registrar

4 September 2003

McKERRROW, Peter

From: CARNEY, Mary Jo

Sent: Wednesday, 10 September 2003 4:56 PM

To: McKERRROW, Peter

Subject: FW: Declarations - CEPU (Electrical Division) - E Nos 75 and 235 of 2003

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

From: vin.dinatale@aec.gov.au [mailto:vin.dinatale@aec.gov.au]

Sent: Wednesday, 10 September 2003 4:51 PM

To: Industrial.elections@air.gov.au

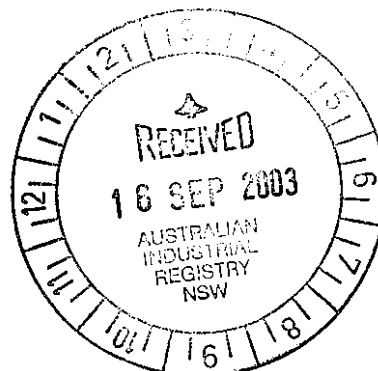
Subject: Declarations - CEPU (Electrical Division) - E Nos 75 and 235 of 2003



ScheduleNominationsAccepted.doc
ScheduleResultsDeclaration.doc
ScheduleNominationsAccepted.doc

Attached are three schedules pertaining to the above organisation.

(See attached file: ScheduleNominationsAccepted.doc) (See attached file: ScheduleResultsDeclaration.doc) (See attached file: ScheduleNominationsAccepted.doc)



In reply please quote: WIE2003/21

Contact Officer: Van Panegyres
van.panegyres@aec.gov.au

INDUSTRIAL AND COMMERCIAL ELECTIONS

Postal address: GPO Box A16, Perth WA 6001
Location address: Level 3, 111 St Georges Terrace
Perth WA 6000

Telephone: (08) 6363 8011
Fax: (08) 6363 8052

ABN: 21 133 285 851

**COMMUNICATIONS, ELECTRICAL, ELECTRONIC, ENERGY, INFORMATION,
POSTAL, PLUMBING AND ALLIED SERVICES UNION OF AUSTRALIA
WESTERN AUSTRALIAN DIVISIONAL BRANCH
(COMMUNICATIONS, ELECTRICAL, PLUMBING UNION)
ELECTRICAL DIVISION**

PART TWO (2)

Schedule of nominations accepted on behalf of the organisation to the close of nominations on Wednesday, 10 September 2003 called at the meeting of the Divisional State Council at the Board Room of the Divisional Branch Office, Unit 24/256 Balcatta Road, Balcatta and where applicable, result of the draw to determine the order in which the names of the candidates featured on the ballot paper and result of the election for the following offices conducted under the rules of the union. - E No. 235 of 2003.

WEST AUSTRALIAN DIVISIONAL BRANCH

DIVISIONAL BRANCH VICE PRESIDENT

Candidates

PERHAM, Leslie John
WILTON, Gregory

Draw: A draw was conducted to determine the order of the names of the candidates on the ballot paper. The results were as follows:

WILTON, Gregory
PERHAM, Leslie John

TOTAL BALLOT-PAPERS ISSUED	17
TOTAL BALLOT-PAPERS ADMITTED TO SCRUTINY	17
Percentage of ballot papers returned to number issued	100%

Candidates

WILTON, Gregory	<u>Votes</u> 11
PERHAM, Leslie John	6
Formal ballot papers	17
Informal ballot papers	Nil

I declare G. Wilton elected.

ONE (1) DIVISIONAL STATE BRANCH EXECUTIVE MEMBER FROM EACH OF THE FOLLOWING SECTIONS:

GENERAL TRADE

Candidate

RICE, Andrew Peter

I declare A.P. Rice elected.

SUPPLY AUTHORITIES

Candidates

EWEN, Murray Charles

PERHAM, Leslie John

Due to the electoral college consisting of only two (2) State Councillors, both of whom nominated for the office of State Executive Member to represent the Supply Authorities, State Council resolved that the Returning Officer conduct a draw to elect the successful candidate. Accordingly I declare L.J. Perham elected.

MANUFACTURING INDUSTRY

Candidate

SQUIERS, Barry Michael

I declare B.M. Squiers elected.

RADIO, TELEVISION & ELECTRONICS/COMMUNICATION INDUSTRY

Candidate

BENBOW, Anthony

I declare A. Benbow elected.

ELECTRICAL CONTRACTING INDUSTRY

Candidate

WILTON, Gregory

I declare G. Wilton elected.

FOUNDRY INDUSTRY

Candidates

LOWLEY, Shawn McGregor

PIKE, Desmond Ray

Due to the electoral college consisting of only two (2) State Councillors, both of whom nominated for the office of State Executive Member to represent the Foundry Industry, State Council resolved that the Returning Officer conduct a draw to elect the successful candidate. Accordingly I declare D.R. Pike elected.

E.M. PANEGYRES

Returning Officer

Australian Electoral Commission

Industrial and Commercial Elections

Perth, Western Australia

10 September 2003