



3 December 2015

Mr Les McLaughlan
Divisional State Secretary
Communications, Electrical, Electronic, Energy, Information, Postal, Plumbing and Allied Services
Union of Australia - Electrical, Energy and Services Division - Western Australian Divisional Branch
cepu@etuwa.com.au

Dear Mr McLaughlan,

Reminder of actions required when persons elected to office

The Australian Electoral Commission has provided the Commission a declaration of results for the election [E2015/158]. 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 - Western 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. 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

Debbie Ball

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

**Communications, Electrical, Electronic, Energy,
Information, Postal, Plumbing & Allied Services Union
Electrical, Energy and Services Division – Western
Australian Divisional Branch**

Declaration of Results for Uncontested Offices

E2015/158

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 Branch Delegate to Divisional Council (3)

Candidates

HAYES, Terence
MCLAUGHLAN, Leslie
WILTON, Greg

Divisional Branch President

Candidates

WILTON, Greg

Divisional Branch Secretary/National Councillor

Candidates

MCLAUGHLAN, Leslie

Divisional Branch Assistant Secretary

Candidates

MURIE, Jim

Divisional Branch Organiser (3)

Candidates

CARTER, Peter
FIALA, Joe
HAYES, Terence

Delegate to Divisional Branch Conference - Bunbury Sub-Branch (2)

Candidates

No nominations were received

Divisional State Councillor - General Trades (3)

Candidates

COLLIS, Jamie
MACLACHLAN, Rory
MURIE, Jim

Divisional State Councillor - Supply Authorities (4)

Candidates

COULTER, Matt
O'REGAN, Shaun
TAYLOR, Stuart
TILLER, Rob

Divisional State Councillor - Transport Industry

Candidates

MANHOOD, Bob

Divisional State Councillor - Manufacturing Industry (2)

Candidates

COOMBES, Carl
DELLAVANZO, Jay

Divisional State Councillor - Electrical Contracting Industry (8)

Candidates

CARTER, Peter
CLANCEY, Damian
FOWLIE, Donald Milne
HAYES, Terence
NICHOLSON, Stuart
TYLER, Darren John
WOODAGE, Adam
No further nomination was accepted

Divisional State Councillor - Foundry Industry

Candidates

No nomination was received

Bunbury Sub-Branch - President

Candidates

SPENCE, Andy

Bunbury Sub-Branch - Vice-President

Candidates

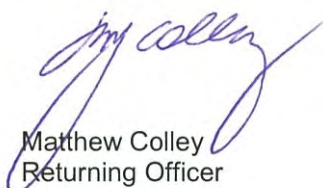
KERR, Peter

Bunbury Sub-Branch - Secretary

Candidates

No nomination was received

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



Matthew Colley
Returning Officer

16 July 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 (E2015/158)

MR ENRIGHT

MELBOURNE, 22 MAY 2015

Arrangement for conduct of election.

[1] On 7 May 2015, the Western Australian Divisional Branch (**the Branch**) of the Electrical, Energy and Services Division (**the 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.

[2] On 21 May 2015, the Branch lodged further prescribed information in relation to an election for the following offices:

DIVISIONAL COUNCIL

Divisional Branch Delegates to Divisional Council from:

Western Australian Divisional Branch (3)

WESTERN AUSTRALIAN DIVISIONAL BRANCH

Divisional Branch President (1)

Divisional Branch Secretary/National Councillor (1)

Divisional Branch Assistant Secretary (1)

Delegates to Divisional Branch Conference (number to be determined in accordance with the Rules) from:

Bunbury Sub-Branch

Divisional State Councillors from the following sections:

General Trade (3)

Supply Authorities (4)

Transport Industry (1)

Manufacturing Industry (2)

Electrical Contracting Industry (8)

Foundry Industry (1)

[3] On 21 May 2015, the Branch also lodged a request under section 187 of the *Fair Work (Registered Organisations) Act 2009* (**the Act**) to conduct an election for the following non-office positions:

WESTERN AUSTRALIAN DIVISIONAL BRANCH

Divisional Branch Organiser (3)

Bunbury Sub-Branch

Sub-Branch President (1)

Sub-Branch Vice President (1)

Sub-Branch Secretary (1)

[4] The prescribed information was not lodged before the prescribed day as required by section 189(2) of the Act.

[5] On 21 May 2015, Mr Leslie McLaughlan, the Divisional Branch Secretary of the Branch, provided a request for an extension of time for lodgement of the prescribed information.

[6] Rule 15.17.1 of the rules of the Division provides that nominations shall open on the first Monday in July of an election year. Therefore, according to the rules of the Division, the first day when a person may become a candidate in the election is 6 July 2015. Given this, the prescribed information was required to be lodged before 6 May 2015. As noted above, the prescribed information was lodged on 7 May 2015.

[7] The rules of the Division provide that the number of two of the above offices or non-office positions to be elected is to be determined by the Divisional Branch Executive before the calling of the election. I note that the Divisional Branch Executive made that determination in a meeting of 6 May 2015. The prescribed information was lodged the next day.

[8] Given this, and the relatively short delay in lodgement of the prescribed information, I will allow a later day for lodgement of the prescribed information pursuant to section 189(2) of the Act. However, I remind the Branch that there is a normal and reasonable expectation that registered organisations take steps to ensure that they comply with time-frame requirements set out not only in the Act but also in instruments or references pertaining to their own governance formulated by organisations themselves. The failure of an organisation to lodge the prescribed information before the prescribed day contravenes section 189(2) of the Act which is a civil penalty provision. Failure by organisations to comply with civil penalty provisions may be the subject of applications by the Fair Work Commission for orders in the Federal Court.

[9] I am satisfied that an election for the abovenamed offices and non-office positions 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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<Price code A, PR567642>



CEPU ABN: 84 898 932 123
WESTERN AUSTRALIA BRANCH
COMMUNICATIONS ELECTRICAL PLUMBING UNION

Mr James Hall
Senior Advisor, Regulatory Compliance Branch
FairWork Commission
Terrace Towers
80 William Street
EAST SYDNEY NSW 2011
Email: orgs@fwc.gov.au

20 May 2015

Dear Mr Hall

ARRANGEMENT FOR THE CONDUCT OF AN ELECTION – E2015 / 158

We write to you regarding your letter received 19 May 2015.

The Union requests that the Fair Work Commission arrange for the conduct of the election of the non-office positions set out in the prescribed information lodged on 7 May 2015 under section 187 of the Act.

The Union inadvertently failed to attach the Minutes of the Divisional Branch Executive meeting on 6 May 2015 which set out the various office bearers the Executive had approved, including the office of Assistant Secretary and the provision of three Divisional Branch Organisers. These minutes are now attached.

The membership figures used to calculate the number of Divisional Branch State Councillors is now also attached, including the number for Radio, Television and Electronics/ Communication Industries, which had fallen below the number required for a single Councillor.

The Union only requires the election of the Bunbury sub-branch in this election. This is currently the only sub-branch of the Union.

The request was lodged one day later than the prescribed time required and the Union requests that the General Manager allow the request to be lodged outside of the prescribed time.

Yours sincerely,

A handwritten signature in blue ink, appearing to read "Les McLaughlan".

Les McLaughlan
Divisional State Secretary



CEPU

ABN: 84 898 932 123

WESTERN AUSTRALIA BRANCH

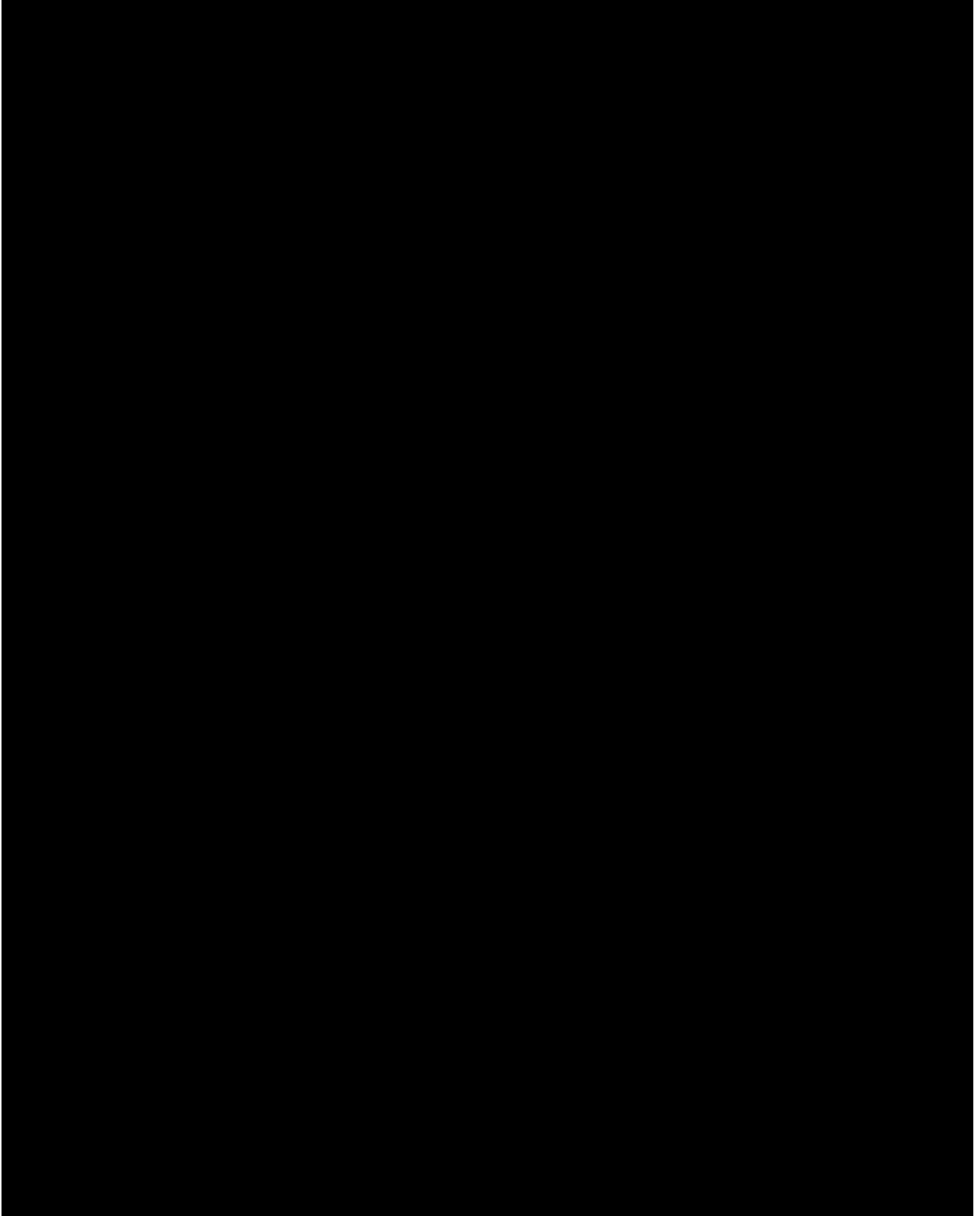
COMMUNICATIONS ELECTRICAL PLUMBING UNION

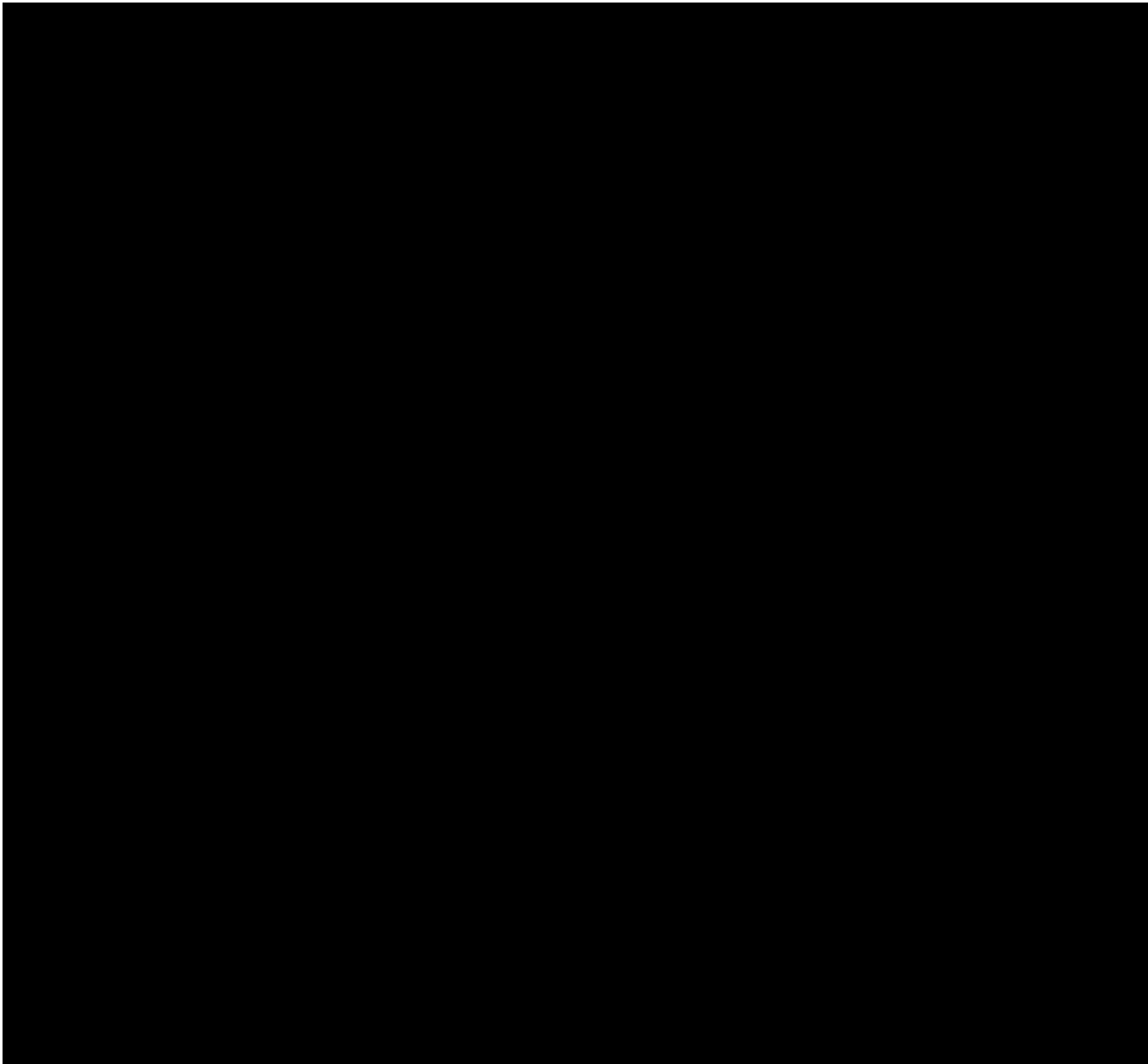
24/257 Balcatta Road Balcatta WA 6021 PO Box 689 Balcatta WA 6914
Tel: (08) 9440 3522 Fax: (08) 9440 3544 Email: cepu@cepuwa.com.au Website: www.cepuwa.com.au

L. McLaughlan State Secretary • **R. Manhood** President

**MINUTES EXECUTIVE COMMITTEE MEETING COMMUNICATIONS,
ELECTRICAL, ELECTRONIC, ENERGY, INFORMATION, POSTAL,
PLUMBING AND ALLIED SERVICES UNION OF AUSTRALIA (CEPU)**

**6TH MAY 2015
COMMENCED 4.27PM**





8.2 2015 QUADRENNIAL ELECTIONS

Moved L. McLaughlan Seconded S. Taylor

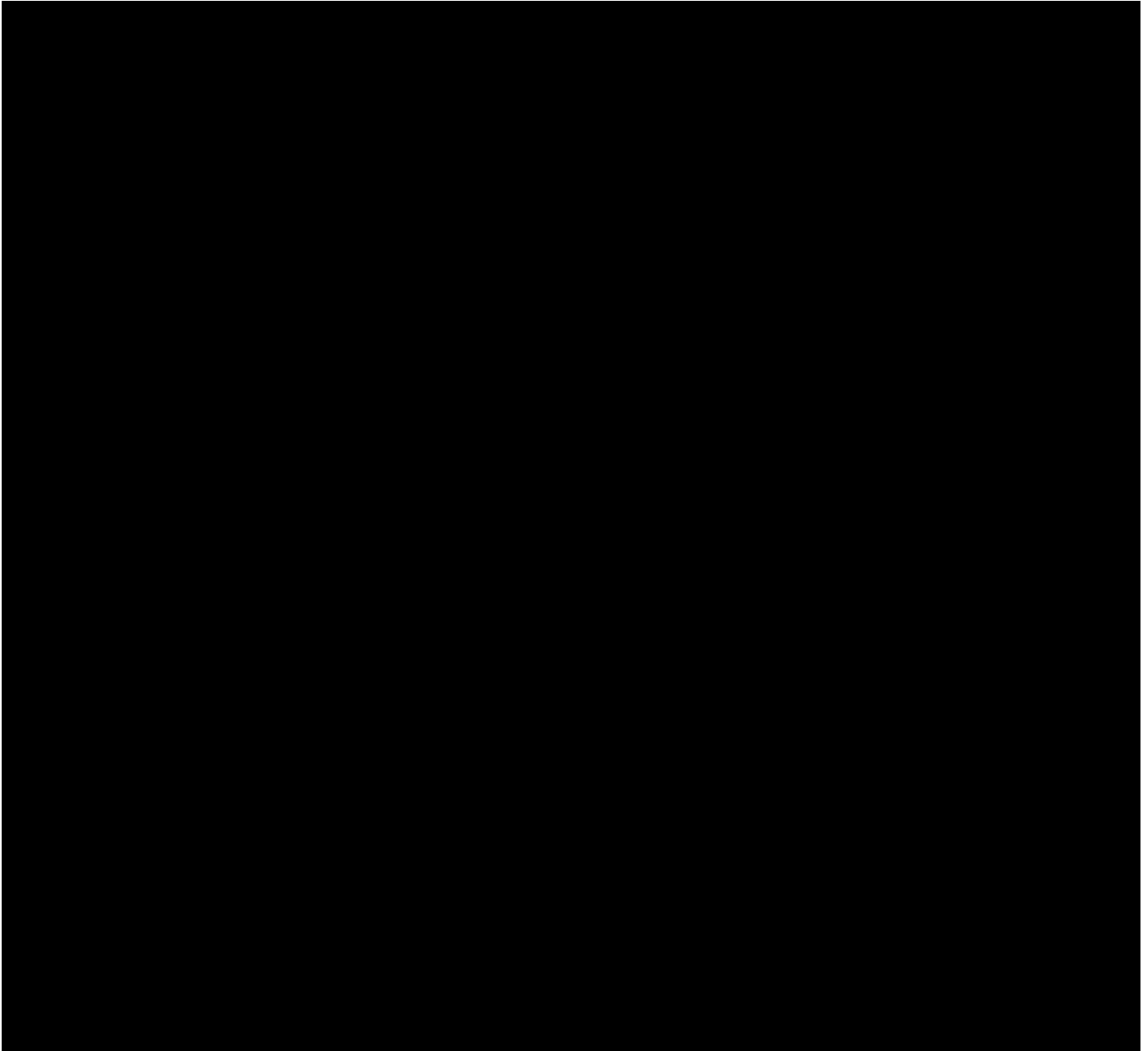
That the WA Branch Executive requests the Australian Electoral Commission conduct an election for Office bearers of the Branch for the 2015 Quadrennial elections for the following positions:-

1. *Branch Secretary/National Councillor*
2. *Branch President*
3. *Assistant Secretary*
4. *Organisers (3)*
5. *Bunbury Sub Branch (Secretary)*
6. *Bunbury Sub Branch (President)*
7. *Bunbury Sub Branch (Vice President)*
8. *Delegates to Branch Conference as per Rule 11.6.3*
9. *Divisional State Council as per Rule 11.7.2*
10. *Divisional Branch Delegate to Divisional Council from WA
Divisional Branch (3) as per Rule 7.3.2.*

The Divisional State Council positions -

1. *President (1)*
2. *Secretary (1)*
3. *Transport (1)*
4. *Foundry (1)*
5. *Electrical Contracting (8)*
6. *Manufacturing (2)*
7. *General Trades (3)*
8. *Supply (4)*

Carried unanimously



General trade	941
Supply authorities	1183
Transport industry	96
Manufacturing industry	162
Radion, Television and Electronics/ Communications Industry	45
Electrical Contracting	3875
Foundry Industry	92

7 May 2015

General Manager
Fair Work Commission
Level 10
80 William Street
EAST SYDNEY NSW 2011



(Attention: David)

Re: Request for an election pursuant to Section 182 & 189 of the Fair Work (Registered Organisations) Act 2009

Dear Sir,

In July this year the in accordance with Divisional Rule 15 of the Communications, Electrical, Electronic, Energy, Information, Postal, Plumbing and Allied Services Union of Australia (CEPU) Division Rules is required to conduct our quadrennial elections.

Accordingly, pursuant to the above sections of the Act the Communications, Electrical, Electronic, Energy, Information, Postal, Plumbing and Allied Services Union of Australia (CEPU) requests formally that Fair Work Australia arrange for the Australian Electoral Commission to conduct an election.

I have attached to this correspondence (Attachment A) the prescribed information required by section 189(1) and regulation 138. I would appreciate your attention to this matter.

Yours faithfully,

L. McLaughlan

Branch Secretary

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

1. Branch Secretary/National Councillor
2. Branch President
3. Assistant Branch Secretary
4. Organiser
5. Delegate to Branch Conference
6. Sub Branch President
7. Sub Branch Vice President
8. Sub Branch Secretary
9. Divisional State Councillor
10. Divisional Branch Delegates to Divisional Council from Western Australian Divisional Branch

The positions are to be elected by the following electorates:-

Position	Electorate: All financial members of the:
1. Branch Secretary/National Councillor	West Australian Divisional Branch
2. Branch President	West Australian Divisional Branch
3. Assistant Branch Secretary	West Australian Divisional Branch
4. Organiser (3)	West Australian Divisional Branch
5. Divisional Branch Delegates to Divisional Council from Western Australian Divisional Branch	
6. <u>Delegate to Branch Conference</u>	
7. <u>Sub Branch President</u>	
8. <u>Sub Branch Vice President</u>	
9. <u>Sub Branch Secretary</u>	
<i>representing</i>	
▪ Bunbury	Bunbury Sub Branch
10. <u>Divisional State Councillor</u>	Employed in General Trade (3) Employed by Supply authorities (4) Employed in the Transport industry (1) Employed in the Manufacturing industry (2) Employed in the Electrical Contracting industry (8) Employed in the Foundry industry (1)

b. **Reason for the election**

The terms of office have expired.

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

- Organiser (3)
- Delegate to Branch Conference - number to be determined in accordance with rule 11.6.3
- Divisional State Councillor - number to be determined in accordance with rule 11.7.2.
- Divisional Branch Delegates to Divisional Council from Western Australian Divisional Branch - number to be determined in accordance with rule 7.3.2.

d. **Electorate**

Entire financial members of the WA branch in most cases however in the case of sections or sub-branches financial members of these sections or sub-branches. See rule 15.19.18 for a guide.

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

As provided for by Section B Rule 15.17.1, nominations open on the 6th July, 2015 and close on the 13th July, 2015

f. **Voting System**

As provided for by Section B rule 15.19, the system of voting is the direct voting system.


The Fair Work (Registered Organisations) Act 2009

prescribed information pursuant to Regulation 138

I, **Leslie McLaughlan**, state that I am the officer authorised to make a statement pursuant to s 189(1) of *The Fair Work (Registered Organisations) Act 2009* with respect to the election of the CEPU 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 Attachment "A"

Signed:

A handwritten signature in black ink, appearing to read 'L. McLaughlan', written in a cursive style.

L. McLaughlan

Branch Secretary

7 May 2015