



AMENDING DECISION

Fair Work (Registered Organisations) Act 2009
s.189—Arrangement for conduct of an election

CPSU, the Community and Public Sector Union
(E2020/74)

MR STEENSON

SYDNEY, 21 OCTOBER 2021

Arrangement for conduct of election.

[1] On 31 January 2020 a decision was issued by a Delegate of the Commissioner in another election matter (**E2020/14**) concerning the CPSU-SPSF Group South Australian Branch, to arrange an election for offices including Federal Council Delegates from that Branch.

[2] Subsequently, on 27 March 2020, a decision was issued in this matter (**E2020/74**) to arrange for a collegiate election for the office of Branch Representative to Federal Executive.¹

[3] As a result of communications from the Australian Electoral Commission (**AEC**), it is apparent that the AEC has, in effect, included the office of Branch Representative to Federal Executive as a stage of the elections conducted in **E2020/14**. As a result, the necessary steps have been taken by the AEC to fill the office that was the subject of the original decision in E2020/74 – it having done so in conjunction with other elections for the Branch, rather than as a separate election matter.

[4] I therefore confirm that in those circumstances the AEC is no longer required to conduct election a separate election for Branch Representative to Federal Executive – the office that was the subject of election decision **E2020/74** – as steps already taken by the AEC have already fulfilled that purpose.



DELEGATE OF THE COMMISSIONER

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PR352078

¹ As provided for in rule 32.2(b)(ii) of Part 3C of the CPSU (Chapter C – SPSF Group) Rules.



DECISION

Fair Work (Registered Organisations) Act 2009
s.189—Arrangement for conduct of an election

CPSU, the Community and Public Sector Union
(E2020/74)

MR ENRIGHT

MELBOURNE, 27 MARCH 2020

Arrangement for conduct of election.

[1] On 4 March 2020 the CPSU, the Community and Public Sector Union-SPSF Group, South Australian Branch lodged with the Registered Organisations Commission prescribed information for an election to fill the following office:

Branch Representative to Federal Executive (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

PR351616

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, Neville Kitchin, being the Branch Secretary of the Community and Public Sector Union – SPSF Group South Australian Branch make the following statement:

1. I am authorised to sign this statement containing prescribed information for Community and Public Sector Union – SPSF Group South Australian Branch.
2. The following information is lodged under subsection 189(1) of the Fair Work (Registered Organisations) Act 2009 (the RO Act).
3. The elections that are required are set out in the table in Annexure A.
4. No rule alterations are pending that will impact the election.
5. This statement **IS** lodged at least 2 months before nominations open for the election(s) in Annexure A.

NOTE: A failure to lodge Prescribed Information on time can lead to civil penalties under the RO Act. Extensions of time should be requested at least two months before nominations open.

6. *If the number of elected representatives is calculated on a formula(s) defined in the rules]:*
 - a. The rule number(s) which specify(s) the formula(s) is/are Chapter C Rule 3.2, 7.1:
 - b. The formula(s) is/are:
 - Rule 3.2 number of Federal Council delegates. 5 delegates if the Branch financial membership is between 10,000 and 14,999 as at 31 December 2019.
 - c. The information for calculating the formula(s) is
 - Federal Council delegates. At 31 December 2019 the total number of financial members of the South Australian Branch was 10,351
 - d. The relevant date(s) for this information is 31 December 2019

Signed:



Neville Kitchin
CPSU/SPSF South Australian Branch Secretary

Dated: 4 March 2020

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

- Elections that are required [insert as many pages as 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
CPSU/SPSF South Australian Branch	Branch Representative to Federal Executive	1	Collegiate electoral system	Scheduled	Rule 32.2(b)(ii) - 1 position Rule 37.1(b) provides that the electorate is delegates to Branch Council

- Important dates:

	Direct Voting System	Collegiate Electoral System
Nominations OPEN	Not applicable	Chapter C Part3C Rule 32.2 provides for election at the first meeting of the Branch Council. The election is to be conducted so that the result is declared not earlier than 1 June and not later than 25 August 2020 Rule 32.1 provides for nominations to be called 14 days prior to the meeting
Nominations CLOSE	Not applicable	Chapter C Part3C Rule 32.2 provides for election at the first meeting of the Branch

		Council. The election is to be conducted so that the result is declared not earlier than 1 June and not later than 25 August 2020 Rule 32.1 provides for nominations to be called 14 days prior to the meeting
Roll of Voters cut-off date	Not applicable	Chapter C Rule 37.1 – on the date of the meeting

NOTES: For insufficient nominations and casual vacancies, the date nominations open and close, unless specified in the rules, should be listed as 'To be determined by the returning officer'. This also applies where rules are silent as to the nominated dates.

If the nomination dates are 'To be Determined by the Returning Officer', but your organisation has a *preference*, please state 'To be Determined by Returning Officer' and clearly indicate that your nominated date is a preference.

If the P.I. includes a position that is not an office, please refer to our template [Prescribed information for the election of officer and non-officer positions](#)