

Australian Electoral Commission

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CANBERRA ACT 2601

www.aec.gov.au

ABN 21 133 285 851

FACSIMILE

To:	KEN OPHEL	From:	Jeff Howarth
Title:		Title:	Manager (ACT Office)
Location:		Phone:	(02) 6249-7908
Phone:		Fax:	(02) 6248-7559
Fax:	(03) 9654 6672	Email address:	jeff.howarth@aec.gov.au
Date:	6/10/04	Pages including cover page:	8

Message: Ken,

As discussed. It appears that the org has not sent this to you.

Regards


Jeff Howarth

IMPORTANT NOTICE

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COMMUNITY & PUBLIC SECTOR UNION ♦ SPSF GROUP NSW BRANCH

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ABN: 11 681 811 732
State Branch President: Sue Walsh

IN REPLY
PLEASE QUOTE
FILE NUMBER:

JC:MG

24th September, 2004

Mr Clancy Lapierre
Australian Industrial Registry
BY FAX: (03) 9654 6672

Dear Mr Lapierre,

I wish to formally advise you that the following elections are due in this Branch.

1. Election of 11 delegates to the Union's Federal Council elected by and from the NSW Branch Council.
2. Election of a Vice President and a NSW Branch representative on the Federal Executive, elected by and from the abovementioned 11 successful candidates.

I attach the prescribed information pursuant to Regulation 136.

I have spoken to Mr Jeff Howarth in the Sydney Office of the Australian Electoral Commission and have taken the liberty of sending him a copy of this letter as in past years the NSW Office of the AEC has conducted our elections.

As you can see, this election is now overdue and as a consequence there is some urgency to have it completed. I would therefore be grateful if you could refer this matter to the Australian Electoral Commission at your earliest convenience.

I also enclose a list of the names and addresses of all members of the NSW Branch Council who are those entitled to stand and vote in these elections.

Please feel free to call me on either (02) 9220 0970 or 0419 413 577.

Yours faithfully,

A handwritten signature in black ink, appearing to read 'John Cahill', is written over a dark, stylized background that resembles the CPSU logo.

JOHN CAHILL
GENERAL SECRETARY

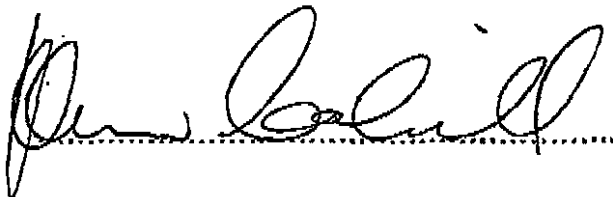
Statement and Notice of Prescribed Information under Regulation 16

I, John Cahill, NSW Branch Secretary of the CPSU/SPSF Group New South Wales Branch, make the following statement:

I am the NSW Branch Secretary of the CPSU/SPSF Group New South Wales Branch,

I am authorised to lodge the following prescribed information concerning forthcoming elections in the NSW Branch of the CPSU/SPSF Group New South Wales Branch, and

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



Signed: John Cahill, NSW Branch Secretary of the CPSU/SPSF Group NSW Branch

Dated: 24th September, 2004

Offices/Positions

A	Vice President (1)
	NSW Branch Representative on Federal Executive – from the Branch Delegates to Federal Council (1)
	Branch Delegates to Federal Council (10)
	Sub-Branch Delegate to Federal Council (1)

Reasons for Election:

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

New Branch Councillors were declared elected on 12th August, 2004.

The electorate for collegiate electoral system is by and from the Branch Council (totalling 10 persons) and the Sub-Branch (totalling 3 persons).

Nominations open:

Nominations close:

For offices to be elected by collegiate election - at the first Branch Council meeting.

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

54B - ELECTION OF DELEGATES TO FEDERAL COUNCIL

- F. Nominations for elections under this rule shall when necessary be called by such means as will give reasonable notice to those persons eligible to accept nomination to any such office at least fourteen (14) days prior to the date on which nominations close. Publication by notice in a daily newspaper circulating in the State or States in which members reside shall be deemed to be reasonable notice. Nominations shall be called by the Branch Returning Officer who shall fix the date on which nominations close and the dates between which the ballot if any shall be conducted.
- G. Nominations shall be in writing and shall be signed by the person accepting nomination and two members of the Branch proposing them and specifying the office or offices for which they are being nominated.
- H. Where a special sub-branch exists in a Branch and the rules of the Branch provide for the election of a Branch Assistant Secretary from the special sub-branch, then sub-rules B and D to G inclusive shall apply to the election of other Assistant Secretaries by financial members who are not members of the special sub-branch and in those sub-rules all references to members shall be taken to refer to members who are not members of the special sub-branch and all references to the Branch shall be taken to refer to that part of the Branch which is composed of members who are not members of the special sub-branch.
- I. Where any office is to be elected by and from the delegates to Branch Council then Sub-rules E, F and G of this Rule shall not apply to that election. Sub-rules B to H inclusive of Rule 54B shall, mutatis mutandis, apply to that election.

54B - ELECTION OF DELEGATES TO FEDERAL COUNCIL

- A. Each Branch shall elect delegates to Federal Council two-yearly by secret ballot of the members of the Branch Council.

The persons eligible to accept nomination for election as delegate to Federal Council shall be the members of the Branch Council.
- B. Each election under this rule shall be conducted so that the result is declared not earlier than the 1st of June and not later than the 25th of August in each even-numbered year.
- C. Nominations for election of delegates to Federal Council shall be called by notification of all members of the Branch Council at least 14 days prior to the first meeting of the Branch Council after each two-yearly election of delegates to Branch Council. Nominations shall be called for by the Branch Returning Officer or a person appointed in accordance with Rule 53F of these rules.
- D. Nominations shall be in writing and shall be signed by the member of the Branch Council accepting nominations, and by two other members of Branch Council proposing the member and specifying that they are being nominated as a Delegate to Federal Council.
- E. Nominations shall close at 6pm on the first day of each Branch Council meeting at which an election is necessary. The Returning Officer shall advise Council at the opening of the Council meeting of the nominations received by him at that time. If the Returning Officer conducting the election finds nominations to be defective, the Returning Officer shall, before rejecting the nomination, notify the person concerned of the defect and, where it is practicable to do so, give the person the opportunity of remedying the defect before the election, but if not practicable because of the absence from the Branch Council of a member of Branch Council who had nominated or purported to nominate the person (there being no other member of the Branch Council who is prepared to nominate the person), or for other good cause shown to the satisfaction of the Returning Officer, within 7 days after the person's being so notified.

55A - ELECTION OF FEDERAL SECRETARY

- F. If the number of valid nominations received does not exceed the number of delegates to be elected in accordance with these rules the Returning Officer shall declare those persons elected.
- G. If the number of valid nominations received exceeds the number of delegates to be elected the Returning Officer shall forthwith subject to the provisions of this rule dealing with absent voting, proceed to hold a secret ballot of the whole of the membership of Branch Council in accordance with these rules. The Returning Officer shall declare the result of such ballot immediately the counting of votes is concluded.
- H. Any member of the Branch Council who will not be present at the meeting at which an election for delegates to Federal Council is to be held may prior to the close of nominations lodge with the Returning Officer or Branch Secretary a request for an absent vote in respect of the election, which request shall specify the address where the absent vote may be delivered. Where it is not possible to complete the election at the relevant meeting of Branch Council because of the request for, and issue of, an absent vote, the Returning Officer shall not count any votes or declare the result of the election until the member or members to whom absent votes have been issued have had such reasonable opportunity to vote as is determined by the Returning Officer. In any case where it is not practicable to hold the election at the meeting of Branch Council because of the right of a candidate to remedy the defect in terms of sub-Rule E hereof, such election shall be carried out as a secret postal ballot of all members of Branch Council.
- I. Where a special sub-branch exists in a Branch and the rules of the Branch provide for the election of a Branch Delegate to Federal Council from the special sub-branch, then:
- (i) sub-rules A to I inclusive shall apply to the election of other Delegates to Federal Council from the Branch and for the purpose of that election all references in those sub-rules to members of the Branch Council shall be taken to refer to members of the Branch Council who are not members of the special sub-branch and all references to the Branch Council shall be taken to refer to that part of the Branch Council which is composed of members who are not members of the special sub-branch, and
 - (ii) sub-rules A to I inclusive shall apply to the election of the Delegate to Federal Council from the special sub-branch and for the purpose of that election all references in those sub-rules to members of the Branch Council shall be taken to refer to members of the Branch Council who are members of the special sub-branch and all references to the Branch Council shall be taken to refer to that part of the Branch Council which is composed of members who are members of the special sub-branch.

55A - ELECTION OF FEDERAL SECRETARY

- A. The Federal Secretary shall be elected four yearly by secret post ballot of the whole of the financial membership of the Group. Any person shall be eligible to accept nomination for election.
- B. Each election under this rule shall be conducted so that the result is declared not earlier than the 1st of June and not later than the 25th of August in an even-numbered year.
- C. Nominations for elections under this rule shall when necessary be called by publication of a notice in a daily newspaper or newspapers circulating in all States at least twenty-one (21) days prior to the date on which nominations close. Nominations shall be called by the Federal Returning Officer who shall fix the date on which nominations close and the dates between which the ballot if any shall be conducted.
- D. Nominations shall be in writing and shall be signed by the person accepting nomination and two members of the Federal Council proposing them and specifying the office for which they are being nominated.

55C - ELECTION OF FEDERAL PRESIDENT AND DETERMINATION OF SENIORITY OF FEDERAL VICE-PRESIDENTS

55B - ELECTION OF FEDERAL VICE-PRESIDENTS AND BRANCH REPRESENTATIVES ON BRANCH EXECUTIVE

- A. The Federal Vice-President and the Branch representative on the Federal Executive from each Branch shall be elected two yearly by secret postal ballots of the delegates to Federal Council from that Branch. The persons eligible to accept nomination for election as Vice-President from each Branch and as Branch Representative on the Federal Executive from each Branch shall be the delegates to the Federal Council from the Branch concerned.

Nominations for Federal Vice-President and for Branch Representative on the Federal Executive shall be in writing and shall be signed by the Member of Federal Council accepting nomination and by one other member of Federal Council proposing them.

- B. Nominations for each of the positions of Vice-President and Branch Representative on the Federal Executive shall be called by notification to all members of Federal Council from the Branch as soon as practicable after they take office. Nominations shall be called for by the Branch Returning Officer or a person appointed in accordance with Rule 53F of these Rules who shall fix the date on which nominations close and the dates between which the Ballot, if any, shall be conducted. Nominations shall close on a date at least 14 days but not more than 28 days after the notification.

55C - ELECTION OF FEDERAL PRESIDENT AND DETERMINATION OF SENIORITY OF FEDERAL VICE-PRESIDENTS

- A. The Federal President shall be elected two yearly by secret ballot of the Federal Councillors held in accordance with these Rules.

- B. The persons eligible to accept nomination for election as Federal President shall be the Federal Vice-Presidents.

Nominations shall be in writing and shall be signed by the Federal Vice-President accepting nomination, and by two other members of Federal Council. Nominations shall be called as soon as practicable after completion of the elections for Federal Vice-President. Nominations shall be called for by the Federal Returning Officer or a person appointed in accordance with Rule 53E of these Rules who shall fix the date on which nominations close and the dates between which the ballot, if any, shall be conducted. Nominations shall close on a date at least 14 days, but not more than 28 days after the notification.

The order of seniority of the remaining Vice-Presidents shall be fixed by agreement between the Vice-Presidents, advised in writing to the President or the Chair of a Federal Council Meeting.

If the election of Federal President is declared before the ordinary two-yearly Federal Council Meeting and no agreement has been received by the time item (xiv) of the Council's agenda is reached, the Federal Council may determine the order.

If the election of Federal President is declared during or after the Ordinary two-yearly Federal Council Meeting and no agreement is advised to the President within two weeks of the declaration, the Federal Council may determine the order by postal ballot. In this case:

- (a) the Federal President shall within four weeks of the declaration advise all Federal Officers that no agreement was advised within two weeks of the declaration;

Workplace Relations Act 1996
s.189 of Schedule 1B - arrangement for conduct of an election

CPSU, the Community and Public Sector Union
(E2004/291)

T NASSIOS
DEPUTY INDUSTRIAL REGISTRAR

MELBOURNE, 6 OCTOBER 2004

Arrangement for conduct of election.

DECISION

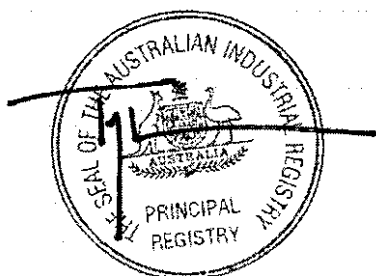
[1] On 6 October 2004 the New South Wales Branch of the SPSF Group of the abovenamed organisation lodged in the Industrial Registry prescribed information in relation to an election for the following offices:

Branch Delegates to Federal Council (10) (elected by and from members of Branch Council excluding members of Branch Council who are members of Sub-Branch No.1)

Branch Delegate to Federal Council (1) (elected by and from members of Branch Council who are members of Sub-Branch No.1)

Federal Vice-President
Branch Representative on Federal Executive

[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 Schedule 1B of the Workplace Relations Act 1996, I am making arrangements for the conduct of the election by the Australian Electoral Commission.



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CPSU, the Community and Public Sector Union, SPSF Group

Stage 2 - Delegates to Federal Council

DECLARATION OF RESULTS

Results of the election for the following offices conducted in accordance with the provisions of the Workplace Relations Act 1996 and the rules of the organisation

E2004/291

Branch Council

Branch Delegate to Federal Council (excluding Sub-Branch No. 1) (10)

Candidates

CAHILL, John
HARRIS, Adrienne
LEWIS, Ayshe
MCGUIRE, Cheryl Dianne
MCKELLAR, Desmond John
O'BRIEN, Shane
PARISSI, Leon
TURNER, Stephen
WALSH, Suzanne
WEBB, Brian Cyril

Branch Delegate to Federal Council (Sub-Branch No. 1) (1)

Candidate

GRIFFIN, David

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

Robert Buchanan
Returning Officer

**CPSU, the Community and Public Sector Union, SPSF
Group**

Federal Vice President & Branch Representative on Branch Executive

DECLARATION OF RESULTS FOR UNCONTESTED OFFICES

Results of the election for the following offices conducted in accordance with the provisions of the Workplace Relations Act 1996 and the rules of the organisation

E2004/291

Delegates to Federal Council

Federal Vice-President

Candidate

CAHILL, John

Branch Representative on Federal Executive

Candidate

WALSH, Suzanne

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

Robert Buchanan
Returning Officer