

## Workplace Relations Act 1996 – Schedule 1

### RETURNING OFFICER - POST ELECTION REPORT

**Client:** Community and Public Sector Union, SPSF Group Tasmanian Branch

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**AIR contact officer:** Lynette Markovski

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#### ELECTIONS COVERED IN THIS REPORT

**Election Decision No/s:** E2006/93

**Election:** Branch Elections – Stage 1  
Branch Reps to Federal Council - Stage 2  
Branch Reps to Federal Executive – Stage 3

**Returning Officer:** Michael Horwood

#### RULES

**Rules used for elections Rule ID:** [090V-SPSF: Incorporates alterations of 14/11/2005][In matter No 2005/329]

**Rule/s re eligibility to vote:** 57E, 57F

**Rules difficult to apply/interpret:**

**Model Rule reference (if any):**

**Legal precedents considered:**

**Action taken under section 193 of RAO Schedule:**

#### ROLL OF VOTERS

|   |     |       |     |       |
|---|-----|-------|-----|-------|
| <b>Total number of voters on the roll</b>     | 803 |       | 394 |       |
| <b>Number of private addresses</b>            | 769 | 95.8% | 383 | 97.2% |
| <b>Number of apparent workplace addresses</b> | 34  | 4.2%  | 11  | 2.8%  |
| <b>Number of non-current addresses</b>        | 11  | 1.4%  | 7   | 1.8%  |

#### ALLEGATIONS OF IRREGULARITIES RECEIVED

There were no written complaints or allegations of irregularities

#### ATTACHMENTS

- A)** Declaration of Results for Uncontested Offices Stage 1
- B)** Declaration of Results for Contested Offices Stage 1
- C)** Declaration of Results for Uncontested Offices Stage 2
- D)** Declaration of Results for Uncontested Offices Stage 3

Michael Horwood  
Returning Officer  
18 October 2006

**CPSU, the Community and Public Sector Union, SPSF  
Group  
Federal Positions (Stage 3)**

**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.

E2006/93

**Delegates to Federal Council**

**Federal Vice-President**

No nomination was received

**Branch Representative on Federal Executive**

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.

Michael Horwood  
Returning Officer

17 October 2006

**CPSU, the Community and Public Sector Union, SPSF  
Group  
Federal Positions (Stage 3)**

**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.

E2006/93

**Delegates to Federal Council**

**Federal Vice-President**

No nomination was received

**Branch Representative on Federal Executive**

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.

Michael Horwood  
Returning Officer

17 October 2006

**CPSU, the Community and Public Sector Union, SPSF  
Group  
Branch Council Delegates (Stage 2)**

**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.

E2006/93

**Branch Council**

**Executive Councillor (3)**

Candidates

BARR, Bruce Harold  
FAULKS, Rosmyn Joy  
RANSLEY, Grant David

**Delegate to Federal Council (4)**

Candidates

BARR, Bruce Harold  
JOHNSTON, Mathew  
JONES, Lindsay Scott  
LYNCH, Thomas Gerard

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

Michael Horwood  
Returning Officer  
29 September 2006

**CPSU, the Community and Public Sector Union, SPSF  
Group  
Branch Offices (Stage 1)**

**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.

E2006/93

**Tasmanian Branch**

**Branch President**

Candidate

JONES, Lindsay

**Branch Vice President (2)**

Candidates

DETTWILLER, Pascale

MURPHY, Leigh

**Branch Treasurer**

No nomination was received

**Delegate to Branch Council Electorate 1**

Candidate

FLELLO, Jason Russell

**Delegate to Branch Council Electorate 3**

Candidate

KENNY, Allan Christopher

**Delegate to Branch Council Electorate 4**

No nomination was received

**Delegate to Branch Council Electorate 6 (5)**

Candidates

BARR, Bruce Harold

MITCHELL, Christine Sharon

TRELOGGEN, Christine

No further nominations were accepted

**Delegate to Branch Council Electorate 7 (2)**

No nominations were received

**Delegate to Branch Council Electorate 9**

No nomination was received

**Delegate to Branch Council Electorate 10**

No nomination was received

**Delegate to Branch Council Electorate 11**

No nomination was received

**Delegate to Branch Council Electorate 12**

Candidate

DOWIE, Andrew

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

Michael Horwood  
Returning Officer

24 August 2006



Community and Public Sector Union  
State Public Services Federation Group, Tasmanian Branch

## Statement and Notice of Prescribed Information under Regulation 136.

I, **Thomas Gerard Lynch**, Branch Secretary of the Community & Public Sector Union (State Public Services Federation Group, Tasmanian Branch), make the following statement:

**THAT** I am the Branch Secretary of the Community & Public Sector Union (State Public Services Federation Group, Tasmanian Branch).

**THAT** I am authorised to lodge the following prescribed information concerning forthcoming elections in the Community & Public Sector Union (State Public Services Federation Group Tasmanian Branch), and

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

Signed:

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

Tom Lynch  
Branch Secretary  
Community & Public Sector Union  
(State Public Services Federation Group, Tasmanian Branch),

Declared...Hobart..on the ... *fourth* ...day of...*June*...2006.

**Registered Office**  
157 Collins Street, Hobart 7000  
GPO Box 54, HOBART 7001

## Offices/Positions

|          | Office                             | Voting System        | Term | No. |
|----------|------------------------------------|----------------------|------|-----|
| <b>A</b> | Branch President                   | Direct Voting System | 2 yr | 1   |
|          | Branch Vice Presidents             | Direct Voting System | 2 yr | 2   |
|          | Branch Treasurer                   | Direct Voting System | 2 yr | 1   |
| <b>B</b> | Delegates to Branch Council        | Direct Voting System | 2 yr | 18  |
| <b>C</b> | Executive Councillors              | Collegiate           | 2 yr | 3   |
|          | Branch delegate to Federal Council | Collegiate           | 2 yr | 4   |
| <b>D</b> | Federal Vice President             | Collegiate           | 2 yr | 1   |
|          | Branch rep to Federal Executive    | Collegiate           | 2 yr | 1   |

The rules of the CPSU require all elections to be conducted under the Proportional Preferential System.

### Reasons for election.

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

### Elected by:

The electorate for the direct voting system for offices marked A is all financial members of the Branch.

The electorate for the direct voting system for offices marked B is all financial members of the relevant electorate (see table below).

The electorate for the collegiate electoral system for offices marked C is members of the Branch Council (totalling a maximum of 18 persons).

The electorate for the collegiate electoral system for offices marked D is the Branch delegates to Federal Council (totalling 4 persons).

### Nominations open:

The rules of the Branch require that this election be conducted such that the result is declared not earlier than the 1<sup>st</sup> of May and not later than the 30<sup>th</sup> June in each even-numbered year. The Branch Council has resolved that the elections should be conducted at the earliest opportunity in accordance with the rules.

The election will need to be held in three stages as the electorate for offices marked C is not known until the election of offices marked A & B is declared and the electorate for offices marked D is not known until the election of offices marked C is declared.

In all cases the cut off date for the roll of eligible voters will be 7 days prior to the opening of nominations.



## **Electorates.**

The membership of the Branch is allocated into electorates according to Branch rule 9.

- 9.1 The members of the Branch shall be allocated to electorates to be known as Electorate 1, Electorate 2, Electorate 3, Electorate 4, Electorate 5, Electorate 6, Electorate 7, Electorate 8, Electorate 9, Electorate 10 Electorate 11 and Electorate 12.
- 9.2 **Electorate 1** shall be known as the **Higher Education Electorate** and shall consist of all members who are employed in or by a body which the Branch Council declares to be a Higher Education Body.
- 9.3 **Electorate 2** shall be known as the **Health Electorate** and shall consist of all members who are employed in or by a body which the Branch Council declares to be a Health Body.
- 9.4 **Electorate 3** shall be known as the **Government Service Electorate** and shall consist of all members employed in or by a body which Branch Council declares to be a Government Service body.
- 9.5 **Electorate 4** shall be known as the **Treasury Electorate** and shall consist of all members employed in or by a body which Branch Council declares to be a Treasury body.
- 9.6 **Electorate 5** shall be known as the **Justice Electorate** and shall consist of all members employed in or by a body which Branch Council declares to be a Justice body.
- 9.7 **Electorate 6** shall be known as the **School Education and Libraries Electorate** and shall consist of all members employed in or by a body which Branch Council declares to be a School Education or library body.
- 9.8 **Electorate 7** shall be known as the **Primary Industry, Information & Land Services Electorate** and shall consist of all members employed in or by a body which Branch Council declares to be a Primary Industry, Information or Land Services body.
- 9.9 **Electorate 8** shall be known as the **Technical Education Electorate** and shall consist of all members employed in or by a body which Branch Council declares to be a Technical Education body.
- 9.10 **Electorate 9** shall be known as the **Tourism Electorate** and shall consist of all members employed in or by a body which Branch Council declares to be a Tourism body.
- 9.11 **Electorate 10** shall be known as the **Resources Electorate** and shall consist of all members employed in or by a body which Branch Council declares to be a Resources body.

9.12 **Electorate 11** shall be known as the **Business Enterprise Electorate** and shall consist of all members employed in or by a body which Branch Council declares to be a Business Enterprise body.

9.13 **Electorate 12** shall be known as the **Emergency Services Electorate** and shall consist of all members employed in or by a body which Branch Council declares to be an Emergency Service body.

The Branch Council has made the following declaration assigning bodies of members to electorates:

**Higher Education Bodies.**

- University of Tasmania

**Health Bodies**

- Department of Health & Human Services

**Government Bodies**

- Department of Premier & Cabinet
- Department of Economic Development
- Government House
- Parliament House
- Legislative Council
- Ministerial Staff
- Unions Tasmania
- CPSU Staff and Officers

**Treasury Bodies**

- Department of Treasury & Finance
- Tasmanian Audit Office
- Public Trustee
- Retirement Benefits Fund Board

**Justice Bodies**

- Department of Justice
- Workplace Standards

**School Education and Library Bodies**

- Department of Education

### **Primary Industry, Information & Land Service Bodies.**

- Department of Primary Industry and Water
- Hobart Water
- Esk Water
- Cradle Coast Water

### **Technical Education Bodies**

- TAFE Tasmania

### **Tourism Bodies**

- Department of Tourism and the Arts
- Port Arthur Historic Site Management Authority

### **Resources Bodies**

- Department of Infrastructure, Energy and Resources
- Pitt & Sherry
- Marine and Safety Tasmania
- Private Forests Tasmania

### **Business Enterprise Bodies**

- TOTE Tasmania
- Forestry Tasmania
- Printing Authority
- Tasmanian Building and Construction Training Board

### **Emergency Services Bodies**

- Department of Police and Public Safety
- Tasmanian Fire Service
- State Emergency Service
- Tasmanian Ambulance Service

Branch rule 8 provides that one Councillor will represent each electorate on Branch Council for each 300 members or part thereof. Branch rule 9.14 provides that the minimum size of an electorate is 150 members. Rule 12H of the Federal Chapter C rules provides that electorates are determined from the financial members as at 31<sup>st</sup> December in the year preceding the election.

As at 31 December 2005 the number of members in Electorate 8 – Technical Education Electorate was less than 150. Under Branch Rule 9.14, Branch Council has therefore allocated these members to Electorate 6 – Schools & Libraries Electorate.

After allocation of the members from Electorate 8 to Electorate 6 the details of financial members of each electorate as at 31 December 2005 and therefore the number of Councillor positions for each electorate is as follows:

| <b>Electorate</b> | <b>Financial members</b> | <b>Council positions</b> |
|-------------------|--------------------------|--------------------------|
| <b>1</b>          | <b>164</b>               | <b>1</b>                 |
| <b>2</b>          | <b>820</b>               | <b>3</b>                 |
| <b>3</b>          | <b>280</b>               | <b>1</b>                 |
| <b>4</b>          | <b>181</b>               | <b>1</b>                 |
| <b>5</b>          | <b>325</b>               | <b>1</b>                 |
| <b>6</b>          | <b>1379</b>              | <b>5</b>                 |
| <b>7</b>          | <b>567</b>               | <b>2</b>                 |
| <b>8</b>          | <b>nil</b>               | <b>nil</b>               |
| <b>9</b>          | <b>361</b>               | <b>1</b>                 |
| <b>10</b>         | <b>273</b>               | <b>1</b>                 |
| <b>11</b>         | <b>188</b>               | <b>1</b>                 |
| <b>12</b>         | <b>227</b>               | <b>1</b>                 |
| <b>Total</b>      | <b>4765</b>              | <b>18</b>                |

**CPSU, the Community and Public Sector Union**  
(E2006/93)

T. NASSIOS  
ACTING INDUSTRIAL REGISTRAR

MELBOURNE, 9 JUNE 2006

*Arrangement for conduct of election.*

**DECISION**

[1] On 10 March and 5 June 2006, the Tasmanian Branch of the SPSF Group of the abovenamed organisation lodged in the Industrial Registry the prescribed information in relation to an elections for the following offices:

Branch President  
Branch Vice-Presidents (2)  
Branch Treasurer  
Delegates to Branch Council from the following electorates:  
Electorate 1 (1)  
Electorate 2 (3)  
Electorate 3 (1)  
Electorate 4 (1)  
Electorate 5 (1)  
Electorate 6 (5)  
Electorate 7 (2)  
Electorate 9 (1)  
Electorate 10 (1)  
Electorate 11 (1)  
Electorate 12 (1)

Executive Councillors (3)  
Branch Delegates to Federal Council (4)  
Federal Vice-President  
Branch Representative to 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 1 of the Workplace Relations Act 1996, I am making arrangements for the conduct of the elections by the Australian Electoral Commission.

