

**CPSU, the Community and Public Sector Union, SPSF Group
Western Australian Branch Casual Vacancies Election E2012/380**

DECLARATION OF RESULTS FOR UNCONTESTED AND CONTESTED OFFICES

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.

Total number of persons on the roll of voters	1434
Ballot papers issued	1434
Duplicate ballot papers issued	0
TOTAL BALLOT PAPERS ISSUED	1434
Ballot papers / envelopes returned for scrutiny	188
Less ballot papers / envelopes rejected at preliminary scrutiny	4
Adjusting Balance	0
TOTAL BALLOT PAPERS ADMITTED TO SCRUTINY	184
Percentage of ballot papers returned to number issued	13%
Ballot papers returned as unclaimed mail	21
Ballot papers not returned	1225

Proxy Branch Councillor -Child Protection (3)

<u>Candidates</u>	<u>First Preference Votes</u>	<u>Votes</u>
BUDISELIK, Morag	29	38
CHERNYSH, Judith	47	47
JAHAN, Nadia	32	48
BOHM, Anette Ilse-margret	70	45
Exhausted Votes		0
Loss/Gain by Fraction		0
Total votes	178	178
Formal ballot papers	178	178
Informal ballot papers	6	6

I declare Anette Ilse-margret Bohm, Judith Chernysh and Nadia Jahan elected.

Branch Councillor- Attorney General (2)

Candidates

KONIG, Ursula
SPRAY, Derek

I declare Ursula Konig and Derek Spray elected.

Proxy Branch Councillor- Attorney General (2)

Candidates

No candidates elected.

Proxy Branch Councillor-Commerce

Candidates

No nomination was received

No candidates elected.

Branch Councillor - Corrective Services (2)

Candidate

MAYERHOFER, Kurt

I declare Kurt Mayerhofer elected.
No other nominations received.

Proxy Branch Councillor-Corrective Services (3)

Candidate

No candidates elected.

Branch Councillor-Culture, Arts and Parks

Candidate

No nomination was received

No candidates elected.

Proxy Branch Councillor- Culture, Arts and Parks

Candidate

No nomination was received

No candidates elected.

Proxy Branch Councillor - Dental Health Services

Candidate

No nomination was received

No candidates elected.

Branch Councillor-Development and Recreation

Candidate

No nomination was received

No candidates elected.

Proxy Branch Councillor-Development and Recreation

Candidate

No nomination was received

No candidates elected.

Branch Councillor - DSC (3)

Candidate

TERRELL, Ronald

I declare Ronald Terrell elected.
No other nominations received.

Proxy Branch Councillor - DSC (3)

Candidate

No candidates elected.

Branch Councillor - Education and Training (2)

Candidates

BROWNER, Rick
CORBITT, Cathy

I declare Rick Browner and Cathy Corbitt elected.

Proxy Branch Councillor - Education and Training (2)

Candidates

No candidates elected.

Branch Councillor - Environment (2)

Candidates

No candidates elected.

Proxy Branch Councillor - Environment (2)

Candidates

No candidates elected.

Branch Councillor - Fisheries and Water

Candidate

ISLAM, Mohammad Ali

I declare Mohammad Ali Islam elected.

Proxy Branch Councillor - Fisheries and Water

Candidate

No nomination was received

No candidates elected.

Branch Councillor - Housing

Candidate

No nomination was received

No candidates elected.

Proxy Branch Councillor - Housing (2)

Candidate

No candidates elected.

Proxy Branch Councillor - Industry and Resources

Candidate

No nomination was received

No candidates elected.

Branch Councillor - Institutes of Technology

Candidate

No nomination was received

No candidates elected.

Proxy Branch Councillor - Institutes of Technology (2)

Candidate

No candidates elected.

Branch Councillor-Landgate

Candidate

No nomination was received

No candidates elected.

Proxy Branch Councillor-Landgate

Candidate

No nomination was received

No candidates elected.

Branch Councillor - Main Roads and Development

Candidate

SUTHERLAND, Gregory

I declare Gregory Sutherland elected.

Proxy Branch Councillor - Main Roads and Development

Candidate

No nomination was received

No candidates elected.

Branch Councillor - Police Services

Candidate

WHITE, Melane

I declare Melane White elected.

Proxy Branch Councillor - Police Services

Candidate

PEARSON, Brett Edwin

I declare Brett Edwin Pearson elected.

Proxy Branch Councillor - Policy and Administration

Candidate

No nomination was received

No candidates elected.

Proxy Branch Councillor - Primary Industry

Candidate

No nomination was received

No candidates elected.

Proxy Branch Councillor-Regulation and Insurance

Candidate

No nomination was received

No candidates elected.

Branch Councillor - Schools and Regions (3)

Candidate

No candidates elected.

Proxy Branch Councillor - Schools and Regions (4)

Candidate

No candidates elected.

Branch Councillor-Social Services

Candidate

No nomination was received

No candidates elected.

Proxy Branch Councillor-Social Services

Candidate

No nomination was received

No candidates elected.

Proxy Branch Councillor-Transport and Planning

Candidate

No nomination was received

No candidates elected.

Branch Councillor-Treasury and Finance

Candidate

No nomination was received

No candidates elected.

Proxy Branch Councillor-Treasury and Finance

Candidate

No nomination was received

No candidates elected.

Branch Councillor - Universities

Candidate

No nomination was received

No candidates elected.

Proxy Branch Councillor - Universities

Candidate

No nomination was received

No candidates elected.

Simon Bulloch
Returning Officer
Australian Electoral Commission
4 February 2013

Post Election Report For:

Election E No 2012/380

I refer to the above election for your organisation.

Section 197(1) of the Fair Work (Registered Organisations) Act 2009 requires the AEC to provide a written report on the conduct of the election to the General Manager and to the organisation or branch for whom the election was conducted. A copy of the report in relation to this election is attached.

Section 198 of requires that if an organisation or branch is given a post election report under section 197 that identifies a rule that was difficult to interpret or apply, the organisation or branch must, within 30 days, give a written response to the AEC on that aspect of the report. The response must specify whether the organisation or branch intends to take any action in relation to the rule, and if so, what action it intends to take.

If the attached Report identifies a rule that was difficult to interpret or apply, you should forward your response to the AEC by email to industrial.elections@aec.gov.au within thirty days of the date of the report.

Section 198 and the regulations also require an organisation to make the post election report and the organisation's response to the report (if applicable) available to members.

Further, Regulation 141(4) of the Fair Work Regulations 2009 requires an organisation or branch to publish a notice on its web site advising members that a copy of the post election report is available upon request. If a website is not available, publishing a notice in a journal or newsletter would be considered appropriate.

Please contact me if you wish to clarify any aspect of this report.

Simon Bulloch
Returning Officer

Election Services-WA State Office
Level 3, 111 St Georges Terrace PERTH WA 6000
PO Box A16, PERTH WA 6001
Tel: (08) 6363 8011 Fax: (08) 6363 8052

Fair Work (Registered Organisations) Act 2009
POST ELECTION REPORT

Client: CPSU- SPSF WA Branch

Contact details: Toni Walkington

Email:
Tel: 08 9323 3800

FWA contact officer: Christine Walker

Email: christine.walker@fwa.gov.au
Tel: 03 8661 7775

ELECTION/S COVERED IN THIS REPORT

Election Decision No/s: E2012/380

RULES

Rules used for the election: [090VSPSF: Incorporates alterations of 14/11/2005] [R2005/329]
replaces rulebook dated 5/7/2004

[090V-WAS: Incorporates alterations of 28/07/2011 (R2011/132)]
replaces rulebook dated 9/11/06

Rules difficult to apply/interpret: Nil

Model Rule reference (if any): N/A

ROLL OF VOTERS

The roll of voters was supplied by the CSPU_SPSF Wa And used for this election.

IRREGULARITIES

Details of written allegations of irregularities, Nil
and action taken by AEC:

Other irregularities identified, and action taken: Nil

ATTACHMENTS

Declaration of Results for Contested and Uncontested Offices

Simon Bulloch
Returning Officer



FAIR WORK
AUSTRALIA

DECISION

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

CPSU, the Community and Public Sector Union
(E2012/380)

LINTON DUFFIN

MELBOURNE, 5 NOVEMBER 2012

Arrangement for conduct of election.

[1] On 3 October 2012 the Western Australian Branch of the CPSU, the Community and Public Sector Union-SPSF Group lodged with Fair Work Australia the prescribed information in relation to an election for the following offices for the remainder of the term due to insufficient nominations in E2012/235:

Branch Councillors	24	(see Attachment A)
Proxy Branch Councillors	38	(see Attachment A)

[2] On the same date, the Branch lodged with Fair Work Australia the prescribed information in relation to an election to fill casual vacancies for the remainder of the term of office in the following offices:

Branch Councillor –Police electorate	(see Attachment A)
Proxy Branch Councillor–Commerce electorate	(see Attachment A)

[3] 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 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
FAIR WORK AUSTRALIA

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ATTACHMENT A

Name of Electorate	Branch Councillors	Proxy Councillors
Attorney-General	2	2
Child Protection		3
Commerce		1
Corrective Services	2	3
Culture, Arts and Parks	1	1
Dental Health Services		1
Development and Recreation	1	1
DSC	3	3
Education and Training	2	2
Environment	2	2
Fisheries & Water	1	1
Housing	1	2
Industry and Resources		1
Institutes of Technology	1	2
Landgate	1	1
Main Roads and Development	1	1
Police Services	1	1
Policy & Administration		1
Primary Industry		1
Regulation and Insurance		1
Schools & Regions	3	4
Social Services	1	1
Transport and Planning		1
Treasury and Finance	1	1
Universities	1	1



Community & Public Sector Union
Civil Service Association of WA

Community & Public Sector Union
SPSF Group, WA Branch
Civil Service Association of WA Inc

www.cpsucsa.org

UnionLink: 1300 733 800

Email: help@cpsucsa.org

Reception: 08 9323 3800

Fax: 08 9323 3878

Address: 445 Hay St, Perth WA 6000

Mail: PO Box X2252, Perth WA 6847

ABN: 78 678 313 448

FAIR WORK (REGISTERED ORGANISATIONS) ACT 2009

IN THE MATTER OF THE CPSU, the
Community
and Public Sector Union, State Public
Services
Federation Group, Western Australia
Branch

AND

IN THE MATTER OF a request
pursuant to
Section 189 of the Act for conduct of
elections by the Australian Electoral
Commission

STATEMENT BY AUTHORISED OFFICER – REGULATION 138 (2)

I, TONI WALKINGTON, of 197 Washington Street, Victoria Park in the State of Western Australia, Union Official, state that I am the Branch Secretary of the CPSU, the Community and Public Sector Union, State Public Services Federation Group, Western Australia Branch and am duly authorised to sign this statement that the information in the accompanying document is being lodged in accordance with section 189 (1) of the Act.

DATED 30 October 2012

SIGNED

Toni Walkington
Branch Secretary
Community and public Sector Union, SPSF Group
Western Australian Branch

FAIRWORK (REGISTERED ORGANISATIONS) ACT 2009

FAIRWORK AUSTRALIA

REQUEST PURSUANT TO SECTION 189 TO ARRANGE FOR THE CONDUCT OF ELECTIONS BY THE AUSTRALIAN ELECTORAL COMMISSION

PRESCRIBED INFORMATION

The following information is lodged in accordance with section 189 of the Act.

The following casual Branch Councillor vacancies arise from the recent series of Branch elections concluded in September 2012 (Ref E2012/235). Pursuant to Rule 56 of the CPSU, the Community and Public Sector Union; Chapter C - SPSF Group Rules, the election for these vacant positions is to be run in the same form and manner as the original elections.

1. OFFICES

An election is required for the following offices of the Community and Public Sector Union, SPSF Group, WA Branch:

(a) Offices of Councillor and Proxy Councillor

- (i) 25 Branch Councillor offices; and
- (ii) 39 Proxy Branch Councillor offices

The Attachment specifies the electorates for all offices of Councillor and Proxy Councillor. The previous recent elections filled some, but not all those offices. In consequence, the Attachment also identifies the electorates where current casual vacancies exist.

Rule 10 subrule 10.1 of the CPSU, the Community and Public Sector Union; Chapter C - SPSF Group Western Australian Branch rules provides for the membership of the Branch to be divided in Electorates consisting of such members as is determined by the Branch Council from time to time.

Sub rule 10.2 provides that an Electorate may consist of all or some members employed by an employer or a number of employers and the minimum number of members who may constitute an Electorate shall be 250 financial members.

Rule 9 sub-rule 9.1 of the CPSU, the Community and Public Sector Union; Chapter C - SPSF Group Western Australian Branch rules provides that each Electorate will be represented on Branch Council by one Branch Councillor and one Proxy Branch Councillor for each 500 financial members or part thereof allocated to the Electorate as at 31st December in

the year preceding an election. This information (re: membership numbers) has been previously forwarded to you in consequence of E2012/235.

The Electorates and entitlements for number of offices of Branch Councillor and Proxy Branch Councillor are attached, as are the consequential casual vacancies post the original election.

Rule 10.3 provides that there shall be one or more Electorate(s) consisting of members employed in or by a public hospital, private hospital, nursing home, public dental clinic, area health service, community health service or psychiatric service; or employed in or by any department, or part of a department. Council Electorate "Dental Health & Health Services" consists of members employed in the Department of Health, public dental clinics, school dental centres, psychiatric services and a number of allied health services.

Rule 10.4 provides that there shall be one or more Higher Education Electorate(s) consisting of all of members employed in or by a University, College of Advanced Education, a Department of Technical and Further Education, a College or Institute of Technical and Further Education. Council Electorates "Murdoch & Curtin University, "Universities: ECU, UWA & Notre Dame", and "TAFE College" consist of members employed in or by a University, College of Advanced Education, a Department of Technical and Further Education, a College or Institute of Technical and Further Education.

2. REASONS FOR ELECTIONS

The reason for these elections is that as follows:

(a) **Offices of Councillor and Proxy Councillor**

Rule 9 of the CPSU SPSF Group Rules Chapter C provides that each Branch Councillor and Proxy Branch Councillor shall be elected for a term of four years and provides that the election for each office shall be conducted so that the result is declared not earlier than 1st May and not later than 30th June in each even numbered year.

The original elections were duly declared by the AEC, resulting in a number of vacant Councillor and proxy positions. This occurred as the number of original nominees was less than the number of vacant positions

- (b) Due the resignation of Jacqueline Carmichael from position of Proxy Branch Councillor with the electorate of Commerce a casual vacancy exists.
- (c) Due the resignation of Gavin Richards from position of Branch Councillor with the electorate of Police a casual vacancy exists.

3. CONDUCT OF ELECTIONS

The CPSU, the Community and Public Sector Union; Chapter C - SPSF Group Western Australian Branch rules provide that every election shall be conducted in accordance with Chapter C the Federal Rules.

(a) Offices of Councillor and Proxy Councillor

Rule 33 sub rule 33.1 provides that every election required by the Branch rules shall be conducted in accordance with Chapter C the Federal Rules. Federal Rule 54A Election of Branch Officers and Delegates to Branch Council sub rule F provides that nominations for elections shall be called by such means as will give reasonable notice to those persons eligible to accept nomination at least fourteen (14) days prior to the date on which nominations close

Rule 56 sub rule 56 A advises that were the unexpired period of an office is more than three years, an election shall be conducted as far as practicable in the same manner as before.

4. VOTING SYSTEM

The system for voting for each of the offices is as follows:

(a) Branch Councillors & Proxy Councillors

The voting system to be employed is a direct voting system, and CPSU, SPSF Group Rule 57C provides that the election shall be by secret ballot and shall be conducted by the proportional preferential voting system as set out in the Schedule to the Group Rules.

5. NOMINATIONS OPEN

The system for voting for each of the offices is as follows:

(a) Part 1 – Branch Councillors & Proxy Councillors

Federal Rule 54A Election of Branch Delegates to Branch Council sub rule F provides that nominations for elections shall be called by such means as will give reasonable notice to those persons eligible to accept nomination at least fourteen (14) days prior to the date on which nominations close

Branch Council Electorates with Membership figures as at 31/12/2011

Name of Electorate	Councillor Positions Available	Proxy Councillor Positions Available	Name of Councillor Position Filled	Name of Proxy Councillor Position Filled	No Councillor Vacancies remaining	No Proxy Councillor Vacancies remaining
Attorney General	2	2			2	2
Child Protection	3	3	Michele Cohen		nil	3
			Ian Gorman			
			Graham Thompson			
Commerce	1	1	Sarah Haynes		nil	1
Corrective Services	3	3	Greg Lee		2	3
Culture, Arts and Parks	1	1			1	1
Dental Health Services	1	1	John Sherry		nil	1
Development and Recreation	1	1			1	1
DSC	3	3			3	3
Education and Training	2	2			2	2
Environment	2	2			2	2
Fisheries & Water	1	1			1	1
Health	1	1	Jo Dorai Raj	Andy Parnell	nil	nil
Housing	2	2	Grant Sutherland		1	2
Industry and Resources	1	1	Barry Healy		nil	1
Institutes of Technology	2	2	Lewis Stevens		1	2
Landgate	1	1			1	1
Main Roads and Development	1	1			1	1
Police Services	2	2	John Wrightson	Pauline Bombak	1	1
Policy & Administration	1	1	Guy Wroth		nil	1
Primary Industry	1	1	Phil Goulding		nil	1
Regulation and Insurance	1	1	Graeme McCullagh		nil	1
Schools & Regions	4	4	Denise Henden		3	4
Social Services	1	1			1	1
Transport and Planning	2	2	George Brown	Bob Hay	nil	1
			Glen Townsing			
Treasury and Finance	1	1			1	1
Universities	1	1			1	1
Water Industry	1	1	Tom Watson	Kevin Brooke	nil	nil
Total	43	43		Total	25	39

Total Councillors	86	86
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