

E2004/103



7 January 2004

The Industrial Registrar  
Australian Industrial Registrar  
Level 42  
Nauru House  
80 Collins Street  
MELBOURNE VIC 3001

Dear Registrar,


**Re: Statement and Notice of Prescribed Information under Regulation 136**

I, Anthony J Beck, National Secretary of the Finance Sector Union, make the following statement:

I am the National Secretary of the Finance Sector Union;

I am authorised to lodge the following prescribed information concerning forthcoming elections in the Finance Sector Union; and

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

  
A J Beck  
National Secretary  
Finance Sector Union

Dated 7 January, 2004

The names of the offices for which an election is required are:

- National President
- National Vice-President (Bank Employees Section/Insurance Employees Section)
- National Vice-President (Bank Employees Section/Insurance Employees Section) Women
- National Executive Delegates – Women - (3)

The qualifications for office are set out in Rule 33.2. The requirements for the election are set out in Rule 33.4.

For the office of National President, the electorate comprises Delegates to the National Conference as prescribed in Rule 33.1.1.1. For the offices of National Vice-President Bank Employees Section/Insurance Employees Section and National Vice-President Bank Employees Section/Insurance Employees Section Women, the electorate comprises Delegates to the National Conference as prescribed in rule 33.1.2.1 and in the offices of National Executive Delegates (Women) as prescribed by Rule 33.1.5.1.

We request that the elections for the above positions be held concurrently as soon as possible.

FINANCE  
SECTOR  
UNION OF  
AUSTRALIA

National Office  
341 Queen Street  
Melbourne  
Victoria 3000

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ABN 27 843 406 938

*All correspondence must  
be addressed to the  
Secretary*

E 2004/103

**FSU**  
Australia  
[www.fsunion.org.au](http://www.fsunion.org.au)

14 January 2004

The Industrial Registrar  
Australian Industrial Registrar  
Level 42  
Nauru House  
80 Collins Street  
MELBOURNE VIC 3000

Dear Registrar,

**Re: Statement and Notice of Prescribed Information under Regulation 138**

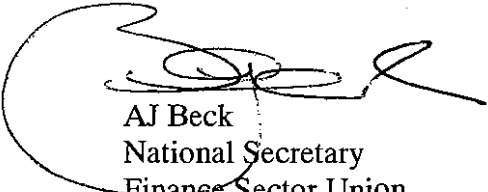
Following discussions between Paul Herrod and Léon Carter the FSU writes to provide additional information as requested in relation to Regulation 138. I would ask that you read this information in conjunction with my letter dated 7 January 2004.

I, Anthony J Beck, National Secretary of the Finance Sector Union, make the following statement:

I am the National Secretary of the Finance Sector Union;

I am authorised to lodge the following prescribed information concerning forthcoming elections in the Finance Sector Union; and

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



AJ Beck  
National Secretary  
Finance Sector Union

Dated 14 January 2004

138(1) (a)  
See letter dated 7 January 2004

138(1) (b)  
The reason for the election is that the terms of office for the positions are due to expire in the normal course of events

138(1) (c)  
See letter dated 7 January 2004

138(1) (d)  
See letter dated 7 January 2004

138(1) (e)

The union's rules (33.4.1) state that the National Returning Officer shall fix a date for the closing of nominations for the stated positions not less than three months prior to the next biennial meeting of National Conference, and that nominations shall be called for not less than one month before the date fixed for the closing of nominations.

The union's biennial National Conference will be held in July 2004.

138(1) (f)

The union's rules are currently silent on this matter, however the union lodged with the Registrar a set of rule changes to introduce a closing date for the roll on 12 January 2004.

138(1) (g)

The voting system to be used in all of these elections is the collegiate electoral system.

The terms of office for each of the stated positions is 2 years.

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

**Finance Sector Union of Australia**  
(E2004/103)

T NASSIOS  
DEPUTY INDUSTRIAL REGISTRAR

MELBOURNE, 15 JANUARY 2004

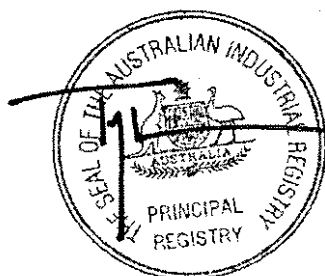
*Arrangement for conduct of election.*

**DECISION**

[1] On 12 and 14 January 2004 the abovenamed organisation lodged in the Industrial Registry prescribed information in relation to the following offices:

National President  
National Vice President (Bank Employees Section/Insurance Employees Section)  
National Vice President (Bank Employees Section/Insurance Employees Section) -  
Women  
National Executive Delegates - Women (3)

[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 elections by the Australian Electoral Commission.



# Australian Electoral Commission / AEC

Workplace Relations Act 1996 – Schedule 1B

## RETURNING OFFICER - POST ELECTION REPORT

<u>Client:</u>	Finance Sector Union of Australia		
<u>Contact details:</u>	AJ Beck National Secretary Finance Sector Union of Australia 341 Queen Street MELBOURNE VIC 3000	<u>Email:</u>	fsuinfo@fsunion.org.au
		<u>Tel:</u>	(03) 9261 5300
<u>AIR contact officer:</u>	Paul Herrod	<u>Email:</u>	industrial.elections@air.gov.au
		<u>Tel:</u>	(03) 8661 7990

### ELECTIONS COVERED IN THIS REPORT

<u>Election Decision No/s:</u>	E2004 / 103
<u>Election:</u>	National President National Vice President (BES/IES) National Vice President (BES/IES) Women National Executive Delegates - Women
<u>Returning Officer:</u>	John Nellor

### RULES

<u>Rules used for elections Rule ID</u>	[036N: Incorporates alterations of 13/5/2003] [R2003-71] replaces rulebook date 10/4/2003
<u>Rule/s re eligibility to vote</u>	Rule 33
<u>Rules difficult to apply/interpret</u>	Rule 37 could be interpreted to mean weighted voting in “any ballot or vote of the national conference” including election ballots, however, Rule 33 is headed, “Elections for Offices of the Union and National Executive Delegates (Women).” This is the rule, which applies to the elections in hand. Rule 37 is separated from Rule 33 and is almost certainly intended to apply to national voting at meetings and national conference ballots and votes on matters other than elections. Rule 33 is comprehensive regarding the election and it does not mention weighted voting. I used a one vote per voter system. I recommend that the Union amend the rule to remove any doubt.

### ROLL OF VOTERS

<b>Total number of voters on the roll</b>	27	
Number of private addresses	27	100%

### ALLEGATIONS OF IRREGULARITIES RECEIVED

There were no written complaints or allegations of irregularities
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### ATTACHMENTS

Declaration of Results For Contested Offices
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John Nellor  
Returning Officer  
17 May 2004

# FINANCE SECTOR UNION OF AUSTRALIA

## DECLARATION OF RESULTS

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

E2004/103

Total number of persons on the roll of voters	27
Ballot papers issued	27
Duplicate ballot papers issued	0
<b>TOTAL BALLOT PAPERS ISSUED</b>	<b>27</b>
Ballot papers returned for scrutiny	26
Less ballot papers rejected at preliminary scrutiny	0
<b>TOTAL BALLOT PAPERS ADMITTED TO SCRUTINY</b>	<b>26</b>
Percentage of ballot papers returned to number issued	96%
Ballot papers returned as unclaimed mail	0
Ballot papers not returned	1

### **National President**

<u>Candidates</u>	<u>Votes</u>
BUCKLAND, Joy	10
GORDON, Carol	16
Formal ballot papers	26
Informal ballot papers	0

I declare C GORDON elected.

### **National Vice President (Bank Employees Section / Insurance Employees Section)**

#### Candidate

FERRARI, Paul Robert

I declare P R FERRARI elected.

### **National Vice President (Bank Employees Section / Insurance Employees Section) - Women**

#### Candidate

SCHOFIELD-OLSEN, Linda Dianne

I declare L D SCHOFIELD-OLSEN elected.

### **Three (3) National Executive Delegates - Women**

#### Candidates

GORDON, Carol Ann – elected as National President therefore excluded from this office (Rule 33.4.5)

RUWOLDT, Janice Maria

SMAILES, Kym Geraldine

No other nominations accepted

I declare J M RUWOLDT and K G SMAILES elected

John Nellor  
Returning Officer  
Australian Electoral Commission, Melbourne

12 May 2004