



DECISION

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

Finance Sector Union of Australia (E2010/2529)

T. NASSIOS

MELBOURNE, 23 MARCH 2010

Arrangement for conduct of election.

[1] On 25 February 2010 the Finance Sector Union of Australia lodged in Fair Work Australia prescribed information in relation to an election for the following offices:

Stage One Elections - National

1. National President
2. National Secretary

Stage One Elections - Queensland

1. Local Executive Secretary
2. Local Enterprise Council Members ANZ (20)
3. Local Enterprise Council Members CBA (20)
4. Local Enterprise Council Members NAB (20)
5. Local Enterprise Council Members Westpac (20)

Stage One Elections – NSW/ACT

1. Local Executive Secretary
2. Local Enterprise Council Members ANZ (20)
3. Local Enterprise Council Members CBA (20)
4. Local Enterprise Council Members NAB (20)
5. Local Enterprise Council Members Westpac (20)
6. National Enterprise Council Members RBA (NSW/ACT) (12)

Stage One Elections – Vic/Tas

1. Local Executive Secretary
2. Local Enterprise Council Members ANZ (20)
3. Local Enterprise Council Members CBA (20)
4. Local Enterprise Council Members NAB (20)
5. Local Enterprise Council Members Westpac (20)

Stage One Elections – SA/NT

1. Local Executive Secretary
2. Local Enterprise Council Members ANZ (20)
3. Local Enterprise Council Members CBA (20)
4. Local Enterprise Council Members NAB (20)
5. Local Enterprise Council Members Westpac (20)

Stage One Elections - WA

1. Local Executive Secretary
2. Local Enterprise Council Members ANZ (20)
3. Local Enterprise Council Members CBA (20)
4. Local Enterprise Council Members NAB (20)
5. Local Enterprise Council Members Westpac (20)

Stage Two Elections - Queensland

1. Local Enterprise Council President ANZ
2. Local Enterprise Council President CBA
3. Local Enterprise Council President NAB
4. Local Enterprise Council President Westpac
5. National Enterprise Council Member ANZ
6. National Enterprise Council Member CBA
7. National Enterprise Council Member NAB
8. National Enterprise Council Member Westpac

Stage Two Elections – NSW/ACT

1. Local Enterprise Council President ANZ
2. Local Enterprise Council President CBA
3. Local Enterprise Council President NAB
4. Local Enterprise Council President Westpac
5. National Enterprise Council Member ANZ
6. National Enterprise Council Member CBA
7. National Enterprise Council Member NAB
8. National Enterprise Council Member Westpac
9. National Enterprise Council President RBA (NSW/ACT)
10. National Enterprise Council - Deputy National Executive Delegate RBA (NSW/ACT)

Stage Two Elections – Vic/Tas

1. Local Enterprise Council President ANZ
2. Local Enterprise Council President CBA
3. Local Enterprise Council President NAB
4. Local Enterprise Council President Westpac
5. National Enterprise Council Member ANZ
6. National Enterprise Council Member CBA
7. National Enterprise Council Member NAB
8. National Enterprise Council Member Westpac

Stage Two Elections – SA/NT

1. Local Enterprise Council President ANZ
2. Local Enterprise Council President CBA
3. Local Enterprise Council President NAB
4. Local Enterprise Council President Westpac
5. National Enterprise Council Member ANZ
6. National Enterprise Council Member CBA
7. National Enterprise Council Member NAB
8. National Enterprise Council Member Westpac

Stage Two Elections - WA

1. Local Enterprise Council President ANZ

2. Local Enterprise Council President CBA
3. Local Enterprise Council President NAB
4. Local Enterprise Council President Westpac
5. National Enterprise Council Member ANZ
6. National Enterprise Council Member CBA
7. National Enterprise Council Member NAB
8. National Enterprise Council Member Westpac

Stage Three Elections - National

1. National Enterprise Council President ANZ
2. National Enterprise Council President CBA
3. National Enterprise Council President NAB
4. National Enterprise Council President Westpac
5. National Enterprise Council - Deputy National Executive Delegate ANZ
6. National Enterprise Council - Deputy National Executive Delegate CBA
7. National Enterprise Council - Deputy National Executive Delegate NAB
8. National Enterprise Council - Deputy National Executive Delegate Westpac

Stage Three Elections - Queensland

1. Local Executive President
2. Local Executive - Deputy National Executive Delegate

Stage Three Elections – NSW/ACT

1. Local Executive President
2. Local Executive - Deputy National Executive Delegate

Stage Three Elections – Vic/Tas

1. Local Executive President
2. Local Executive - Deputy National Executive Delegate

Stage Three Elections – SA/NT

1. Local Executive President
2. Local Executive - Deputy National Executive Delegate

Stage Three Elections - WA

1. Local Executive President
2. Local Executive - Deputy National Executive Delegate

[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 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

Printed by authority of the Commonwealth Government Printer
<Price code A, PR995394 >

18 February, 2010

General Manager
Fair Work Australia
Level 4
11 Exhibition Street
Melbourne Vic 3000



Dear Sir/Madam,

Re: Finance Sector Union of Australia – Election for Offices

I, Leon Carter, National Secretary of the Finance Sector Union of Australia (FSU) make the following statement:

I am the National Secretary of the FSU and am authorised to lodge the following prescribed information concerning the forthcoming elections for offices within the FSUA.

The purpose of this letter is to lodge information in accordance with subsection 189 (1) of the Fair Work (Registered Organisations) Act 2009 in respect to FSU elections due 2010.

In lodging this information the FSU wishes to bring to your attention the fact that the FSU is currently finalising a set of rule changes which will soon be lodged with the Registrar.

These rule changes make a number of changes to the union's structure and one consequence of these changes is that a number of existing offices will be amended or abolished and a number of new offices will be created. The Sections that are impacted upon by these changes are the Multiple Employers Section, the Midsized Banks Sections and the Insurance Section. A new St. George/Bank SA Section will be created by the rule changes.

A copy of the draft rule changes have been submitted to the Organisation Section of Fair Work Australia.

Given these changes the Union's notice does not include reference to elections within the Multiple Employers, Midsized Banks Sections and Insurance Sections. Whilst the intention is to hold the elections for the amended and new positions at the same time as the other relevant elections the Union intends to lodge a separate notification for those elections once the rule changes have been approved.

The union has highlighted the positions that will be impacted upon by the proposed rule changes in this letter.

The FSU requires elections to be conducted in the following offices:

- National President in accordance with sub rule 27.1 and Rule 47
- National Secretary in accordance with sub rule 27.1 and Rule 47
- Local Enterprise Council Member in accordance with sub rule 30.5 and Rule 47
- National Enterprise Council Member of the RBA Section in accordance with sub rules 19.9, 30.2.3 and Rule 47
- Local Enterprise Council President in accordance with sub rule 30.12 and Rule 47
- National Enterprise Council Member in accordance with sub rule 30.12 and Rule 47
- National Enterprise Council President in accordance with sub rule 30.15 and Rule 47
- National Enterprise Council Deputy National Executive Delegate in accordance with sub rules 26.2, 47.46.1 and 47.46.2
- Local Executive President in accordance with sub rule 30.18 and rule 47
- Local Executive Deputy National Executive Delegate in accordance with sub rule 30.18 and Rule 47
- Local Executive Secretary in accordance with sub rule 30.6 and Rule 47

The positions that will be abolished or amended by the proposed rule changes and will therefore not require an election in 2010 are:

Multiple Employer Section

- Local Enterprise Council Member
- Local Enterprise Council President
- National Enterprise Council Member
- National Enterprise Council President
- Deputy National Executive Delegate

Insurance Section

- Local Enterprise Council Member
- Local Enterprise Council President

Midsized Banks Section

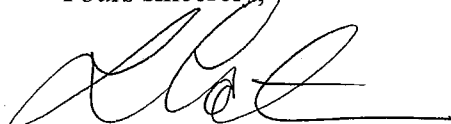
Local Enterprise Council Member
Local Enterprise Council President

To assist your office and the AEC in relation to the conduct of these elections, I have grouped the various elections.

In order to meet the election timetable, in accordance with the requirements of sub rule 47.8, the closing date for nominations for Stage 1 elections cannot be later than 30 April, 2010.

Should you require any further information please contact Angela Galati on 9261 5461.

Yours sincerely,



Leon Carter
National Secretary

STAGE ONE ELECTIONS

1. National President
2. National Secretary
3. Local Executive Secretary x 5 (all States)
4. Local Enterprise Council Member ANZ x 5 (all States)
5. Local Enterprise Council Member CBA x 5 (all States)
6. Local Enterprise Council Member NAB x 5 (all States)
7. Local Enterprise Council Member Westpac x 5 (all States)
8. National Enterprise Council Member RBA (NSW)

STAGE TWO ELECTIONS

1. Local Enterprise Council President ANZ x 5 (all States)
2. Local Enterprise Council President CBA (x 5 (all States)
3. Local Enterprise Council President NAB x 5 (all States)
4. Local Enterprise Council President Westpac x 5 (all States)
5. National Enterprise Council Member ANZ x 5 (all States)
6. National Enterprise Council Member CBA x 5 (all States)
7. National Enterprise Council Member NAB x 5 (all States)
8. National Enterprise Council Member Westpac x 5 (all States)
9. National Enterprise Council President RBA (NSW)
10. National Enterprise Council President Midsized Banks (WA)
11. Deputy National Executive Delegate RBA

STAGE THREE ELECTIONS

1. National Enterprise Council President ANZ
2. National Enterprise Council President CBA
3. National Enterprise Council President NAB
4. National Enterprise Council President Westpac
5. Deputy National Executive Delegate ANZ
6. Deputy National Executive Delegate CBA
7. Deputy National Executive Delegate NAB
8. Deputy National Executive Delegate Westpac
9. Local Executive President x 5 (all states)
10. Local Executive Deputy National Executive Delegate x 5 (all states)

Stage 1 Elections

138 (1) prescribed information for the election of:

(a) Name of each office

1. National President
2. National Secretary
3. Local Executive Secretary x 5 (all States)
4. Local Enterprise Council Member ANZ x 5 (all States)
5. Local Enterprise Council Member CBA x 5 (all States)
6. Local Enterprise Council Member NAB x 5 (all States)
7. Local Enterprise Council Member Westpac x 5 (all States)
8. National Enterprise Council Member RBA (NSW)

(b) Reason for the election

The reason for the election in each of the offices detailed in points 1, 2, 3, 4, 5, 6, 7 and 8 is that the term of office will expire on 1 August, 2010.

(c) Electorate

The electorate in respect to the offices detailed in point 1 and 2 is all financial FSU members.

The electorate in respect to each of the offices detailed in point 3 is all financial FSU members resident in the relevant state/territory.

The electorate in respect to the office detailed in point 4 is all financial FSU members resident in the relevant state/territory attached to the ANZ Section.

The electorate in respect to the office detailed in point 5 is all financial FSU members resident in the relevant state/territory attached to the CBA Section.

The electorate in respect to the office detailed in point 6 is all financial FSU members resident in the relevant state/territory attached to the NAB Section.

The electorate in respect to the office detailed in point 7 is all financial FSU members resident in the relevant state/territory attached to the Westpac Section.

The electorate in respect to the office detailed in point 8 is all financial FSU members attached to the RBA Section.

(d) Number of offices of the same position/name

In respect of the offices detailed in points 4 to 7 (inclusive) the number of offices is twenty (20).

In respect of the offices detailed in point 8 the number of offices is twelve (12).

(d) Timing of Nominations

The timing of nominations for each of the offices should close not less than 3 months prior to the end of the duration of the term i.e. 1st August, 2010 in accordance with sub rule 47.8.

(e) Close of Roll

The Union's Rules (sub rule 47.24) specify that the roll of voters for an election by direct voting system shall close seven (7) days before the day on which nominations open.

(g) Voting System

The elections for each of the offices detailed in points 1 and 2 are to be conducted by direct voting system

Other Information

Qualification for Office

In respect to the office of National President, a nominee shall as at the date of nomination be a financial member of the Union and be nominated by a financial member of the Union. Such a nominee shall have been employed within the period of six months prior to the calling of nominations in employment as provided for in Rules 4 and 5.

In respect to the office on National Secretary, a nominee shall as at the date of nomination, be a financial member of the Union and be nominated by a financial member of the Union.

In respect to the office on Local Executive Secretary, a nominee shall as at the date of nomination, be a financial member of the Union and be nominated by a financial member of the Union allocated to the Local Executive to which the nominee seeks election as Local Executive Secretary.

In respect to the offices detailed in points 4 – 7 (inclusive), nominees must have been a financial member of the Union for not less than six (6) months immediately preceding nomination, have been employed within the six (6) months immediately preceding the calling for nominations in employment as provided for in Rules 4 and 5.

In respect to the offices detailed in point 8, nominees must have been a financial member of the Union for not less than six (6) months immediately preceding nomination and shall, as at the date of nomination him/herself be, and be nominated by, a financial member of the union attached to the RBA Section.

Stage 2 Elections

138 (1) prescribed information for the election of:

(a) Name of each office

1. Local Enterprise Council President ANZ x 5 (all States)
2. Local Enterprise Council President CBA (x 5 (all States)
3. Local Enterprise Council President NAB x 5 (all States)
4. Local Enterprise Council President Westpac x 5 (all States)
5. National Enterprise Council Member ANZ x 5 (all States)
6. National Enterprise Council Member CBA x 5 (all States)
7. National Enterprise Council Member NAB x 5 (all States)
8. National Enterprise Council Member Westpac x 5 (all States)
9. National Enterprise Council President RBA (NSW)
10. Deputy National Executive Delegate RBA

(b) Reason for the election

The reason for the election in each of the offices detailed in points 1 to 8 (inclusive) is that the term of office expires on 15 October, 2010.

The reason for the election in each of the offices detailed in points 9 and 10 is that the terms of office expires on 15 October, 2010.

(c) Number of offices of the same position/name

Not applicable

(d) Electorate

The electorates in respect to the offices detailed in points 1 to 8 (inclusive) are the members allocated to ANZ, CBA, NAB, Westpac and RBA Sections in the relevant state/territory.

(e) Timing of nominations

The timing of the nominations in positions 1 to 10 (inclusive) will be in accordance with sub rule 47.20.1 and 47.20.2.

(f) Close of roll

The Union's rules (sub rule 47.24) specify that the roll of voters for an election by direct system shall close seven days before the day on which nominations open.

(g) Voting System

The elections for each of the offices detailed in points 1 to 9 (inclusive) are to be conducted by direct voting system.

The election for the office detailed in points 10 is to be conducted by collegiate voting system.

Other Information**Qualification for Office**

In respect to the offices detailed in points 1 to 8 (inclusive), nominees must as at the date of nomination him/herself be and be nominated by a member of the relevant Local Enterprise Council.

In respect to the offices detailed in points 9 and 10, nominees must as at the date of nomination him/herself be and be nominated by a member of the RBA National Enterprise Council.

The offices of LEC President and NEC member of an LEC may be held by the same person.

Stage 3 Elections

138(1) prescribed information for the election of:

(a) Name of each Office

1. National Enterprise Council President ANZ
2. National Enterprise Council President CBA
3. National Enterprise Council President NAB
4. National Enterprise Council President Westpac
5. Deputy National Executive Delegate ANZ
6. Deputy National Executive Delegate CBA
7. Deputy National Executive Delegate NAB
8. Deputy National Executive Delegate Westpac
9. Local Executive President x 5 (all states)
10. Local Executive Deputy National Executive Delegate x 5 (all states)

(b) Reason for the election

The reason for the election is that the terms of office expire on 31 December, 2010.

(c) Number of offices of the same position/name

Not applicable

(d) Electorate

The electorates in respect to the offices detailed in points 1 to 4 (inclusive) are the members allocated to ANZ, CBA, NAB and Westpac Sections.

The electorates in respect to the offices detailed in points 5 to 8 (inclusive) are the members elected to the respective offices of ANZ, CBA, NAB and Westpac National Enterprise Council members.

The electorate in respect to the offices detailed in points 9 and 10 are the members elected to the respective offices of ANZ, CBA, NAB and Westpac LEC President and in NSW/ACT the RBA National Enterprise Council President, in the relevant state/territory.

(e) Timing of nominations

The timing of nominations in respect to positions 1 to 10 (inclusive) is in accordance with sub rules 47.22, 26.2 and 47.32

(f) Close of Roll

The Union's Rules (sub rule 47.24) specify that the roll of voters for an election by direct voting system shall close seven (7) days before the day on which nominations open.

The Union's Rules (sub rule 47.47) specify that the roll of voters for an election by collegiate system shall close immediately before the ballot in such election closes.

(g) Voting System

The elections for each of the offices detailed in points 1 to 4 (inclusive) are to be conducted by direct voting system.

The elections for each of the offices detailed in points 5 and 10 (inclusive) are to be conducted by collegiate voting system.

Other Information
Qualification for Office

In respect to the offices detailed in points 1 to 8 (inclusive) nominees must as at the date of nomination him/herself be and be nominated by a member of the relevant National Enterprise Council.

In respect to the offices detailed in points 9 and 10 nominees must as at the date of nomination him/herself be and be nominated by a member of the relevant Local Executive.

The offices of Local Executive President and Local Executive Deputy National Executive Delegate may be held by the same person.