

E 2004 / 259



F S U
Australia
www.fsunion.org.au

11 August 2004

Deputy Industrial Registrar
Australian Industrial Relations Commission
111 St. Georges Terrace
PERTH WA 6000

Dear Deputy Industrial Registrar,

**Re: Finance Sector Union of Australia – Election for Office – Western Australian
CBOS Branch**

I, Tony Logan, the Acting Branch Secretary of the Commonwealth Bank Officers
Section (CBOS) Western Australian Branch of the Finance Sector Union of Australia
make the following statement:

I am the Acting Branch Secretary of the Commonwealth Bank Officers Section
(CBOS) Western Australian Branch of the Finance Sector Union of Australia.

I am authorised to lodge the following prescribed information concerning the
forthcoming election in the CBOS Western Australian Branch, and confirm that the
following information is being lodged in accordance with subsection 189 (1) of the
RAO Schedule.

Yours Sincerely


Tony Logan
Acting Branch Secretary



Offices/Positions

The name of the office in respect of which an election is required is Branch Secretary

Reasons For Election

The reason for the election is that the term office of Branch Secretary expires on 31 October 2004.

Elected By

The election is to be conducted by a direct voting system with the electorate being all financial members of the Branch.

Other Information

I wish to bring to your attention the following in relation to the required election:

Nominations

In accordance with sub rule 43.1.3 nominees must be a financial member (subject to the Branch Committees decision below) of the union, Branch and Section and that all nominees must be nominated by a member of the Branch Committee.

The Branch Committee has further determined by resolution (copy attached) on 10 August 2004 in accordance with sub rule 43.1.3.1 that nominees need not be a member of the union, Branch and Section.

The union's rules contain a provision sub rule 43.3.5A regarding the cut off of the roll seven days prior to the opening of nominations

Part time office

The Branch Committee also resolved (copy attached) on 10 August 2004 that the position of Branch Secretary will be a part time one, on the basis of three (3) days per week.

FINANCE SECTOR UNION

WA Branch Committee VOTING PAPER

POSTAL VOTE UNDER RULE 40.3

Re: WA Branch Secretaries Position

In accordance with sub rule 40.3, I believe a matter of urgency requires a determination of the Branch committee on the following, and as such special circumstances exist which allow me to summons a meeting of the branch committee with less than 7 days notice.

I hereby vote *in favour of/ *against the following resolution

“The Branch Committee of the WA CBOS Branch resolves the following in relation to the election required for the position of Branch Secretary:

1. that in the view of the Branch Committee the duties of the position are no longer full time in nature and as such do not require a full time officer
2. that the Branch Committee believes the position of WA CBOS Branch Secretary can be performed on the basis of a three (3) days per week part time arrangement
3. that the part time arrangement will be on the basis of a spread of five days
4. that in accordance with sub rule 43.1.3.1 the Branch Committee determines that nominees for the position need not be a member of the union”

* (Please delete as appropriate).

NAME: _____

SIGNATURE: _____

DATE: _____

To be returned no later than 5pm 10 August 2004 by facsimile on (08) 9220 3130

PR951091

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

Finance Sector Union of Australia
(E2004/259)

T NASSIOS
DEPUTY INDUSTRIAL REGISTRAR

MELBOURNE, 18 AUGUST 2004

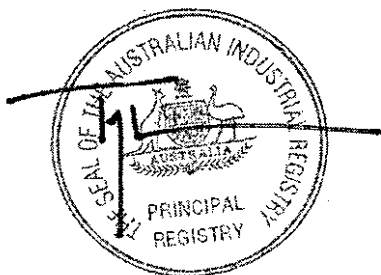
Arrangement for conduct of election.

DECISION

[1] On 11 August 2004 the Commonwealth Bank Officers Section Western Australian Branch of the abovenamed organisation lodged in the Industrial Registry prescribed information in relation to an election for the following office:

Branch Secretary

[2] I am satisfied that an election for the abovenamed office 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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In reply please quote: WIE2004/22

Contact Officer: Van Panegyres
van.panegyres@aec.gov.au

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**FINANCE SECTOR UNION OF AUSTRALIA
COMMONWEALTH BANK OFFICERS SECTION
WESTERN AUSTRALIAN BRANCH**

PART ONE (1)

Schedule of nominations accepted on behalf of the organisation to the close of nominations at 5 p.m. on Friday, 1 October 2004 - E No. 259 of 2004.

BRANCH SECRETARY

Candidate

LOGAN, Anthony (Tony) Lawrence Patrick

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

E.M. PANEGYRES
Returning Officer
Australian Electoral Commission
Industrial and Commercial Elections
Perth, Western Australia

5 October 2004

Australian Electoral Commission / AEC

Workplace Relations Act 1996 – Schedule 1B

RETURNING OFFICER - POST ELECTION REPORT

<u>Client:</u>	Finance Sector Union of Australia, Commonwealth Bank Officers Section- Western Australian Branch		
<u>Contact details:</u>	Tony Logan Branch Secretary Finance Sector Union of Australia GPO Box 9893 PERTH WA 6001	<u>Email:</u>	wa@fsunion.org.au
		<u>Tel:</u>	(08) 9220 3111
<u>AIR contact officer:</u>	Ruth Hansen	<u>Email:</u>	industrial.elections@air.gov.au
		<u>Tel:</u>	(03) 8661 7775

ELECTIONS COVERED IN THIS REPORT

<u>Election Decision No/s:</u>	E2004/259
<u>Election:</u>	Branch Secretary
<u>Returning Officer:</u>	E.M. Panegyres

RULES

<u>Rules used for elections Rule ID</u>	[036N: Incorporates alterations of 03/02/2004] [R2004/104] replaces rulebook dated 13/05/2003]
<u>Rule/s re eligibility to vote</u>	12.2.2, 12.3, 43.3.5A
<u>Rules difficult to apply/interpret</u>	Rule 64.8 needs to be amended so that it does not conflict with rule 43.3.5A. Instead of "... the date of the close of nominations..." it should read "...seven days before the day on which nominations open ...". Rule 43.3.11.1 needs to be amended – instead of "outer" it should be "declaration".

ROLL OF VOTERS

As a Ballot was not required, therefore a Roll of Voters was not requested
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ALLEGATIONS OF IRREGULARITIES RECEIVED

There were no written complaints or allegations of irregularities

ATTACHMENTS

Declaration of Results for Uncontested Offices
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E.M. Panegyres
Returning Officer
5 October 2004

Finance Sector Union of Australia Scheduled Election for Branch Secretary

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.

E2004/259

Commonwealth Bank Officers Section

Branch Secretary

Candidate

LOGAN, Tony

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

Van Panegyres
Returning Officer

5 October 2004