

# **Australian Electoral Commission / AEC**

Fair Work (Registered Organisations) Act 2009

## **POST ELECTION REPORT**

**Independent Education Union of Australia  
NSW/ACT Branch**

**2010 Scheduled Elections**

### **ELECTION/S COVERED IN THIS REPORT**

Election Decision No/s:	<i>E2010/2518</i>
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### **RULES**

Rules used for the election:	<i>[130N: Incorporates alterations of 24/02/2010 - R2010/9]</i>
Rules difficult to apply/interpret:	<i>- None</i>
Model Rule reference (if any):	<i>- None</i>

### **ROLL OF VOTERS**

Stage-1 (general membership) contested offices consisted of: *Branch Secretary, Financial Officers (2); and General Executive Members (10)*

Total number of voters on the Roll:	27264
Number of apparent workplace addresses:	421
Number of non-current addresses:	Nil
Other matters pertaining to the roll of voters:	Nil

Stage-1 (sectional membership) contested office consisted of:  
*Vice-President – Teachers – Catholic Systemic Schools in NSW*

Total number of voters on the Roll:	12166
Number of apparent workplace addresses:	165
Number of non-current addresses:	Nil
Other matters pertaining to the roll of voters:	Nil

## **IRREGULARITIES**

Details of written allegations of irregularities, and action taken by AEC:	- <i>None</i>
Other irregularities identified, and action taken:	- <i>None</i>

## **ATTACHMENTS**

<b>1)</b>	Declaration of Results – IEUA NSW/ACT Branch – Stage-1
<b>2)</b>	Declaration of Results – IEUA NSW/ACT Branch – Stage-2

Sonny Neoh  
Returning Officer  
Australian Electoral Commission, Canberra  
27 October 2010



**Industrial Elections – ACT Office**

GPO Box 1824  
CANBERRA ACT 2601

**Reference:** ACT N10/84

website: [www.aec.gov.au](http://www.aec.gov.au) ; ABN: 21 133 285 851

**Industrial Elections – ACT Office**

1st Floor, 8 - 10 Hobart Place  
CANBERRA ACT 2601

Telephone: (02) 6249 7943

Facsimile: (02) 6248 7559

Email: [sonny.neoh@aec.gov.au](mailto:sonny.neoh@aec.gov.au)

Ms Carol Matthews  
Assistant Secretary, NSW/ACT Branch  
Independent Education Union of Australia  
GPO Box 116  
SYDNEY NSW 2001

Dear Ms Matthews

**Independent Education Union of Australia - NSW/ ACT Branch.  
Election of Deputy Branch President & Alternate Delegate of the Branch Executive  
to the Federal Executive.  
E2010/2518 Refers – Declarations of Results.**

I refer to my letter of 6 October 2010 concerning arrangements for me to conduct an election for the above-mentioned positions in your Organisation and wish to advise that a ballot will not be necessary.

My declaration of the offices is attached.

The election is now complete.

Both candidates will receive a copy of the declaration.

Yours sincerely

Sonny Neoh  
Returning Officer  
Australian Electoral Commission, Industrials-ACT

27 October 2010

cc Delegate of the General Manager, Fair Work Australia  
All Candidates

# **Independent Education Union of Australia NSW/ACT Branch**

## **DECLARATION OF RESULTS FOR UNCONTESTED 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.

E2010/2518

### **NSW/ACT Branch**

#### **Deputy Branch President**

Candidate

BAKER, Bernadette

#### **Alternate Delegate of the Branch Executive to the Federal Executive**

Candidate

TAYLOR, Gloria

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

Sonny Neoh  
Returning Officer  
Australian Electoral Commission

27 October 2010



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GPO Box 1824  
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Ms Carol Matthews  
Assistant Secretary, NSW/ACT Branch  
Independent Education Union of Australia  
GPO Box 116  
SYDNEY NSW 2001

Dear Ms Matthews

**Independent Education Union of Australia - NSW/ ACT Branch.  
Election of Branch Executive & Delegates to Federal Council representing the NSW/ACT Branch.  
E2010/2518 Refers – Declarations of Results.**

I refer to my letter of 11 June 2010 concerning arrangements for me to conduct an election for various positions in your Organisation and wish to advise that the ballots for the various contested offices closed at 12 Noon on Thursday, 16 September 2010, and that the ballot scrutiny has been completed.

My declarations for the Contested Offices and Uncontested Offices are attached.

All candidates will receive a copy of the relevant declaration.

I will contact you shortly in relation to the next stage of the election.

Yours sincerely

Sonny Neoh  
Returning Officer  
Australian Electoral Commission, Industrials-ACT

20 September 2010

cc Delegate of the General Manager, Fair Work Australia  
All Candidates

# Independent Education Union of Australia NSW/ACT Branch

## DECLARATION OF RESULTS FOR 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.

E2010/2518

### NSW/ACT Branch

Total number of persons on the roll of voters	27264
Ballot papers issued	27264
Duplicate ballot papers issued	43
<b>TOTAL BALLOT PAPERS ISSUED</b>	<b>27307</b>
Ballot papers / envelopes returned for scrutiny	4634
Less ballot papers / envelopes rejected at preliminary	92
Adjusting Balance	0
<b>TOTAL BALLOT PAPERS ADMITTED TO SCRUTINY</b>	<b>4542</b>
Percentage of ballot papers returned to number issued	16.9%
Ballot papers returned as unclaimed mail	78
Ballot papers not returned	22595

### Branch Secretary

<u>Candidates</u>	<u>Votes</u>
SHEARMAN, Richard (Dick)	3889
O' TOOLE, Peter	638
Total votes	4527
Formal ballot papers	4527
Informal ballot papers	15

I declare Richard (Dick) Shearman elected.

### Financial Officers (2)

<u>Candidates</u>	<u>Votes</u>
MACTAVISH, Marie	3455
HUNT, Ralph	2316
MOORE, Peter Anthony	2723
Total votes	8494
Formal ballot papers	4247
Informal ballot papers	295

I declare Marie MacTavish and Peter Anthony Moore elected.

## General Executive Members (10)

<u>Candidates</u>	<u>Status</u>
MURNANE, Patricia Anne	Elected
MCHUGH, Denise Elizabeth	Elected
ROGERS, Ann M.	Elected
BAKER, Bernadette	*Elected to higher office (as Vice-President) - Nomination lapsed
PHILLIPS, Kevin	Elected
MACTAVISH, Marie	**Elected to higher office (as Financial Officer) - Nomination lapsed
HAGAN, Michael	Elected
HUNT, Ralph	Elected
DEVERY, Patrick	Elected
FITZPATRICK, Martin (Marty)	Elected
MOORE, Peter Anthony	***Elected to higher office (as Financial Officer) - Nomination lapsed
MULLINS, Peter	Elected
O'NEILL, John Michael	Elected

Note: \*, \*\*, \*\*\*. NSW/ACT Branch Rule 9.11 stipulates that if a person is elected to a higher office, that person's nomination for any other (lower) office shall lapse. As a result, three nominations for the office of General Executive Member have lapsed – that of Bernadette Baker, Marie MacTavish and Peter Anthony Moore.

This leaves only ten candidates left to fill the ten General Executive Member offices.

I declare Patricia Anne Murnane, Denise Elizabeth McHugh, Ann M. Rogers, Kevin Phillips, Michael Hagan, Ralph Hunt, Patrick Devery, Martin (Marty) Fitzpatrick, Peter Mullins and John Michael O'Neill elected.

## Teachers - Catholic Systemic Schools in NSW

Total number of persons on the roll of voters	12166
Ballot papers issued	12166
Duplicate ballot papers issued	24
<b>TOTAL BALLOT PAPERS ISSUED</b>	<b>12190</b>
Ballot papers / envelopes returned for scrutiny	1868
Less ballot papers / envelopes rejected at preliminary	52
Adjusting Balance	0
<b>TOTAL BALLOT PAPERS ADMITTED TO SCRUTINY</b>	<b>1816</b>
Percentage of ballot papers returned to number issued	15.3%
Ballot papers returned as unclaimed mail	41
Ballot papers not returned	10281

## Vice-President - Teachers - Catholic Systemic Schools in NSW

<u>Candidates</u>	<u>Votes</u>
O' TOOLE, Peter	408
BAKER, Bernadette	1404
Total votes	1812
Formal ballot papers	1812
Informal ballot papers	4

I declare Bernadette Baker elected.

Sonny Neoh  
Returning Officer  
Australian Electoral Commission

17 September 2010

# Independent Education Union of Australia NSW/ACT Branch

## DECLARATION OF RESULTS FOR UNCONTESTED 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.

E2010/2518

### **NSW/ACT Branch**

#### **Branch Deputy Secretary**

Candidate

TAYLOR , Gloria A

#### **Branch Assistant Secretaries (2)**

Candidates

MATTHEWS, Carol  
QUESSY, John

#### **President**

Candidate

WILKINSON, Christine Joy

#### **Vice-President - Early Childhood Services in NSW**

Candidate

CONNELL, Gabrielle

#### **Vice-President - Teachers - Independent Schools and Educational Institutions in NSW (excluding Early Childhood Services & Catholic Systemic Schools in NSW)**

Candidate

OMEROS, Michelle

#### **Vice-President - School Support Staff in NSW**

Candidate

COLLINS, Carolyn

#### **Vice-President - All members in the ACT**

Candidate

MAHANAY, Francis



## **NSW/ACT Branch**

### **Delegates to Federal Council representing the NSW/ACT Branch (15)**

#### Candidates

BAKER, Bernadette  
CALLOPE, Diat  
GRIFFITHS, William  
HERON, Verena  
MATTHEWS, Carol  
MCHUGH, Denise  
NORTHAM, Mark Edward  
O' TOOLE, Peter  
QUESSY, John  
SHEARMAN, Dick  
SMITH, Pamela  
TAYLOR , Gloria A  
WALSH, Esther  
WHITE, Sandra  
WILKINSON, Christine Joy

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

Sonny Neoh  
Returning Officer  
Australian Electoral Commission

17 September 2010



FAIR WORK  
AUSTRALIA

## DECISION

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

**Independent Education Union of Australia**  
(E2010/2518)

T. NASSIOS

MELBOURNE, 1 MARCH 2010

*Arrangement for conduct of election.*

[1] On 12 February 2010 the Independent Education Union of Australia, New South Wales/Australian Capital Territory Branch lodged with Fair Work Australia the prescribed information in relation to an election for the following offices:

President (1)  
Vice-Presidents (5)  
Financial Officers (2)  
Branch Secretary (1)  
Branch Deputy Secretary (1)  
Branch Assistant Secretaries (2)  
General Executive Members (10)  
Delegates to Federal Council representing the NSW/ACT Branch (15)

Deputy Branch President  
Alternate Delegate 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 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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in reply please quote:

DS: 012/10

11 February 2010

The Industrial Registrar  
Fair Work Australia  
GPO Box 1994  
**MELBOURNE VIC 3001**

**BY FACSIMILE: 03 9655 0410**

**ATTN: Mark Elliott**

Dear Sir

I write in relation to elections for the Executive of the Independent Education Union of Australia NSW/ACT Branch, and delegates from the NSW/ACT Branch to Federal Council.

Under our rules, we are required to hold the election this year and we attach relevant information required under section 189(1) of the Fair Work (Registered Organisations) Act 2009.

The Independent Education Union of Australia NSW/ACT Branch requests that the Registry appoint the Australian Electoral Commission to conduct this election and be the returning officer for the election.

Carol Matthews and Joanna Kotsakis of our office have responsibility for this matter.

Yours sincerely

A handwritten signature in blue ink, appearing to read 'Dick Shearman', with a long horizontal line extending to the right.

**DICK SHEARMAN**  
**Branch Secretary**

## Prescribed Information in Respect of Election - Regulation 138 and Subsection 189 (1) of the Fair Work (RO) Act

61(1) For the purposes of subsection 189(1) of the Act, the following information is provided:

(a) the name of each office in respect of which the election is required is:

Branch Executive

(Rule 6.3 NSW/ACT Branch Rules of IEUA Rules, page 40)

President (1)

Vice-Presidents (5)

Financial Officers (2)

Branch Secretary (1)

Branch Deputy Secretary (1)

Branch Assistant Secretary (2)

General Executive Members (10)

Deputy Branch President

Alternate Delegate to Federal Executive

NSW/ACT Branch Delegates to Federal Council

(Rule 8, IEUA Rules)

15 delegates - Membership – 28,043 as at 31 December 2009

(b) the reason for the election is that the term of office is due to expire.

(c) As listed in (a) above

(d) The electorates for the five Vice-Presidents are as follows - one each elected respectively by and from:

(1) Members employed in NSW in early childhood services;

(2) Members employed in NSW in schools or as an adviser, supervisor or education officer by or under the supervision of a Catholic diocese but excluding members included in paragraph (d).

(3) Members employed in NSW in a school or educational institution other than an early childhood service or a school or educational institution under the supervision of a Catholic Diocese but excluding members included in sub-paragraph (d) of this paragraph;

(4) Members employed in NSW as school support staff, (including school secretaries, clerical assistants or school assistants); boarding house staff (other than teachers);

grounds or maintenance staff; canteen staff and members in other related classifications.

(5) Members employed in the Australian Capital Territory

The electorate for the positions of Deputy President and alternate delegate to Federal Executive is the Branch Executive.

(e) The time frame proposed by the organisation and as required in the rules of the organization (see generally Federal Rule 17 and NSW/ACT Branch Rule 9) for all positions (except Deputy President and Alternate Delegate to Federal Executive) is as follows:

- (i) Nominations to open from Monday 12 July 2010 and close 4 pm Monday 2 August 2010 (see Federal Rule 17(h) and Branch Rule 9.8 (b)).
- (ii) The roll of voters shall close on 4 pm Friday 2 July 2010 (Federal Rule 17(q)).
- (iii) The ballot to commence Wednesday 25 August and close noon Thursday 16 September 2010.

The elections for the positions of Deputy President and alternate delegate to Federal Executive, conducted by and from the Branch Executive, should be completed as soon as possible thereafter (Branch Rule 9.12).

(f) The voting system to be employed in the conduct of the elections for the Branch Executive and the Delegates to Federal Council is a direct voting system.

The voting system for the positions of Alternate Delegate to Federal Executive and Deputy President is collegiate.