

Telephone:

Email: orgs@fwc.gov.au

Internet: www.fwc.gov.au

18 January 2017

Mr Chris Watt Federal Secretary Independent Education Union of Australia ieu@ieu.org.au

Dear Mr Watt,

cc: NSW/ACT Branch

Reminder of actions required when persons elected to office

The Australian Electoral Commission has provided the Fair Work Commission (the Commission) a declaration of results for the election of uncontested/contested offices for NSW/ACT Branch Council Delegates – North West (5). Branch Council Delegates – Central Coast (6), Hunter Valley (6), Lansdowne (6), Mid North Coast (6), North Coast (6), Northern Beaches (5), Penrith/Blue Mountains (6), Riverina (6), South East (5), Central Metropolitan (6), Cumberland (6), Ku-Ring-Gai (6), Metropolitan East (6), Monaro (6), Northern Suburbs (6), Principals (4), South Coast (6), and Southern Suburbs (6) [E2016/225]. This letter is a reminder of certain obligations imposed on organisations and on persons elected to office.

A notice must be published on the organisation's website

The organisation or branch must publish on its website a notice that a copy of the report is available from the organisation, branch or the AEC on request. The notice must be kept on the website for a period of at least 3 months (see regulation 141 of the Fair Work (Registered Organisations) Regulations 2009).

Holders of office required to undertake approved training

Section 154D(1) of the *Fair Work (Registered Organisations) Act 2009* (the RO Act) requires the rules of organisations (and branches of organisations) to require each officer with financial management duties to undertake approved training that covers those duties within 6 months after the person begins to hold office. Please ensure that relevant officers undertake approved training within the required timeframe. A list of approved training providers is attached.

Please also ensure that all new holders of office are advised of their obligations to make disclosures regarding remuneration, non-cash benefits and material personal interests, the details of which should be provided for in your organisation's rules.

Organisation must notify the Commission of changes

Also, section 233(2) of the RO Act requires that an organisation must notify the Commission within 35 days of any changes to the holders of office in the organisation. If there are no changes a notification is not required. If the election has resulted in any changes to the holders of office, the Independent Education Union of Australia-New South Wales/Australian Capital Territory Branch must notify the Commission of these changes. In particular, please advise:

1. Person(s) who have ceased to hold office:

- the name of the office vacated;
- the date of the change of office holder; and
- the name of the person vacating the office.
- 2. Person(s) who have commenced to hold office:
 - the name of the office now held;
 - the date of the change of office holder;
 - the name of the person now holding the office;
 - the postal address of the person (generally the postal address of the organisation); and
 - the occupation of the person now holding the office.

The notification must include a declaration by the Secretary (or other prescribed officer) that the information is a correct statement of the changes made. A template notification of changes, which may assist you, is attached. If any change does not apply until a date in the future, you do not need to notify until then (e.g. AGM, 1 January, 2nd Monday in March). If you have already lodged this information, please disregard this reminder.

Regards

Debbie Ball Regulatory Compliance Branch

Telephone:

Email: orgs@fwc.gov.au

Internet: www.fwc.gov.au

List of approved governance training packages

Approved training material	Provider	Contact person	Contact details	
AHAWA Governance and Financial Training	e and Australian Hotels Association (WA Branch) Mr Bradley Woods		(08) 9321 7701 ceo@ahawa.asn.au	
APTIA Governance and Financial Training Package	Australian Public Transport Industrial Association	Mr Ian MacDonald	(02) 6247 5900 imacdonald@bic.asn.au	
Handbook for Councillors of the Australian Industry Group	Australian Industry Group (for provision to Ai Group Councillors only. Not for external parties)	Ms Jenifer Leuba	(03) 9867 0174 jenifer.leuba@aigroup.asn.au	
The Australian Workers' Union Professional Training Program Financial Duties of Officers	Australian Workers' Union	General enquiries	(02) 8005 3333 members@nat.awu.net.au	
In-Boardroom: Governance and Finance for Registered Organisations	Australian Institute of Company Directors	Various	AICD state-based contacts	
ACTU s.154C Training— Union Governance	Australian Council of Trade Unions (ACTU)	Organising Centre Enquiries	(03) 9664 7360 orgcentre@actu.org.au	
Governance of Registered Organisations	Weston Woodley & Robertson Chartered Accountants	Mr Dennis Robertson	(02) 9264 9144 dennisr@wwr.com.au	
Governance and Financial Accountability for Registered Organisations	Local Government New South Wales	Ms Sarah Artist	(02) 9242 4182 learning@lgnsw.org.au	
Australian Hotels Association Financial Management Training	Australian Hotels Association (for provision to AHA officers only. Not for external parties)	Mr Stephen Ferguson	(02) 6273 4007 ceo@aha.org.au	
Governance and Finance Training for Registered Organisations	Dickson Wohlsen Pty Ltd, trading as CTA Training	Mr Tom Streater	(07) 3878 9355 tom@dws.net.au	
The Registered Organisation Training Act for Organisations and Boards	Vibe Public Relations Consultancy	Ms Anne Andrews	0400 021 679 vibeprctraining@bigpond.com	
Training Course for Registered Organisations - Governance and Finance	Western Australian Shire Councils, Municipal Road Boards, Health Boards, Parks, Cemeteries and Racecourse, Public Authorities, Water Boards Union	Mr Andrew Johnson andrew.johnson@lgrceu.c		
MTAQ Registered Organisation Governance Course	Motor Trades Association of Queensland Industrial Organisation of Employers	Mr Paul Murray	paulm@mtaq.com.au	

NOTIFICATION OF CHANGES TO RECORDS (Changes to Records in the Annual Return) required to be kept in accordance with section 230 Fair Work (Registered Organisations) Act 2009 and regulation 147 Fair Work (Registered Organisations) Regulations 2009

- I, [NAME], being the [OFFICER] of the [ORGANISATION NAME], declare the following:
- 1. I am authorised to make this declaration.
- The following is a correct statement of the changes made to the information contained in the records required to be kept by the organisation in accordance with s.230(1)(b), (c), and (d) of the Fair Work (Registered Organisations) Act 2009:

[delete all that do not apply]

- On [DATE] the address of the organisation changed to [STREET ADDRESS].¹
- On [DATE] the name and/or address of a branch[es] of the organisation changed to:²
 - 1. [include <u>OLD</u> name and address and <u>NEW</u> name and address of every branch that has changed]
 - 2. ...
- A list of changes to offices and the names, postal addresses and occupations of persons holding those offices is attached to this declaration at Annexure A and forms part of this declaration.
- On [DATE] the following branch[es]:³
 - COMMENCED operation:
 - 1. [include name of each new branch]
 - 2. ...
 - CEASED operation:
 - 1. [include name of each closed branch]
 - 2. ...

Signed: [SECRETARY OR OTHER AUTHORISED OFFICER]

Dated: [DATE]

[PLEASE NOTE: This declaration must be submitted to the Fair Work Commission within 35 days of the change. It can be submitted to orgs@fwc.gov.au.]

s.230(1)(d); reg.147(d)

² s.230(1)(d); reg.147(a) & (d)

³ s.230(1)(d); reg.147(b) & (c)

ANNEXURE A

• Changes to Offices and Office Holders in the Organisation and its Branches [insert as many pages as required]:

Please note the 35 days begins at the earliest event (for instance when the officer retires) and an organisation may need to notify the events separately if the appointment or election process will take longer than 35 days.

Branch	Date of Change	Name of Office that has changed	Name of <u>Outgoing</u> Office Holder	Name of <u>New</u> Office Holder	Postal Address of New Office Holder	Occupation of <u>New</u> Office Holder
National	1.1.2014	Secretary	Full Name	Full Name	c/- the Registered Organisation, postal address of Registered Organisation	Paid official
	25.12.2013	President	vacant	Full Name	As above	mechanic
NSW	1.1.2014 (resigned) 7.1.2014 (appointed)	President	Full Name	Full Name	c/- the Branch, postal address of the Branch	mechanic
		Committee of Management Member	Full Name	Full Name	As above	mechanic
		Treasurer	Full Name	vacant	vacant	vacant





Fair Work (Registered Organisations) Act 2009

POST ELECTION REPORT

Client: Independent Education Union of Australia

Contact details: Mr John Quessy Branch Secretary Email: john@ieu.asn.au Tel: 02 82028900

Independent Education Union of

Australia

NSW/ACT Branch GPO Box 116 Sydney NSW 2001

FWC contact officer: Mark Elliott Email: orgs@fwc.gov.au

ELECTIONS COVERED IN THIS REPORT

Election Decision No/s: E2016/225

RULES

Rules used for elections Rule ID: 130N: Incorporates alterations of 19/08/2016

[R2016/125] (replaces rulebook dated 23/05/2016

[R2016/76])

Rules difficult to apply/interpret: None Model Rule reference (if any): N/A

ROLL OF VOTERS N/A

ALLEGATIONS OF IRREGULARITIES RECEIVED

Details of written allegations of irregularities, and action taken by AEC: N/A

Other irregularities identified, and action taken:

N/A

ATTACHMENTS

A: Declaration of results for contested and uncontested offices

Ishtiaq Ahmed Returning Officer

John and

22 December 2016

Independent Education Union of Australia NSW /ACT Branch

Election of Branch Council Delegates 2016

Declaration of Results for Contested and Uncontested Offices

E2016/225

Below are the 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.

NSW /ACT Branch- Branch Council Delegates - North West (5)

Total number of names on the roll of voters	740
Ballot papers issued	740
Ballot papers / envelopes returned for scrutiny	132
Less ballot papers / envelopes rejected at preliminary scrutiny	3
Total Ballot Papers Admitted to Scrutiny Percentage of ballot papers returned to number issued Formal ballot papers Informal ballot papers	129 17 127 2

<u>Candidates</u>	<u>Votes</u>
MILLER, Judy	107
SORENSEN, Stefan	63
BURTON, Belinda	116
WALKER, Michael Josh	117
CLYNCH, Kate	112
O'NEILL, Fiona	120

I declare Belinda Burton, Kate Clynch, Judy Miller, Fiona O'neill and Michael Josh Walker elected.

Branch Council Delegates - Central Coast (6)

<u>Candidates</u>

HEFFERNAN, William John HIGGINS, Christine O'CONNELL, Bill STONE, Kristin

I declare William John Heffernan, Christine Higgins, Bill O'Connell and Kristin Stone elected. No other nominations received.



Branch Council Delegates - Central West (6)

Candidates

DUNDON, Simon HARVEY, Patricia Mary HAYWARD, Geoffrey MARTINEZ, Kylie NUNN, Peter PAINE, Bruce Charles

I declare Simon Dundon, Patricia Mary Harvey, Geoffrey Hayward, Kylie Martinez, Peter Nunn and Bruce Charles Paine elected.

Branch Council Delegates - Hunter Valley (6)

Candidates

COOPER, Vincent Edward JIRMAN, Philip JOSEPH, Wilson Mark MEAD, Amy SEAMER, Dorothy J

I declare Vincent Edward Cooper, Philip Jirman, Wilson Mark Joseph, Amy Mead and Dorothy J Seamer elected.

No other nominations received.

Branch Council Delegates - Lansdowne (6)

Candidates

HAWTHORNE, Bernadette KOZAK, Janina ROONEY, James

I declare Bernadette Hawthorne, Janina Kozak and James Rooney elected. No other nominations received.

Branch Council Delegates - Mid North Coast (6)

Candidates

HENRY-SCHLENTRICH, Corinne MURTAGH, Mary Rose ROBINSON, Leon Terry

I declare Corinne Henry-schlentrich, Mary Rose Murtagh and Leon Terry Robinson elected. No other nominations received.



Branch Council Delegates - North Coast (6)

Candidates

EGAN, Kath HOWARD, Mary NAMRELL, Michael RYAN, Richard

I declare Kath Egan, Mary Howard, Michael Namrell and Richard Ryan elected. No other nominations received.

Branch Council Delegates - Northern Beaches (5)

Candidates

No candidates elected.

Branch Council Delegates - Penrith/ Blue Mountains (6)

Candidates

ANDERSON, Geoffrey BRYAN, Regina HEGGART, Elizabeth LOUDOUN, Michael O'DONNELL, Margarett

I declare Geoffrey Anderson, Regina Bryan, Elizabeth Heggart, Michael Loudoun and Margarett O'donnell elected. No other nominations received.

Branch Council Delegates - Riverina (6)

Candidates

DORCZAK, Stasiu RAY, Anne Sylvia RYALL, Narelle Gaye WRIGHT, Holly

I declare Stasiu Dorczak, Anne Sylvia Ray, Narelle Gaye Ryall and Holly Wright elected. No other nominations received.

Branch Council Delegates - South East (5)

<u>Candidates</u>

BATSON, Catherine BURTENSHAW, Sallyann FRASER, Simon HILL, Wendy June MYERS, Roger



I declare Catherine Batson, Sallyann Burtenshaw, Simon Fraser, Wendy June Hill and Roger Myers elected.

Branch Council Delegates - Central Metropolitan (6)

Candidates

FEDELE, Carmelo KILDEA, Seeta O'SULLIVAN, Mark Robert RENSHAW, Michelle Mary

I declare Carmelo Fedele, Seeta Kildea, Mark Robert O'sullivan and Michelle Mary Renshaw elected.

No other nominations received.

Branch Council Delegates - Cumberland (6)

Candidates

PALUZZANO, Karyn PALUZZANO, Robert

I declare Karyn Paluzzano and Robert Paluzzano elected. No other nominations received.

Branch Council Delegates - Ku-Ring-Gai (6)

Candidates

No candidates elected.

Branch Council Delegates - Metropolitan East (6)

Candidates

DEVERY, Patrick

I declare Patrick Devery elected. No other nominations received.

Branch Council Delegates - Monaro (6)

Candidates

BAINES, Greg CATON, David LEET, Anne LEFEBVRE, Dianne MCDONALD, Angela Maree MCPHELIMY, Justin

I declare Greg Baines, David Caton, Anne Leet, Dianne Lefebvre, Angela Maree McDonald and Justin McPhelimy elected.



Branch Council Delegates - Northern Suburbs (6)

Candidates

ANDERSON, Mark Charles

I declare Mark Charles Anderson elected. No other nominations received.

Branch Council Delegates - Principals (4)

Candidates

FARRELL, John O'NEILL, Noeleen O'SULLIVAN, Louise

I declare John Farrell, Noeleen O'neill and Louise O'sullivan elected. No other nominations received.

Branch Council Delegates - South Coast (6)

Candidates

EVERATT, Adam LOWE, Glenn POLLARD, Jonathan Lewis ROGERS, Ann M

I declare Adam Everatt, Glenn Lowe, Jonathan Lewis Pollard and Ann M Rogers elected. No other nominations received.

Branch Council Delegates - Southern Suburbs (6)

Candidates

KERMODE, Amy SPRY, Helen May YEWDALL, Veronica

I declare Amy Kermode, Helen May Spry and Veronica Yewdall elected. No other nominations received.

Ishtiaq Ahmed Returning Officer

Australian Electoral Commission

fating and

14 December 2016



DECISION

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

Independent Education Union of Australia (E2016/225)

MR ENRIGHT

MELBOURNE, 26 SEPTEMBER 2016

Arrangement for conduct of election.

[1] On 15 and 21 September 2016 the New South Wales/Australian Capital Territory Branch of the Independent Education Union of Australia lodged with the Fair Work Commission the prescribed information in relation to an election for the following offices:

Branch Council Delegates from the following sub-branches:

Central Coast	6
Central Metropolitan	6
Central West	6
Cumberland	6
Hunter Valley	6
Ku-Ring-Gai	6
Lansdowne	6
Metropolitan East	6
Mid North Coast	6
Monaro	6
North Coast	6

North West	5
Northern Beaches	5
Northern Suburbs	6
Penrith/Blue Mountains	6
Principals	4
Riverina	6
South Coast	6
South East	5
Southern Suburbs	6

[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

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<Price code A, PR585718>

ELLIOTT, Mark

From: ELLIOTT, Mark

Sent: Wednesday, 21 September 2016 12:05 PM

To: industrial.elections@aec.gov.au

Subject: E2016/225 - IEUA NSW/ACT Branch - replacement PI

Attachments: IEUA NSWACT branch prescribed info.pdf; IEUA NSWACT branch eligible

members.pdf

Good afternoon,

Please find attached prescribed information that is intended to supersede the material sent to you on 15 September 2016 in the abovementioned matter.

Regards,

Mark Elliott

Regulatory Compliance Branch

Fair Work Commission

Tel: 03 8656 4687
Fax: 03 9655 0410
mark.elliott@fwc.gov.au
11 Exhibition Street Melhourne Vi

11 Exhibition Street, Melbourne, Victoria 3000 GPO Box 1994, Melbourne, Victoria 3001

www.fwc.gov.au

Please be aware my telephone number has changed. My new phone number is 03 8656 4687. Please update your records accordingly

PRESCRIBED INFORMATION FOR ELECTIONS in accordance with Section 189 Fair Work (Registered Organisations) Act 2009 and Regulation 138 Fair Work (Registered Organisations) Regulations 2009

I, John Quessy, being the Branch Secretary of the Independent Education Union of Australia, NSW/ACT Branch, make the following statement:

- 1. I am authorised to sign this statement containing prescribed information for Independent Education Union of Australia, NSW/ACT Branch.
- 2. The following information is lodged under subsection 189(1) of the Fair Work (Registered Organisations) Act 2009 (the RO Act).
 - (a) An election is required for the following offices:

Branch Council Delegates from sub-branches as follows:

Central Coast sub-branch (6)

Central Metropolitan sub-branch (6)

Central West sub-branch (6)

Cumberland sub-branch (6)

Hunter Valley sub-branch (6)

Ku-Ring-Gai sub-branch (6)

Lansdowne sub-branch (6)

Metropolitan East sub-branch (6)

Mid North Coast sub-branch (6)

Monaro Branch sub-branch (6)

North Coast sub-branch (6)

North West sub-branch (5)

Northern Beaches sub-branch (5)

Northern Suburbs sub-branch (6)

Penrith / Blue Mountains sub-branch (6)

Principals sub-branch (4)

Riverina sub-branch (6)

South Coast sub-branch (6)

South East sub-branch (5)

Southern Suburbs sub-branch (6)

(see Rule 19 d (e), 6.2, 6.4 & 9 (a) NSW/ACT Branch Rules of IEUA Rules)

- (b) The reason for the election is new positions have been created. (see Rule 19(e) NSW/ACT Branch Rules of IEUA Rules, page 56).
- (c) The number of Branch Council Delegates from each sub-branch is listed in paragraph (a) above.
- (d) The electorate for the election are the financial members of the Branch, voting to elect Branch Council Delegates from their respective sub-branch (see Rule 10.14(c) of NSW/ACT Branch Rules of IEUA Rules)
- (e) The dates that nominations open and close shall be determined by the Returning Officer (see Rule 19(c)(i) & Rule 19(e) of NSW/ACT Branch Rules of IEUA Rules)
- (f) The dates that the roll of votes closes shall be determined by the Returning Officer (see Rule 19(e) of NSW/ACT Branch Rules of IEUA Rules)
- (g) The voting system to be employed in the conduct of the elections for Delegates to Council is first past the post Direct Voting System (see Rule 10.1 (a) & 10.14(c) of NSW/ACT Branch Rules of IEUA Rules).

Signed:

Dated:

[PLEASE NOTE: This statement should be lodged with the Fair Work Commission at least 2 months prior to nominations opening. It can be submitted to orgs@fwc.gov.au.]

Independent Education Union of Australia - NSW/ACT BRANCH			
			
Eligible members as at 1 Januar	y 2016		
Sub-Branch	Eligible Members	No of Delegates	
Central Coast	802	6	
Central Metropolitan	2466	6	
Central West	1218	6	
Cumberland	2630	6	
Hunter Valley	2295	6	
Ku-Ring-Gai	1124	6	
Landsdowne	2590	6	
Metropolitan East	1631	6	
Mid North Coast	869	6	
Monaro	1587	6	
North Coast	932	6	
Northern Suburbs	1479	6	
North West	736	5	
Northern Beaches	751	5	
Penrith/Blue Mountains	1931	6	
Riverina	997	6	
South Coast	2450	6	
South East	693	5	
Southern Suburbs	1889	6	
Principals	542	4	



Copy of Prescribed Information

Title of Matter: Application/Notification by Independent Education Union of Australia-New

South Wales/Australian Capital Territory Branch

Section: s.189(1) RO Act - Notification of elections for office

Subject: Delegates to Council (115)

Matter Number(s): E2016/225

Attn: Electoral Officer

A copy of the Prescribed Information in relation to the above matter is attached for your information.

The election decision will be forwarded to your office in due course.

Inquiries:

Any inquiries relating to this are to be directed to: orgs@fwc.gov.au.

15 September 2016



JQ: 118/2016

IEUA (NSW/ACT Branch)
GPO Box 116
SYDNEY NSW 2001
The Briscoe Building
485-501 Wattle Street
ULTIMO NSW 2007

15 September 2016

The General Manager Fair Work Commission GPO Box 1994 MELBOURNE VIC 3001

BY EMAIL: orgs@fwc.gov.au

Attn: Eve Anderson

Dear Madam

I write in relation to the election for Delegates to Council of the Independent Education Union of Australia, NSW/ACT Branch.

Under our rules as varied on the 19 August 2016, we are required to hold an interim election for the positions for Delegate to Council in accordance with Rule 19 (e) and we attach the relevant information as 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 this election.

Attached please find a copy of the decision, the consolidated rules as at 19 August 2016 and a copy of the approved rules from NSW Registrar.

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

Yours sincerely

BRANCH SECRETARY

Prescribed information in Respect of Election – Regulation 138 and Subsection 189(1) of the Fair Work (RO) Act

- (1) For the purposes of subsection 189 (1) of the Act, the following information is provided:
- (a) The name of each position of which the election is required is:

Delegate to Council

(Rule 19 d (e) & 9 (a) NSW/ACT Branch Rules of IEUA Rules, page 55)

Central Coast sub-branch (6)

Central Metropolitan sub-branch (6)

Central West sub-branch (6)

Cumberland sub-branch (6)

Hunter Valley sub-branch (6)

Ku-Ring-Gai sub-branch (6)

Lansdowne sub-branch (6)

Metropolitan East sub-branch (6)

Mid North Coast sub-branch (6)

Monaro Branch sub-branch (6)

North Coast sub-branch (6)

North West sub-branch (5)

Northern Beaches sub-branch (5)

Northern Suburbs sub-branch (6)

Penrith / Blue Mountains sub-branch (6)

Principals sub-branch (4)

Riverina sub-branch (6)

South Coast sub-branch (6)

South East sub-branch (5)

Southern Suburbs sub-branch (6)

- (b) The reason for the election is new positons have been created. (see Rule 19(e) NSW/ACT Branch Rules of IEUA Rules, page 56).
- (c) As listed in (a) above
- (d) As listed in (a) above
- (e) Under our rules as varied on the 19 August 2016, we are required to hold an interim election for the positions for Delegates to Council in accordance with Rule 19 (e) NSW/ACT Branch Rules of IEUA Rules, page 56. This election shall be conducted no later than three months after the date of effect of the rule change, that is 19 August 2016.
- (f) See Rule 10.14 page 49. Dates as to be determined by the returning officer.

The publication date for the Unions Newspaper is Monday 7 November 2016. However, this date is too late to allow for finalisation of the election before the start of the summer school holidays. The Union therefore proposes that nominations be called on the union website and by publication of a notice in a Newspaper.

The Union proposes opening nominations on Tuesday 11 October 2016, and closing nominations 4.00 pm Tuesday 1 November 2016.

The roll of voters shall close on 11 October 2016.

The ballot to commence Tuesday 22 November 2016 and close noon Tuesday 13 December 2016.

(g) The voting system to be employed in the conduct of the elections for Delegates to Council is first past the post Rule 10.1 (a)