

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

Independent Education Union of Australia
(E2004/205)

T NASSIOS
DEPUTY INDUSTRIAL REGISTRAR

MELBOURNE, 22 JUNE 2004

Arrangement for conduct of election.

DECISION

[1] On 9 June 2004, the Northern Territory Branch of the abovenamed organisation lodged in the Industrial Registry the prescribed information in relation to an election for the following offices;

President
Vice-President from Darwin Urban
Vice-President from Top End Rural
Vice-President from Southern Region (Alice Springs)
Secretary/Treasurer
4 Ordinary Members
1 Federal Council Delegate
1 Teacher Registration Board Representative

[2] Subsection 189(3) of Schedule 1B of the Workplace Relations Act 1996 (the Act) provides, among other things, that a Registrar must be satisfied that an election is required to be held under the rules of the organisation or branch before making arrangements for the conduct of the election by the Australian Electoral Commission.

[3] In relation to the position of one (1) Teacher Registration Board Representative, the rules of the organisation and branch make no provision for the conduct of an election for, or the existence of, such position. Accordingly, I cannot be satisfied that an election is required to be held under the rules for that position, and am unable to make arrangements for the conduct of an election for such position.

[4] I am satisfied, however, that an election for all the other offices mentioned above is required to be held under the rules of the organisation and, under subsection 189(3) of the Act, I am making arrangements for the conduct of the election by the Australian Electoral Commission.





INDEPENDENT EDUCATION UNION OF AUSTRALIA

Ground Floor, 120 Clarendon Street, Southbank, Victoria 3006

PO Box 1301, South Melbourne, Victoria 3205

Ph: (03) 9254 1830

Fax: (03) 9254 1835

Facsimile Message

<u>ATTENTION:</u>	The Registrar	
<u>ORGANISATION:</u>	Australian Industrial Relations Commission	
<u>FAX NO:</u>	9655 0401	
<u>FROM:</u>	Lynne Rolley	
<u>DATE:</u>	8/06/04	NO. OF PAGES: 4
		(Including this page)
<u>RE:</u>	IEU NT election of offices	

**INDEPENDENT EDUCATION UNION of Australia**

ABN 44 401 438 457

Ground Floor 120 Clarendon Street, Southbank, Victoria 3006

PO Box 1301, South Melbourne, Victoria 3205

Ph: (03) 9254 1830 Fax: (03) 9254 1835

Website: <http://www.ieu.org.au> E-mail: ieu@ieu.org.au

8 June 2004

The Registrar
Australian Industrial Relations Commission
Level 35 Nauru House
80 Collins Street
Melbourne, Vic 3000

Per facsimile: 03 96550401

Attention: Mr Rob Pfeiffer

Dear Mr Pfeiffer,

I write on behalf of the Northern Territory Branch of the IEU and advise that pursuant to Rule 7 of the Northern Territory Branch rules and Rule 17 of the Federal Rules, a ballot is required for the election of offices of the Northern Territory Branch. I have received correspondence from the Branch President which sets out the decision of the Branch Executive regarding the timing of the elections. This correspondence is attached.

For the purposes of subsection 189(1) of Schedule 1B of the Act and regulation 138, I provide the following information:

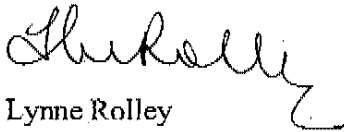
- (a) The office of President, Vice President (Darwin Urban), Vice President (Top End Rural), Vice President (Southern Region), Secretary, 4 Ordinary Members, and 1 Federal Council Delegate are the offices in respect of which an election is required.
- (b) The election is required because the respective terms of office expire in 2004.
- (c) In accord with Branch Rule 7(b), the method of election of the three (3) Vice Presidents shall be by and from financial members resident in the respective areas of Darwin Urban, Southern Region and Top End.
- (d) The Branch Executive has determined the time during which the election will be held. Nominations will open on 26 July 2004 and will close on 10 September

2004. The resolution also proposes that the election be scheduled for 11 October to 15 October 2004.

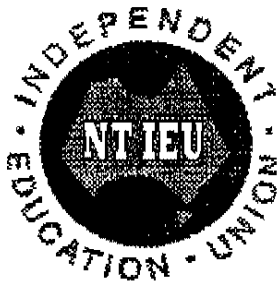
- (e) The voting system to be employed in the conduct of the election is the direct voting system.

Please note that the NT Branch Executive resolution requests that an election also be held for the non office position of Teacher Registration Board Representative. On your advice, I understand that an AEC conducted election for this position could not occur given that there is no provision within the Branch or Federal Rules for such election.

Yours sincerely



Lynne Rolley
Federal Secretary



INDEPENDENT EDUCATION UNION OF AUSTRALIA

Northern Territory Branch
 GPO Box 4166
 DARWIN NT 0801
 Tel: (08) 8981 1924
 Fax: (08) 8981 1935
 Email: ieunt@bigpond.com
 ABN: 24 402 174 032

Ref: sh262

17 May 2004

Ms Lynne Rolley
 Federal Secretary
 Independent Education Union of Australia
 PO 1301
 SOUTH MELBOURNE VIC 3205

Dear Lynne

Re: Northern Territory Branch Elections 2004

I write to inform you of the NT Branch Executive's decision of Wednesday, 12 May 2004, regarding the timing of the Northern Territory Branch Elections 2004.

The decision reads as such

Motion

That the Northern Territory Branch elections required for 2004 be conducted under the following timeline:

<i>Opening of nominations:</i>	<i>Monday, 26 July 2004</i>
<i>Close of nominations:</i>	<i>Friday, 10 September 2004</i>
<i>Election:</i>	<i>Monday, 11 October 2004 to Friday, 15 October 2004</i>

And that the positions to be elected shall be:

President
Vice President (Darwin)
Vice President (Top End Rural)
Vice President (Southern Region)
Secretary
4 Ordinary Members
1 Federal Council Delegate
1 Teacher Registration Board Representative

Moved: Joanne Watkins Seconded: Terry Cullen CARRIED

Yours faithfully

John Gaulke
President

Independent Education Union of Australia Northern Territory Branch

DECLARATION OF RESULTS

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

E2004/205

President

Candidate

GAULKE, John

Vice-President - Darwin Urban

Candidate

STANLEY, Jim

Vice-President - Top End Rural

No nomination was received

Vice-President - Southern Region (Alice Springs)

Candidate

FOSTER, Andrew

Secretary/Treasurer

Candidate

SALTER, Cheryl

Ordinary Executive Member (4)

Candidates

BOTT, Elsabe

CULLEN, Nuala

SCHULTZ, Erica

No other nominations received

Federal Council Delegate

Candidate

HALL, Simon

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

Chris Roper
Returning Officer
26 August 2004