

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

Independent Education Union of Australia
(E2008/174)

T. NASSIOS
DEPUTY INDUSTRIAL REGISTRAR

MELBOURNE, 19 JUNE 2008

Arrangement for conduct of election.

DECISION

[1] On 15 May 2008 the Queensland and Northern Territory Branch of the abovementioned organisation lodged in the Industrial Registry the prescribed information in relation to an election for the following offices:

Branch Executive Members from the Northern Territory Division (5)

Branch Executive Members from the Queensland Division (29)

Northern Territory Division Advisory Committee Members from the following Sub-Divisions:

Darwin upper (2)

Top End Rural (1)

Southern Region – Alice Springs (1)

Branch Committee of Management Members as follows:

Secretary

Assistant Secretary/Treasurer

Assistant Secretary

Senior Vice-President (Northern Territory Division)

Senior Vice-President (Queensland Division)

Junior Vice-President

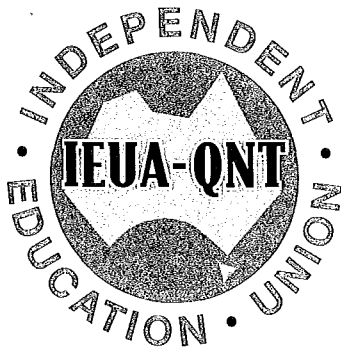
President

Committee Members (3), at least one (1) of whom shall be from the Northern Territory Division

Alternate Delegate of the Branch Executive to the 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 Schedule 1 of the Workplace Relations Act 1996, I am making arrangements for the conduct of the election by the Australian Electoral Commission.





**INDEPENDENT EDUCATION UNION OF AUSTRALIA
QUEENSLAND AND NORTHERN TERRITORY BRANCH**

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8/14/5

E 2008/174

Monday, 12 May 2008

Industrial Registrar
Australian Industrial Relations Commission
GPO Box 1994S
MELBOURNE VIC 3001

Attention: Statutory Services Branch

By Email: Robert.pfeiffer@air.gov.au

Dear Mr Pfeiffer

Re: IEUA - Queensland and Northern Territory (IEUA-QNT) Branch Elections

In accordance with Chapter 7 Part 1 Section 189 of the RAO Schedule of the Workplace Relations Act 1996 and Regulation 138, I provide the following information.

Re 138(1)(a) and (c)

That in accordance with Rule 7.3(a) of the IEUA-QNT Branch Rules an election is required for:

Branch Executive thirty-four (34) members.

Rule 7.3(b) of the Rules of the IEUA-QNT Branch provides that members of the Northern Territory Division elect five (5) persons to the Branch Executive.

Rule 7.3(c) of the Rules of the IEUA-QNT Branch provides that members of the Queensland Division elect twenty-nine (29) persons to the Branch Executive.

I would advise that elections for the positions of Branch Delegates to Federal Council have already been conducted (E2007/242 and E2008/127).

Re 138(1)(b)

These elections are made necessary in that the current term of office of the incumbents expires as follows:

Branch Executive Members Noon 31 October 2008

Branch Rule 10.28 is relevant. Ballot declared 5 August 2004

Re 138(1)(d)

The electorate comprises the financial members of the IEUA-QNT Branch as determined by Federal Rule 17(q).

IEUA-QNT Branch Rule 7.3(b) is also relevant regarding the Divisional electorates for the Queensland Division and the Northern Territory Division.

Northern Territory Division Advisory Committee

An election is also required for the positions on the Northern Territory Division Advisory Committee. Rule 14.3 of the Rules of the IEUA-QNT Branch provides that the Division Advisory Committee shall be comprised of the five (5) Northern Territory Division persons elected to the Branch Executive and a further four (4) Northern Territory Division persons who shall be elected at the same time in a separate ballot conducted consistent with the provisions of Rule 10 of the Rules of the IEUA-QNT Branch.

The current term of office for the Northern Territory Division Advisory Committee positions expires on (Noon) 31 October 2008 (IEUA-QNT Branch Rules 10.28 and 20.10).

In accordance with Rule 14.3 of the Rules of the IEUA-QNT Branch, the Northern Territory Division Advisory Committee shall be comprised of the five (5) Northern Territory Division persons elected to the Branch Executive and a further four (4) Northern Territory Division persons who shall be elected at the same time in a separate ballot.

Rule 14.3 of the Rules of the IEUA-QNT Branch provides that for the purposes of conducting an election for the additional four (4) persons the Northern Territory Division shall be divided into three sub-divisions as follows:

- (i) Darwin Urban which shall elect two (2) persons to the Division Advisory Committee;
- (ii) Top End Rural which shall elect one (1) person to the Division Advisory Committee; and
- (iii) Southern Region – Alice Springs which shall elect one (1) person to the Division Advisory Committee.

Each member employed in a school (or domiciled, if not employed) in the designated area shall be allocated to the respective sub-division.

Re 138(1)(e)

It is a requirement under Federal Rule 17(h) that the elections conclude no later than 31 October 2008.

In setting dates for the election process I would advise that the Union's journal will next be published on 10 July 2008. Advertising the relevant notices in relevant newspapers is therefore necessary.

I would propose the following dates:

Nominations Open	10 July 2008 (9:00 am)
Nominations Close	31 July 2008 (4:00 pm)

Poll Opens 1 September 2008 (9:00 am)
Poll Closes 19 September 2008 (5:00 pm)

School vacation 20 September – 5 October 2008.

Reg 138 (1)(f)

In accordance with Federal Rule 17(q) for the purpose of this election the books of the Branch shall be deemed to have closed as at seven (7) clear days before the opening date of nominations.

Re 138(1)(g)

The voting system to be used is the direct voting system and is first past the post. The Rules allow for an order of preference to be indicated by the voter (Branch Rule 10.27).

2nd Tier Elections

I would further advise that in accordance with the IEUA-QNT Branch Rule 11.1, subsequent to the election of the Branch Executive, elections for the positions on the Branch Committee of Management and Alternate Delegate of the Branch Executive to the Federal Executive are to be held.

The current term of office for the Branch Committee of Management and Alternate Delegate positions expires on (Noon) 31 October 2008 (Ballot declared 14 September 2004) (IEUA-QNT Branch Rules 10.28 and 20.10).

1. In accordance with Rule 7.4 of the Rules of the IEUA-QNT Branch, the Branch Committee of Management to be elected shall consist of ten (10) persons as follows:

One (1)	Secretary
One (1)	Assistant Secretary/Treasurer
One (1)	Assistant Secretary
One (1)	Senior Vice-President (Northern Territory Division)
One (1)	Senior Vice-President (Queensland Division)
One (1)	Junior Vice-President
One (1)	President
Three (3)	Committee Members

These persons are elected by and from the Branch Executive members using a collegiate electoral system.

In accordance with Rule 7.4 of the Rules of the IEUA-QNT Branch, the Senior Vice-President (Northern Territory Division) position shall be filled by a member of the Branch Executive from the Northern Territory Division.

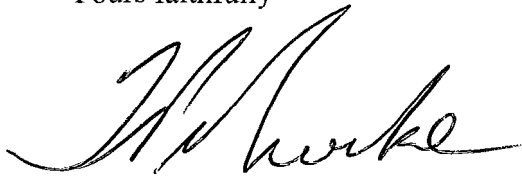
In accordance with Rule 7.4 of the Rules of the IEUA-QNT Branch, the Senior Vice-President (Queensland Division) position shall be filled by a member of the Branch Executive from the Queensland Division.

In accordance with Rules 7.4 and 11.2 of the Rules of the IEUA-QNT Branch, at least one (1) Committee Member shall be from the Northern Territory Division.

2. In accordance with Federal Rules 9(a) and 12(f) and IEUA-QNT Branch Rule 11.1, an Alternate Delegate of the Branch Executive to the Federal Executive shall be elected by and from the Branch Executive.

I would recommend that a timetable for this second tier not be established immediately as it may be appropriate to consider a timetable in light of whether a ballot becomes necessary for the Branch Executive.

Yours faithfully

A handwritten signature in black ink, appearing to read 'T. Burke', written in a cursive style.

TERRY BURKE
SECRETARY

Encl.

STATEMENT OF FACT

1. I, Terence Patrick Burke of 2 Cheshire Street, Kippa-Ring in the State of Queensland, and an officer of the Independent Education Union of Australia Queensland and Northern Territory Branch, make the following statement of fact.
2. I am an officer of the organisation authorised to make this statement.
3. The information lodged with this statement is in accordance with Chapter 7 Part 1 Section 189 of the RAO Schedule of the Workplace Relations Act 1996 and Regulation 138,



TERENCE P BURKE
SECRETARY
INDEPENDENT EDUCATION UNION OF AUSTRALIA
QUEENSLAND AND NORTHERN TERRITORY BRANCH

12 May 2008