

INDEPENDENT EDUCATION UNION OF AUSTRALIA

VICTORIAN INDEPENDENT EDUCATION UNION

DECLARATION OF RESULTS

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.

E2010/2655

Ordinary Members (2)

Candidates

GREEN, Bernard John
SHEMBREY, Maureen Therese

PRINCIPALS SUB-BRANCH

Principals Sub-Branch Deputy President

Candidate

ARENDSE, Duncan

CATHOLIC PRIMARY SUB-BRANCH

Catholic Primary Delegates to Branch Conference (9)

Candidates

EATON, Cherrie Anne
HEALEY, Mark
MCMAHON, Mary Elizabeth
PALERMO, Jill
ROLAND, Robyn
RYAN, Patrick Francis
No further nominations were accepted

.../2

CATHOLIC SECONDARY SUB-BRANCH

Catholic Secondary Delegates to Branch Conference (12)

Candidates

DAVIES, Lyn
DUNNE, Andrew
JOYCE, David
O'CONNOR, Peter
PAVLOU, Photios Andrew
WAKELING, Emma
No further nominations were accepted

INDEPENDENT SUB-BRANCH

Independent Delegates to Branch Conference (8)

Candidates

LINDNER, Scott
SCOTT, Ruth
No further nominations were accepted

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

Michael Pryor
Returning Officer
Australian Electoral Commission
Melbourne

19 October 2010

Ms Debra James
General Secretary
Independent Education Union of Australia
PO Box 1320
SOUTH MELBOURNE VIC 3205

Post Election Report For: Independent Education Union of Australia
Victorian Independent Education Union
Election E2010/2655

I refer to the above election for your organisation.

Section 197(1) of Schedule 1 of the Fair Work (Registered Organisations) Act 2009 requires the AEC to provide a written report on the conduct of the election to Fair Work Australia and to the organisation or branch for whom the election was conducted. A copy of the report in relation to this election is attached.

Section 198 of Schedule 1 requires that if an organisation or branch is given a post election report under section 197 that identifies a rule that was difficult to interpret or apply, the organisation or branch must, within 30 days, give a written response to the AEC on that aspect of the report. The response must specify whether the organisation or branch intends to take any action in relation to the rule, and if so, what action it intends to take.

If the attached Report identifies a rule that was difficult to interpret or apply, you should forward your response to the AEC by email to 'industrial.elections@aec.gov.au' within thirty days of the date of the report.

Section 198 and the regulations also require an organisation to make the post election report and the organisation's response to the report (if applicable) available to members.

Further, Regulation 141(4) of the Fair Work (Registered Organisations) Act 2009 requires an organisation or branch to publish a notice on its web site advising members that a copy of the post election report is available upon request. If a website is not available, publishing a notice in a journal or newsletter would be considered appropriate.

Please contact me if you wish to clarify any aspect of this report.

Michael Pryor
Returning Officer

19 October 2010

Fair Work (Registered Organisations) Act 2009

POST ELECTION REPORT

Independent Education Union of Australia

Victorian Independent Education Union

ELECTION COVERED IN THIS REPORT

Election Decision No: E2010/2655

RULES

Rules used for the election: 130N: Incorporates alterations of 24/2/2010
[R2010/9] (replaces 16/4/2009 version)

Rules difficult to apply/interpret: None

Model Rule reference (if any): N/A

ROLL OF VOTERS

Total number of voters on the Roll: Ballot not required

Number of apparent workplace addresses: Nil

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: Nil

Other irregularities identified, and action taken: Nil

ATTACHMENTS

Declaration of Results

Michael Pryor
Returning Officer

19 October 2010



FAIR WORK
AUSTRALIA

DECISION

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

Independent Education Union of Australia
(E2010/2655)

T. NASSIOS

MELBOURNE, 31 AUGUST 2010

Arrangement for conduct of election.

[1] On 17 August 2010 the Independent Education Union of Australia - Victorian Independent Education Union lodged with Fair Work Australia the prescribed information in relation to an election for the following offices:

Ordinary Members (2)
Principals Sub-Branch Deputy President

Catholic Primary Delegates to Branch Conference (9)
Catholic Secondary Delegates to Branch Conference (12)
Independent Delegates to Branch Conference (8)

[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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ATTACHMENT 1

VIEU Committee of Management Meeting 7 May 2010

Minutes

7.6 VIEU Elections

The General Secretary referred COM to Agenda Paper CM10/3/8 – Australian Electoral Commission notice of results. She advised that there are still two vacancies on the Committee of Management – Deputy President Principals Council and one ordinary member. There are also 12 Catholic Secondary, 9 Catholic Primary and 8 Independent delegates to Branch Conference vacancies.

Motion 4

“That this meeting of the VIEU Committee of Management calls on the General Secretary to take whatever steps are necessary to arrange for the Australian Electoral Commission to conduct elections to fill the following vacancies:

*Principals Sub-Branch Deputy President x 1
Ordinary members Committee of Management x 2
Catholic Secondary Delegates to Branch Conference x 12
Catholic Primary Delegates to Branch Conference x 9
Independent Delegates to Branch Conference x 8”*

Moved: Patrick Bennett
CARRIED

Seconded: Maree Shields

SCHEDULE 1

REGULATION 138

PRESCRIBED INFORMATION IN RESPECT OF ELECTION – SUB-SECTION 189(1) OF THE ACT

NAME OF OFFICE	NUMBER OF OFFICES		REASON FOR ELECTION	ELECTORATE
Committee of Management				
Principals Sub-branch Deputy President	1		Office not filled at previous election	Elected by the membership of that Sub-branch from elected Chapter representatives
Ordinary member	2		Office not filled at previous election	Elected by and from the total branch membership
Delegates to Conference				
Catholic Primary delegates	No. members 1/12/09	No. offices	Office not filled at previous election	Elected by the membership of that Sub-branch from elected Chapter representatives
	4854	9		
Catholic Secondary delegates	5131	12	Office not filled at previous election	Elected by the membership of that Sub-branch from elected Chapter representatives
Independent delegates	4019	8	Office not filled at previous election	Elected by the membership of that Sub-branch from elected Chapter representatives

10-1056
UNI1546

17 August 2010

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

Dear General Manager

In accordance with s183(1) of the *Fair Work (Registered Organisations) Act*, I advise that pursuant to the rules of the Victorian Independent Education Union, a branch of the Independent Education Union of Australia, further elections must be conducted this year for a number of offices.

The following documentation is attached:

1. A statement made in accordance with Regulation 138 signed by an officer authorised to make the statement.
2. Schedule 1 setting out the prescribed information in respect of the elections pursuant to Regulation 138 and required by s189(1) of the Act.
3. Schedule 2 setting out the proposed timetable for the conduct of elections in accordance with the rules of the union. The draft timetable envisages the calling for nominations on 13 September 2010.
4. Attachment 1 - Motion of the VIEU Committee of Management carried on 7/5/10 authorising the General Secretary to call for nominations as required by s183(2) of the Act.

I note that the proposed date does not meet provisions in relation to the prescribed day in Regulation 138(3) but that s189(2) of the Act provides that the General Manager may allow a later day. Accordingly, I request that the General Manager approve a later prescribed day in order to meet the timetable attached.

I look forward to your response.

Yours sincerely



Debra James
General Secretary

STATEMENT

I, Debra James, of 120 Clarendon Street, South Melbourne, am the General Secretary of the Victorian Independent Education Union, a branch of the Independent Education Union of Australia, and an officer authorised under the rules to make this statement.

The information set out in the attached schedules is lodged in accordance with sub-sections 183(1) and (2) of the *Fair Work (Registered Organisations) Act* as follows:

1. Schedule 1:

- The names and number of each office in respect of which an election is required;
- The reason for the election;
- Details of the electorate for each of the offices.

2. Schedule 2:

- The details of the commencement and expiration of the period during which nomination of candidates will be called for under the rules of the branch of the IEUA.

3. Attachment 1:

- The resolution passed unanimously by the VIEU Committee of Management on 7 May 2010.

4. The voting system is a direct voting system.

5. The day on which the roll of voters is to be closed consistent with the timetable in Schedule 2, is 6 September 2010.

Signed:



Debra James
General Secretary, Victorian Independent Education Union

Dated: 17 August 2010

SCHEDULE 1

REGULATION 138

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SCHEDULE 2

PROPOSED TIMETABLE FOR THE HOLDING OF ELECTIONS IN 2010

13 September	Nominations are called for in respect of positions through advertisement in VIEUPOINT and on the VIEU website. <i>Nominations must be open for at least 21 days</i>
15 October	Nominations close (end of second week of term 3) <i>Ballot must open no later than 28 days after close of nominations</i>
29 October	Ballot opens <i>Ballot must be open no less than 21 days</i>
23 November	Ballot closes

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