

svc-adlib5

From: Jeff Webb <Jeff.Webb@aec.gov.au>
Sent: Thursday, 22 June 2017 3:05 PM
To: Deb James; ROC - Registered Org Commission
Subject: E2017/10 AEU-VIC TAS PER AND DECLARATION[SEC=UNCLASSIFIED]
Attachments: Post Election Report IEUA E2017-10.docx; Declaration of results for uncontested Offices E2017-10.doc

Post election report attached.

Jeff Webb | Senior Returning Officer

VIC State Office | VIC State Office

Australian Electoral Commission

T: (03) 9285 7141 | M: Unlisted



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22 June 2017

Post-election Report

**Independent Education Union of Australia
E2017/10**

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Election(s) Covered in this Report

Election Decision No/s: E2017/10

Rules

Rules used for the election: 130N: incorporates alterations of 6/10/2016
[R2016/188] (replaces rulebook dated 19/08/2016 [R2016/125])

Rules difficult to apply/interpret: Nil

Module Rule reference (if any) N/A)

Roll of Voters

As there were no contested offices, no Roll of Voters was required.

Irregularities

Details of written allegations of irregularities, and action taken by AEC: Nil

Other irregularities identified, and action taken: Nil

Other Matters

Rule 17(g) limits the mode of delivery of Nominations as either by Registered Post or by hand. The AEC suggest that the IEUA amend this Rule to modernise the mode of delivery to include fax and email and remove the Registered Mail component and simply insert by post.

Attachments

- 1) Declaration of Results for Uncontested Offices – VIC/TAS

Jeff Webb
Returning Officer

22 June 2017



22 June 2017

Ms Debra James
General Secretary
Independent Education Union of Australia-Victoria Tasmania Branch
Email: djames@ieuvictas.org.au

Dear Ms James,

cc: Mr Chris Watt - Federal Secretary - ieu@ieu.org.au

Reminder of actions required when persons elected to office

The Australian Electoral Commission has provided the Registered Organisations Commission (the ROC) a declaration of results for the election of [E2017/10]. 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 293K of the *Fair Work (Registered Organisations) Act 2009* (the RO Act) requires 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. 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 are provided for in the RO Act.

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-Victoria Tasmania 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

Michael Moutevelis

Registered Organisations Commission

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.
2. 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 OLD name and address and NEW 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]*

¹ 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)

2. ...

Signed: [SECRETARY OR OTHER AUTHORISED OFFICER]

Dated: [DATE]

*[PLEASE NOTE: This declaration must be submitted to the Registered Organisations Commission within **35 days** of the change. It can be submitted to regorgs@roc.gov.au.]*

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

Independent Education Union of Australia E2017/10

Declaration of Results for Uncontested Offices

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.

Victoria Tasmania Branch

President

Candidates

WILLIAMS, Mark

Deputy President

Candidates

MAXWORTHY, Cara

General Secretary

Candidates

JAMES, Debra

Deputy General Secretary

Candidates

COTTER, Loretta

Ordinary Member (6)

Candidates

BENNETT, Patrick James

DUNNE, Andrew

GOTLIB, Kate

MACARDY, Heather

WOOD, Andrew

No further nomination was accepted

Education Support Staff Member (2)

Candidates

BLACKNEY, Olivia Jade

HINES, Andrea

Member resident in Tasmania

Candidates

MERHULIK, Kim

Catholic Primary Council

Catholic Primary Council President

Candidates

SHIELDS, Maree

Catholic Primary Council Deputy President

Candidates

EVANS, Rachael

Catholic Primary Delegate to Branch Conference (32)

Candidates

BARRY, Cheryle
BIONDI, Georgina
CURTIS, Samantha
EL-HAGE, George
GREGORY, Susan
HEALEY, Mark
HOSKIN, Genevieve
KEENAN, Shayne Terrence
LIROSI, Stephanie
SIDDIQUI, Barbara
WALSH, Helen Marion
No further nominations were accepted

Catholic Secondary Council

Catholic Secondary Council President

Candidates

HOBDAY, Stephen

Catholic Secondary Council Deputy President

Candidates

PENDAVINGH, Ruth

Catholic Secondary Delegate to Branch Conference (31)

Candidates

KELLIHER, James
MARCH, Damien
ROSS, Michael
WATSON, Ashley
WOODHOUSE, Peter
No further nominations were accepted

Independent Council

Independent Council President

Candidates

HUDDY, Teresa

Independent Council Deputy President

Candidates

ABELA, Alexandra

Independent Delegate to Branch Conference (24)

Candidates

ANKETELL, Christine

DITE, Christopher

GEORGE, Murray David

JAMES, Earl

LEWIS, Huw

SIMPSON, Annette

No further nominations were accepted

Principals Council

Principals Council President

Candidates

CONNORS, John

Principals Council Deputy President

Candidates

LANE, Greg

Principals Delegate to Branch Conference (2)

Candidates

No nominations were received

Tasmania

Tasmanian Council President

Candidates

WALDOCK, John

Tasmanian Council Deputy President

Candidates

MANNION, Paul

Tasmanian Council Delegate to Branch Conference (7)

Candidates

GREENHILL, Anna

LAKOS, Kate

MARRIOTT, Pauline

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.



Jeff Webb

Returning Officer

16 June 2017



DECISION

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

Independent Education Union of Australia (E2017/10)

MR ENRIGHT

MELBOURNE, 24 FEBRUARY 2017

Arrangement for conduct of election.

[1] On 10 and 22 February 2017 the Victoria Tasmania 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:

- President
- Deputy President
- General Secretary
- Deputy General Secretary
- Ordinary Members (6)
- Education Support Staff Members (2)
- Member resident in Tasmania

- Catholic Primary Council President
- Catholic Primary Council Deputy President
- Catholic Secondary Council President
- Catholic Secondary Council Deputy President
- Independent Council President
- Independent Council Deputy President
- Principals Council President
- Principals Council Deputy President
- Tasmanian Council President
- Tasmanian Council Deputy President

- Catholic Primary Delegates to Branch Conference (32)
- Catholic Secondary Delegates to Branch Conference (31)
- Independent Delegates to Branch Conference (24)
- Principals Delegates to Branch Conference (2)
- Tasmanian Delegates to Branch Conference (7)

[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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From: Deb James <djames@ieuvictas.org.au>
Sent: Wednesday, 22 February 2017 10:31 AM
To: LEE, Rebecca
Subject: Application for conduct of Election for IEU Offices

Importance: High

Dear Rebecca

Further to your telephone conversation yesterday with Sharon Goulding of this office, I wish to advise the following:

The day on which the roll of voters is to be closed consistent with the timetable in Schedule 2 of our application should read "10 May 2017" not 11 May 2017 as originally stated. This allows 7 clear days between the close of the roll and the calling for nominations on 18 May 2017. We apologise for this error.

In Schedule 1 the Number of Members in each Branch should read "At 1/12/16" not 31/12/16 – this was a typing error.

If you require any further information or you require us to resubmit our application, then please contact Sharon Goulding on 9254-1860 (press 2) or by email to sgoulding@ieuvictas.org.au

Yours sincerely
Debra James



DEBRA JAMES GENERAL SECRETARY

Tel 03 9254 1860 **FreeCall** 1800 622 889
Mail PO Box 1320 South Melbourne VIC 3205
Fax 03 9254 1865 **Email** djames@ieuvictas.org.au

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17-44
UNI4001

10 February 2017

The General Manager
Fair Work Commission
GPO Box 1994
MELBOURNE VIC 3001
Via email: orgs@fwc.gov.au

Dear General Manager

In accordance with s183(1) of the *Fair Work (Registered Organisations) Act*, I advise that pursuant to the rules of the Independent Education Union Victoria Tasmania, a branch of the Independent Education Union of Australia, elections must be conducted this year for all offices, with the exception of Branch Delegates to Federal Council.

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 18 May 2017.
4. Attachment 1 - Motion of the IEU Committee of Management carried on 8 February 2017 authorising the General Secretary to call for nominations as required by s183(2) of the Act.

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 Independent Education Union Victoria Tasmania, 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 s189(1) 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 IEU Committee of Management on 8 February 2017.

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 11 May 2017.

Signed:



Debra James

General Secretary, Independent Education Union Victoria Tasmania

Dated: 10 February 2017

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			
President	1	Expired term of office	Elected by and from the total branch membership
Deputy President	1	Expired term of office	Elected by and from the total branch membership
General Secretary	1	Expired term of office	Elected by and from the total branch membership
Deputy General Secretary	1	Expired term of office	Elected by and from the total branch membership
Ordinary Members	6	Expired term of office	Elected by and from the total branch membership
Education Support Staff Members	2	Expired term of office	Elected by and from members employed as education support staff
Member resident in Tasmania	1	New position (see Rule 13(d)v)	Elected by and from members resident in Tasmania
Sub-Branch Presidents and Deputies			
Catholic Primary Council President	1	Expired term of office	Elected by and from the membership of that Council
Catholic Primary Council Deputy President	1	Expired term of office	Elected by and from the membership of that Council
Catholic Secondary Council President	1	Expired term of office	Elected by and from the membership of that Council
Catholic Secondary Council Deputy President	1	Expired term of office	Elected by and from the membership of that Council
Independent Council President	1	Expired term of office	Elected by and from the membership of that Council
Independent Council Deputy President	1	Expired term of office	Elected by and from the membership of that Council
Principals' Council President	1	Expired term of office	Elected by and from the membership of that Council
Principals Council Deputy President	1	Expired term of office	Elected by and from the membership of that Council
Tasmanian Council President	1	Expired term of office	Elected by and from the membership of that Council
Tasmanian Council Deputy President	1	Expired term of office	Elected by and from the membership of that Council

Branch Delegates to Annual Conference

	No of members At 31/12/16	No of offices		
Catholic Primary delegates	6343	32	Expired term of office	Sub-branch representatives elected by the membership of that Council
Catholic Secondary delegates	6037	31	Expired term of office	Sub-branch representatives elected by the membership of that Council
Independent delegates	4773	24	Expired term of office	Sub-branch representatives elected by the membership of that Council
Principals delegates	281	2	Expired term of office	Sub-branch representatives elected by the membership of that Council
Tasmanian delegates	1204	7	Expired term of office	Sub-branch representatives elected by the membership of that Council

SCHEDULE 2

PROPOSED TIMETABLE FOR THE HOLDING OF ELECTIONS IN 2017

13 February	IEU website publishes COM resolution of 8 February
18 May	Nominations are called for in respect of all positions through advertisement in <i>The POINT</i> and on the IEU website. <i>Nominations must be open for at least 21 days</i>
9 June	Nominations close <i>Ballot must open no later than 28 days after close of nominations</i>
26 June	Ballot opens <i>Ballot must be open no less than 21 days</i>
17 July	Ballot closes <i>Ballot closes 12 pm noon on the 22nd day after the ballot opens</i>

ATTACHMENT 1

SPECIAL MOTION OF IEU VICTORIA TASMANIA COMMITTEE OF MANAGEMENT

8 February 2017

CONDUCT OF ELECTIONS FOR ALL POSITIONS (SAVE BRANCH DELEGATES TO FEDERAL COUNCIL)

MOTION

“That the Committee of Management notes, according to the rules of the Branch, that elections are required for all offices (save Branch Delegates to Federal Council) in 2017 and directs the General Secretary to make such arrangements as are required under the Union rules and the Fair Work (Registered Organisations) Act 2009 for the conduct of elections.”

Moved: Debra James
CARRIED UNANIMOUSLY

Seconded: Loretta Cotter