

14 December 2021

# Post-election report

Local Government NSW  
Scheduled election  
E2021/98

# Contents

Election(s) Covered in this Report .....	3
Rules .....	3
Roll of Voters .....	<b>Error! Bookmark not defined.</b>
Irregularities .....	<b>Error! Bookmark not defined.</b>
Other Matters.....	3
Signed .....	4
Attachments.....	4
A. Declaration of Results for Contested Offices .....	4

# Election(s) Covered in this Report

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Organisation: Local Government NSW

Election: Scheduled

Election Decision No/s: E2021/98

## Rules

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Rules used for the election: (142N: Incorporates alterations of 30 March 2021 [R2020/230])

Replaces rulebook dated 12 March 2019 [D2018/8]

Rules difficult to apply/interpret: No

Model Rule reference (if any): N/A

For more details see the Model Rules on the AEC website: [www.aec.gov.au/ieb/](http://www.aec.gov.au/ieb/)

## Other Matters

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Returning Officer actions required (Section 193): Yes

Details: The matters in which I have exercised the authority given to me by s.193 of the Act are:

- Due to Covid-19, the ballot could not be conducted by attendance at the annual meeting of the federal council in accordance with the requirements of Schedule B of the rules of the Organisation. The Returning Officer conducted the ballot by post in accordance with the requirements of the Schedule C of the rules of the Organisation.
- Rule in regard to the absentee voting according to Schedule C- 16 was not clear. To allow absentee voting, the Returning Officer advised the members that If they were away from their current address and unable to receive ballot materials, they needed to complete the Absentee application form with an alternate address and returned it to the Returning Officer by email or AEC portal by a certain date.
- Rule 23 of Schedule C mentions to declare the result of the ballot within 3 days after the closing date of the voting. Due to Covid-19 and lockdown issue, the Returning Officer was not in a position to confirm the declaration period and tried to declare the result as soon as possible after the completion of the ballot counting.
- Rules specifying the method of lodgement of nominations were set aside as the AEC held concerns that the coronavirus pandemic would impact on the ability for potential candidates to nominate. Instead nominations were received electronically, via email/the AEC's portal.

## Signed

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Ishtiaq Ahmed  
Returning Officer  
Australian Electoral Commission  
E: IEBevents@aec.gov.au  
P: 02 9375 6331  
14 December 2021

## Attachments

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### A. Declaration of Results for Contested Offices

**Local Government NSW**  
**DECLARATION OF RESULTS - E2021/98**  
**Contested Offices**

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**Scheduled Election**

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 are:

**Delegates of Ordinary Members**

<b>VOTING MATERIAL ISSUED</b>	
Total number of people on the roll of voters (a)	429
Number of voters issued with voting material	429
Total number of voters issued with replacement voting material	29
<b>Total number of voting material packs issued</b>	<b>458</b>
<b>VOTING MATERIAL RETURNED</b>	
Total number of envelopes returned for scrutiny by closing date of ballot (b)	296
Number of declaration envelopes rejected at preliminary scrutiny (minus)	1
Number of ballot papers returned outside declaration envelopes/ missing ballot paper in declaration envelopes (minus)	3
<b>COUNT</b>	
Total ballot papers admitted to the count	292
<b>LATE OR UNRETURNED VOTING MATERIAL</b>	
Voting material returned as unclaimed mail by closing date of ballot	5
Voting material packs not returned by voters by closing date of the ballot	133
Percentage of voting material packs returned by voters to number of people on the roll of voters (b/a)	68.99 %

**President (1)**

<u>Candidates</u>	<u>Final Votes</u>
TURLEY, Darriea	163
GLACHAN, Alice	61
MILLER, Phyllis	47
CUBIS, Luke James	17

<b>Total ballot papers admitted for this office</b>	<b>292</b>
Formal Ballot papers	288
Informal Ballot papers	4

I declare the following elected:

- TURLEY, Darriea

## Delegates of Ordinary Members

VOTING MATERIAL ISSUED	
Total number of people on the roll of voters (a)	429
Number of voters issued with voting material	429
Total number of voters issued with replacement voting material	29
<b>Total number of voting material packs issued</b>	<b>458</b>
VOTING MATERIAL RETURNED	
Total number of envelopes returned for scrutiny by closing date of ballot (b)	296
Number of declaration envelopes rejected at preliminary scrutiny (minus)	1
Number of ballot papers returned outside declaration envelopes/ missing ballot paper in declaration envelopes (minus)	5
COUNT	
Total ballot papers admitted to the count	290
LATE OR UNRETURNED VOTING MATERIAL	
Voting material returned as unclaimed mail by closing date of ballot	5
Voting material packs not returned by voters by closing date of the ballot	133
Percentage of voting material packs returned by voters to number of people on the roll of voters (b/a)	68.99 %

## Treasurer (1)

Candidates	Final Votes
BENNISON, Scott	113
LAXALE, Jerome	176

<b>Total ballot papers admitted for this office</b>	<b>290</b>
Formal Ballot papers	289
Informal Ballot papers	1

I declare the following elected:

- LAXALE, Jerome

## Metropolitan/Urban Council Ordinary Members

VOTING MATERIAL ISSUED	
Total number of people on the roll of voters (a)	218
Number of voters issued with voting material	218
Total number of voters issued with replacement voting material	23
<b>Total number of voting material packs issued</b>	<b>241</b>
VOTING MATERIAL RETURNED	
Total number of envelopes returned for scrutiny by closing date of ballot (b)	140
Number of declaration envelopes rejected at preliminary scrutiny (minus)	0
Number of ballot papers returned outside declaration envelopes/ missing ballot paper in declaration envelopes (minus)	1
COUNT	

Total ballot papers admitted to the count	139
<b>LATE OR UNRETURNED VOTING MATERIAL</b>	
Voting material returned as unclaimed mail by closing date of ballot	4
Voting material packs not returned by voters by closing date of the ballot	78
Percentage of voting material packs returned by voters to number of people on the roll of voters (b/a)	64.22 %

### Vice President (Metropolitan/Urban) (1)

<u>Candidates</u>	<u>Final Votes</u>
GILES-GIDNEY, Gail	41
ASFOUR, Khal	97

<b>Total ballot papers admitted for this office</b>	<b>139</b>
Formal Ballot papers	138
Informal Ballot papers	1

I declare the following elected:

- ASFOUR, Khal

### Metropolitan/Urban Council Ordinary Members

<b>VOTING MATERIAL ISSUED</b>	
Total number of people on the roll of voters (a)	218
Number of voters issued with voting material	218
Total number of voters issued with replacement voting material	23
<b>Total number of voting material packs issued</b>	<b>241</b>
<b>VOTING MATERIAL RETURNED</b>	
Total number of envelopes returned for scrutiny by closing date of ballot (b)	140
Number of declaration envelopes rejected at preliminary scrutiny (minus)	0
Number of ballot papers returned outside declaration envelopes (minus)	0
<b>COUNT</b>	
Total ballot papers admitted to the count	140
<b>LATE OR UNRETURNED VOTING MATERIAL</b>	
Voting material returned as unclaimed mail by closing date of ballot	4
Voting material packs not returned by voters by closing date of the ballot	78
Percentage of voting material packs returned by voters to number of people on the roll of voters (b/a)	64.22% %

### Directors (Metropolitan/Urban) (7)

<u>Candidates</u>	<u>First Preference Votes</u>	<u>Final Votes</u>
PEDERSEN, Penny	6	
GREISS, George	5	26
BRADLEY, Phil	1	
LE, Dai	9	

HAGARTY, Nathan	2	17
DAVIS, Donna	1	
SHERLOCK, Tom	2	
MORONEY, Ben		
MCKEOWN, Karen	64	17
ERIKSSON, Hugh	4	
JAGO, Charles		
GRIFFITHS, Julie	2	17
KEEN, Jessica	2	
PESCE, Carmelo	17	17
WILLIAMS, Ross	1	
VEITCH, Philipa	8	13
NGAI, Sam	1	
RAFFAN, Clare	1	
FORSHAW, Michael	4	17
HEYDE, Emma		
LOCKIE, Pauline	1	
KAY, Christine	2	

<b>Total ballot papers admitted for this office</b>	<b>140</b>
Formal Ballot papers	133
Informal Ballot papers	7

I declare the following elected:

- HAGARTY, Nathan
- MCKEOWN, Karen
- GRIFFITHS, Julie
- VEITCH, Philipa
- FORSHAW, Michael
- PESCE, Carmelo
- GREISS, George

### Rural/Regional Council Ordinary Members

<b>VOTING MATERIAL ISSUED</b>	
Total number of people on the roll of voters (a)	211
Number of voters issued with voting material	211
Total number of voters issued with replacement voting material	6
<b>Total number of voting material packs issued</b>	<b>217</b>
<b>VOTING MATERIAL RETURNED</b>	
Total number of envelopes returned for scrutiny by closing date of ballot (b)	156
Number of declaration envelopes rejected at preliminary scrutiny (minus)	1
Number of ballot papers returned outside declaration envelopes (minus)	3
<b>COUNT</b>	
Total ballot papers admitted to the count	152
<b>LATE OR UNRETURNED VOTING MATERIAL</b>	
Voting material returned as unclaimed mail by closing date of ballot	1



Voting material packs not returned by voters by closing date of the ballot	55
Number of ballot papers returned outside declaration envelopes/ missing ballot paper in declaration envelopes (minus)	73.93 %

### Vice President (Rural/Regional) (1)

<u>Candidates</u>	<u>First Preference Votes</u>	<u>Final Votes</u>
FERGUSON, Scott	36	87
SALIBA, Marianne	41	65
SCHREIBER, Kevin	38	
KING, Dominic	20	
HARMON, Paul	17	

<b>Total ballot papers admitted for this office</b>	152
Formal Ballot papers	152
Informal Ballot papers	0

I declare the following elected:

- FERGUSON, Scott

### Rural/Regional Council Ordinary Members

<b>VOTING MATERIAL ISSUED</b>	
Total number of people on the roll of voters (a)	211
Number of voters issued with voting material	211
Total number of voters issued with replacement voting material	6
<b>Total number of voting material packs issued</b>	<b>217</b>
<b>VOTING MATERIAL RETURNED</b>	
Total number of envelopes returned for scrutiny by closing date of ballot (b)	156
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Number of ballot papers returned outside declaration envelopes (minus)	4
<b>COUNT</b>	
Total ballot papers admitted to the count	152
<b>LATE OR UNRETURNED VOTING MATERIAL</b>	
Voting material returned as unclaimed mail by closing date of ballot	1
Voting material packs not returned by voters by closing date of the ballot	55
Number of ballot papers returned outside declaration envelopes/ missing ballot paper in declaration envelopes (minus)	73.93 %

### Directors (Rural/Regional) (7)

<u>Candidates</u>	<u>First Preference Votes</u>	<u>Final Votes</u>
FENTON, Jennie		
CUBIS, Luke James	3	
HARMON, Paul	3	3
KING, Dominic	15	18

PONTIN, Claire	2	
CLANCY, Greg		
CAMPBELL, Liz	5	
GLACHAN, Alice	8	
WALTERS, Cameron	11	18
EPOV, Peter	2	
SUVAAL, Jay	5	
HOLLYWOOD, Romola	2	18
BYRNES, Reece		
HAM, Julia	1	
CHAFFEY, Jamie	13	18
CLAUSEN, Declan	1	
BLAKEY, Cath		
WINCHESTER, Kenrick	1	
OWEN, James	1	
SCHREIBER, Kevin	2	
*FERGUSON, Scott John		
NELMES, Nuatali	24	18
MULHOLLAND, Danielle	11	24
WEYRICH, Thomas	3	
TOWNLEY, Sally	3	
MILLER, Phyllis	26	18
SPARKS, Carol		
JONES, David		

\*Elected to higher office

<b>Total ballot papers admitted for this office</b>	<b>151</b>
Formal Ballot papers	142
Informal Ballot papers	9

I declare the following elected:

- MULHOLLAND, Danielle
- MILLER, Phyllis
- NELMES, Nuatali
- HOLLYWOOD, Romola
- KING, Dominic
- CHAFFEY, Jamie
- WALTERS, Cameron

Ishtiaq Ahmed  
Returning Officer  
Telephone: 02 9375 6331  
Email: IEBevents@aec.gov.au  
03/12/2021



## DECISION

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

### Local Government NSW (E2021/98)

MR STEENSON

SYDNEY, 7 JUNE 2021

*Arrangement for conduct of election.*

[1] On 26 May 2021 the registered organisation Local Government NSW lodged with the Registered Organisations Commission prescribed information for an election to fill the following offices for a new term of office:

President	(1)
Vice President (Metropolitan/Urban)	(1)
Vice President (Rural/Regional)	(1)
Treasurer	(1)
Directors (Metropolitan/Urban)	(7)
Directors (Rural/Regional)	(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 COMMISSIONER

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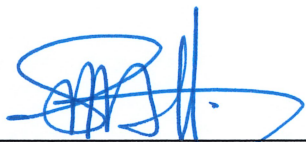
PR351959

**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, Linda Scott, being the President of Local Government NSW ("LGNSW"), make the following statement:

1. I am authorised to sign this statement containing prescribed information for LGNSW.
2. The following information is lodged under subsection 189(1) of the *Fair Work (Registered Organisations) Act 2009* (the RO Act).
3. An election for offices on the Board of LGNSW is required as the term of office for the offices is due to expire in the normal course of events under the rules of the organisation.
4. The elections that are required are set out in the table in Annexure A.
5. No rule alterations are pending that will impact the elections.
6. This statement **IS** lodged at least 2 months before nominations open for the elections in Annexure A.

Signed: \_\_\_\_\_



Cr Linda Scott  
LGNSW President

Dated: \_\_\_\_\_

26th May 2021.

**ANNEXURE A**

- Elections that are required:

Branch	Name of Office	Number required	Voting System <i>Direct voting system; Collegiate electoral system</i>	Reason for Election <i>Scheduled; Casual vacancy; New office created; Insufficient nominations</i>	Electorate
N/A	President	1	Direct voting system	Scheduled	Delegates of Ordinary members who are entitled to vote at a Conference – rule 39(c)
N/A	Vice President (Metropolitan/Urban)	1	Direct voting system	Scheduled	Delegates entitled to vote at a Conference from Metropolitan/Urban councils that are Ordinary members and, if the NSW Aboriginal Land Council (ALC) is an Ordinary member, the member of the Board of the ALC who is the delegate for the Sydney/Newcastle ALC Region – rule 40(a)
N/A	Vice President (Rural/Regional)	1	Direct voting system	Scheduled	Delegates entitled to vote at a Conference from Rural/Regional councils that are Ordinary members and, if the NSW Aboriginal Land Council (ALC) is an Ordinary member, the members of the Board of the ALC who are delegates from those ALC Regions that are treated as Rural/Regional Councils for the purpose of Step 2 of Rule 23 – rule 40(b)
N/A	Treasurer	1	Direct voting system	Scheduled	Delegates of Ordinary members who are entitled to vote at Conferences, together with the members of the board of the NSW Aboriginal Land Council (ALC) if the ALC is an Ordinary member – rule 40(c)
N/A	Director (Metropolitan/Urban)	7	Direct voting system	Scheduled	Delegates entitled to vote at a Conference from Metropolitan/Urban councils that are ordinary members and, if the NSW Aboriginal Land Council (ALC) is an Ordinary member, the member of the Board of the ALC for the Sydney/Newcastle ALC Region – rule 40(d)

N/A	Director (Rural/Regional)	7	Direct voting system	Scheduled	Delegates entitled to vote at a Conference from Rural/Regional councils that are ordinary members and, if the NSW Aboriginal Land Council (ALC) is an Ordinary member, the members of the Board of the ALC who are the delegates from those ALC Regions that are treated as Rural/Regional councils for the purpose of Step 2 of Rule 23 – rule 40(e)
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- Important dates:

	Rule:	Date/time (subject to AEC confirmation):
<b>2021 LGNSW Annual Conference</b>		The 1 <sup>st</sup> business day of the Conference is Monday, 29 November 2021 (AEDT)  The venue for the Conference is the Hyatt Regency, 161 Sussex Street, Sydney.
<b>Roll of Voters closure date</b>	<i>"The Roll of Voters ... must be closed seven (7) days prior to the date upon which the Returning Officer calls nominations for an election..."</i> [Schedule B, Clause 2]	12 midnight (AEDT) on Tuesday, 28 September 2021.
<b>Nominations OPEN</b>	<i>"The Returning Officer shall cause an election notice inviting nominations ...at least seven (7) weeks prior to the first business day of the Annual Conference in an election year."</i> [Schedule B, Clause 5(a)]	Thursday, 5 October 2021.
<b>Nominations CLOSE</b>	<i>"Nominations ... must reach the Returning Officer at least four (4) weeks prior to the first business day of the Annual Conference in the relevant year."</i> [Schedule B, Clause 8]	5:00pm (AEDT) on Friday, 29 October 2021.