



AEC - Industrial Elections – ACT Office
GPO Box 1824
CANBERRA ACT 2601



Industrial Elections – ACT Office
1st Floor , 8-10 Hobart Place
CANBERRA ACT 2601

Reference: ACT N09/437
Website: www.aec.gov.au ; ABN: 21 133 285 851

Contact: Sonny Neoh
Phone: (02) 6249 7943
Facsimile: (02) 6248 7559
E-mail: sonny.neoh@aec.gov.au

Mr Jon Hunt – Sharman
Branch National President
Police Federation of Australia
Australian Federal Police Association Branch
GPO Box 132
CANBERRA ACT 2601

[Attention: Vesna Trajanoska]

Dear Mr Hunt-Sharman

**Police Federation of Australia - Australian Federal Police Association Branch (Vacancies Elections)
E.No. 2009/10052 & E.No. 2009/10055 Refers – Declaration of Results for Uncontested Offices.**

I refer to my letter of 7 October 2009 concerning the arrangements for me to conduct an election for various vacant positions in your Organisation and wish to advise that the following offices just had sufficient nominations needed to fill the relevant vacancy.

As such, the nominees are elected unopposed to their respective offices.

My declaration of the uncontested offices is attached.

A further declaration of results for the other contested offices will be issued, once the ballots are completed.

Yours sincerely

Sonny Neoh
Returning Officer

2 November 2009

cc Delegate of the General Manager, Fair Work Australia
Candidates (elected unopposed)

**Police Federation of Australia
AFPA Branch Vacancies Elections 2009**

DECLARATION OF RESULTS FOR UNCONTESTED OFFICES

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.

E2009/10055 Refers.

Aviation Counter Terrorism First Response Zone

Workplace Delegate (1)

Candidate

PIRANI, Mathew

I declare Mathew Pirani elected.

Sonny Neoh
Returning Officer
Australian Electoral Commission, Canberra

2 November 2009

Australian Electoral Commission /AEC

Fair Work (Registered Organisations) Act 2009

POST ELECTION REPORT

Police Federation of Australia AFPA Branch

Vacancy Election – Aviation Counter Terrorism First Response Zone, Workplace Delegate

ELECTION/S COVERED IN THIS REPORT

Election Decision No/s:	<i>E2009/10055</i>
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RULES

Rules used for the election:	<i>[200V: Incorporates alterations of 22/07/2009] [R2009/10011]</i>
Rules difficult to apply/interpret:	<i>- None</i>
Model Rule reference (if any):	<i>- None</i>

ROLL OF VOTERS

There was no ballot. The roll of voters was not required.

IRREGULARITIES

Details of written allegations of irregularities, and action taken by AEC:	<i>- None</i>
Other irregularities identified, and action taken:	<i>- None</i>

ATTACHMENTS

1)	Declaration of Results for Uncontested Offices – Police Federation of Australia, AFPA Branch
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Sonny Neoh
Returning Officer
Australian Electoral Commission, Canberra

30 November 2009

ELLIOTT, Mark

From: industrial.elections@fwa.gov.au
Sent: Wednesday, 9 December 2009 11:04 AM
To: ELLIOTT, Mark
Subject: FW: Attention - Mark Elliott:- Police Federation of Australia, AFPA Branch - Vacancy Election [E2009-10055] - Post Election Report & Declaration of Results. [SEC=UNCLASSIFIED]
Attachments: PFOA AFPABranch E2009-10055 PER.doc; Dec Uncontested E2009-10055 AFPA-vac.doc

MARY JO CARNEY

Executive Co-ordinator
Tribunal Services and Organisations

Fair Work Australia

Tel: 03 8661 7825
Fax: 03 9655 0401
maryjo.carney@fwa.gov.au

11 Exhibition Street, Melbourne Victoria 3000
GPO Box 1994, Melbourne Victoria 3001

www.fwa.gov.au

From: Sonny Neoh [mailto:Sonny.Neoh@aec.gov.au]
Sent: Monday, 30 November 2009 3:36 PM
To: industrial.elections@fwa.gov.au
Cc: Industrial Elections
Subject: FWA: Attention - Mark Elliott:- Police Federation of Australia, AFPA Branch - Vacancy Election [E2009-10055] - Post Election Report & Declaration of Results. [SEC=UNCLASSIFIED]

UNCLASSIFIED

Hello Mark,

Attached is a copy of the *Post Election Report*, as well as the *Declaration of Results* (i.e. Attachment 1) for the above-mentioned, PFOA, AFPA Branch, ACTFR Zone, Workplace Delegate (vacancy) election, for your records.

E. No. 2009/10055 refers.

Best regards,

Sonny Neoh | AEC Returning Officer - ACT Office

Industrial Elections - ACT
Australian Electoral Commission
T: 02 6249 7943 | F: 02 6248 7559





Fair Work
Australia

DECISION

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

**Police Federation of Australia - Australian Federal Police Association
Branch**
(E2009/10055)

T. NASSIOS

MELBOURNE, 8 OCTOBER 2009

Arrangement for conduct of election.

[1] On 6 October 2009 the Police Federation of Australia - Australian Federal Police Association Branch lodged with Fair Work Australia the prescribed information in relation to an election to fill a casual vacancy in the following office:

Australian Federal Police Association Branch Zone Workplace Delegate for the following zone:

Aviation Counter Terrorism First Response Zone (1)

[2] I am satisfied that an election for the abovenamed office 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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<Price code A, PR989735 >

ELLIOTT, Mark

From: ELLIOTT, Mark
Sent: Thursday, 8 October 2009 2:42 PM
To: 'industrial.elections@aec.gov.au'
Cc: 'Sonny.Neoh@aec.gov.au'
Subject: Decision: E2009/10055 (Police Federation of Australia - Australian Federal Police Association Branch)
Attachments: E2009_10055_decision.pdf

Enclosed is a copy of the decision that the Delegate to the Fair Work Australia General Manager published today in the above matter.

I have not attached the rules of the organisation on this occasion as a copy was forwarded to the AEC in connection with another recent matter (E2009/10052 refers). No subsequent alterations to those rules have been lodged.

MARK ELLIOTT

Tribunal Services and Organisations

Fair Work Australia

Tel: 03 8661 7811

Fax: 03 9655 0410

mark.elliott@fwa.gov.au

11 Exhibition Street, Melbourne Victoria 3000

GPO Box 1994, Melbourne Victoria 3001

www.fwa.gov.au

ELLIOTT, Mark

From: ELLIOTT, Mark
Sent: Thursday, 8 October 2009 2:44 PM
To: 'Vesna.Trajanoska@afpa.org.au'
Subject: Decision: E2009/10055 (PFA - AFPABranch)
Attachments: E2009_10055_decision.pdf

Good afternoon Vesna,

Please find attached a copy of the decision which the Delegate to the Fair Work Australia General Manager issued today in the abovementioned matter.

Any enquiries in relation to the conduct of the election should be directed to the Industrial Elections section of the Australian Electoral Commission. They may be contacted by telephone on (02) 6249 7908.

Please contact me by return email or by telephone on 03 8661 7811 should you wish to discuss.

Regards,

MARK ELLIOTT
Tribunal Services and Organisations

Fair Work Australia
Tel: 03 8661 7811
Fax: 03 9655 0410
mark.elliott@fwa.gov.au

ELLIOTT, Mark

From: ELLIOTT, Mark
Sent: Wednesday, 7 October 2009 10:51 AM
To: 'industrial.elections@aec.gov.au'
Cc: 'Sonny.Neoh@aec.gov.au'
Subject: E2009/10055: Police Federation of Australia, Australian Federal Police Association Branch - Casual vacancies
Attachments: AFPA Election Statement of NoticeWD06102009.doc

Please find attached prescribed information in relation to the abovementioned matter.

I note that E2008/183 appears to be the most recent regular election in relation to the office in question.

I also note that a Delegate of the General Manager recently issued a decision in relation to an election to fill other casual vacancies in the PFA AFPA Branch - E2009/10052 refers.

Kind regards,

MARK ELLIOTT

Tribunal Services and Organisations

Fair Work Australia

Tel: 03 8661 7811

Fax: 03 9655 0410

mark.elliott@fwa.gov.au

11 Exhibition Street, Melbourne Victoria 3000

GPO Box 1994, Melbourne Victoria 3001

www.fwa.gov.au



Registrar
Australian Industrial Registry
Level 4, 11 Exhibition Street
Melbourne
GPO Box 1994
Melbourne Vic 3001

6th October, 2009

Dear Sir

STATEMENT AND NOTICE OF PRESCRIBED INFORMATION UNDER REGULATION 136

I, James Peter Torr, Chief Executive Officer of the Australian Federal Police Association Branch of the Police Federation of Australia, make the following statement:

I am the Chief Executive Officer of the Australian Federal Police Association Branch of the Police Federation of Australia;

I am authorized to lodge the following prescribed information concerning forthcoming elections in the Australian Federal Police Association Branch of the Police Federation of Australia; and

I confirm that the following information in attachment A, attachment B and attachment C is being lodged under Subsection 189(1) of the RAO schedule

Yours truly,
James Peter Torr
Chief Executive Officer
Australian Federal Police Association

Name of Offices/Positions and Zones are as follows-

The Zones of the Branch are as per Rule 67 (a) (ii):-

Close Personal Protection Zone
Intelligence Zone
Uniform Protection Zone

Name of Offices/Positions requiring election are as follows – 138 (1) (a)
 The positions are for:-

AFPA ZONE	OFFICE/POSITION	VACANCIES	TYPE
Aviation Counter Terrorism First Response Zone	Workplace Delegate	(1)	Casual Vacancy

Reason for elections – 138 (1) (a)

Casual Vacancies has been created in Aviation Counter Terrorism First Response Zone due to Workplace Delegate resigning from the office of Workplace Delegate.

Extraordinary Vacancies

- (i) Where an extraordinary or casual vacancy (howsoever occurring) in the office of any Officer of a Zone, ordinary member of a Zone Committee or Workplace Delegate to the Branch National Council, the Zone Committee shall take immediate action to have such vacancy filled by secret postal ballot of all financial members of the Zone provided that:
 - (a) Where the unexpired portion of the term of office in which the vacancy occurs does not exceed one year, the Zone Committee may fill such vacancy by appointment of an eligible member of the Branch;

Electorate –The electorate for the direct voting system is each Zone as per Rule 66 (b):-

Roll of voters closes: Friday 09/10/09
 Nominations Open: Friday 16/10/09
 Nominations Close: Friday 30/10/09 (close at 5pm)
 Ballot Opens: Monday 16/10/09
 Ballot Close: Monday 30/10/09 (close at 10am)

Cut off date for roll: in all cases: 7 days prior to the opening date for nominations - rule 22(g).

Contact: Vesna Trajanoska vesna.trajanoska@afpa.org.au Ph 02 6285 1677

ANNEXURE A
Relevant AFPA Branch Rules

66 - OFFICERS OF THE BRANCH AND WORKPLACE DELEGATES/DELEGATES TO NATIONAL COUNCIL

(b) There shall be Workplace Delegates who:-

(i) shall represent the members of the Branch in their workplace to the best of their ability and shall keep their Zone informed on all matters of importance occurring within his/her workplace. It shall also be incumbent on each Workplace Delegate to keep the members in the workplace informed about the business of the Branch; and

(a) each zone shall be entitled to workplace representation at National Council on the basis of 1 Workplace Delegate per 100 members, or majority part thereof, each of whom shall be elected from the members within their Zone;

(b) a delegate shall be elected for a term of two years,

(c) any financial member of the Branch is entitled to nominate for and vote for the position of Workplace Delegate in the Zone to which they have been allocated;

(d) an extraordinary vacancy for the position of Workplace Delegate shall be filled at a meeting of the relevant Zone Committee in accordance with Rule 96, Clause (g); and

(e) elections for Workplace Delegates will be conducted in each Zone in accordance with Rule 96, Clause (g) for the purposes of this Rule a Zone Coordinator shall be deemed to be a Workplace Delegate where there is no such position elected within the Zone in accordance with Clause (b), paragraph (i), sub-paragraph (a) of this Rule.

67 - BRANCH NATIONAL COUNCIL

(a) The Branch National Council shall consist of:

(i) the Officers of the Branch; and

(ii) Workplace Delegates from each Zone, elected by and from the financial members of each Zone;

(iii) each Zone Coordinator as elected in accordance with these Rules, by financial members in each Zone.

(b) The Coordinator of a Zone shall ex officio be one of the Zone's delegates to the Branch National Council and shall be counted in the number of delegates eligible to be elected.

73 - ELECTION OF OFFICERS

(a) Tenure of Office

The Branch Chief Executive Officer and the Branch National President shall be elected by secret ballot by and from the National Council and shall take office from the declaration of their election, and shall hold office for a period of four years or until a successor thereto has been elected and taken office. Such election shall be conducted at every second biennial meeting of Branch National Council, occurring thereafter.

(aa) The Branch Officers other than the Branch Chief Executive Officer and the Branch National President shall be elected by secret ballot by and from the National Council and shall take office from the declaration of their election, and shall hold office for a period of two years or until a successor thereto has been elected and taken office. Such an election shall be conducted at every biennial meeting of Branch National Council, occurring thereafter.

(b) Qualifications for Office

A nominee for the position of the Branch National President; the Branch Vice President Federal Operations, the Branch Vice President Community Operations; the Branch Vice President Policing Operations Support; the Branch Vice President Protective Service Operations; the Branch Vice President Specialist Operations; the Branch Vice President International Operations and the Branch Chief Executive Officer; shall be a financial member of the Branch as at the date of his/her nomination and;

- (i) shall be a member of the Branch National Council; and
- (ii) nominated by two members of the Branch National Council.

96 - ZONE ELECTION RULE

(a) General

The provisions of this Rule shall apply to all elections for the following offices in a Zone:

- (i) Zone Coordinator; and
- (ii) Workplace Delegate/Delegates to National Council

(b) Tenure of Office

(i) Zone Coordinators and Workplace Delegates, who are Delegates to Branch National Council in accordance with Rule 66(b)(i)(a), shall be elected by secret postal ballot of all financial members within each Zone and shall take office from the completion of the Annual General meeting of the Zone in the year in which they are elected and hold office for a period of two years or until a successor thereto has been elected and taken office.

(c) Qualifications for Office

A nominee for any office in a Zone shall be a financial member of the Branch as at the date of his/her nomination.

(g) Extraordinary Vacancies

(i) Where an extraordinary or casual vacancy (howsoever occurring) in the office of any Officer of a Zone, ordinary member of a Zone Committee or Workplace Delegate to the Branch National Council, the Zone Committee shall take immediate action to have such vacancy filled by secret postal ballot of all financial members of the Zone provided that:

(a) where the unexpired portion of the term of office in which the vacancy occurs does not exceed one year, the Zone Committee may fill such vacancy by appointment of an eligible member of the Branch; and

(b) where the unexpired portion of the term of office in which the vacancy occurs exceeds one year, the Zone Committee may fill such vacancy by appointment of an eligible member of the Branch until an election is held, provided that no person so appointed shall hold office for a period exceeding three months.

(ii) Such election shall be conducted by the Returning Officer appointed pursuant to this rule and the Returning Officer so appointed shall determine the dates for the closing of nominations and the closing of the ballot and shall report the result of the ballot to the next following meeting of the Zone Committee.

(iii) Any person so elected shall take office from the date of the declaration of his/her election and shall hold office until the expiration of the term of the person he/she replaces.

(iv) In all other respects, the election shall be conducted in accordance with the foregoing provisions of this Rule.