



10 June 2016

Mr Peter Remfrey  
Secretary/Branch Administrator  
Police Federation of Australia-New South Wales Police Branch  
peter.remfrey@pansw.org.au

Dear Mr Remfrey,

### **Reminder of actions required when persons elected to office**

The Australian Electoral Commission has provided the Fair Work Commission (the Commission) a declaration of results for the election [E2016/84]. This letter is a reminder of certain obligations imposed on organisations and persons elected to office.

Section 154D(1) of the *Fair Work (Registered Organisations) Act 2009* (the RO Act) requires the rules of organisations (and branches of organisations) to require 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 should be provided for in your organisation's rules.

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 Police Federation of Australia-New South Wales Police 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. I have attached a template notification of changes which may assist you. If any change does not apply until a specific date, you don't 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

Debbie Ball  
Regulatory Compliance Branch

**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].<sup>1</sup>
- On [DATE] the name and/or address of a branch[es] of the organisation changed to:<sup>2</sup>
  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]:<sup>3</sup>
  - COMMENCED/CEASED operation:
    1. [include name of each new branch]
    2. ...

Signed: [SECRETARY OR OTHER AUTHORISED OFFICER]

Dated: [DATE]

**[PLEASE NOTE: This declaration must be submitted to the Fair Work Commission within 35 days of the change. It can be submitted to [orgs@fwc.gov.au](mailto:orgs@fwc.gov.au).]**

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<sup>1</sup> s.230(1)(d); reg.147(d)

<sup>2</sup> s.230(1)(d); reg.147(a) & (d)

<sup>3</sup> s.230(1)(d); reg.147(b) & (c)

## 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	Reason for change	Name of <u>New</u> Office Holder	Postal Address of <u>New</u> Office Holder (for privacy reasons, we recommend NOT a private address)	Occupation of <u>New</u> Office Holder
<i>National</i>	<i>1.1.2014</i>	<i>Secretary</i>	<i>Full Name</i>	<i>Retiring</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>Scheduled Election</i>	<i>Full Name</i>	<i>As above</i>	<i>mechanic</i>
...							
<i>NSW</i>	<i>1.1.2014 (resigned) 7.1.2014 (appointed)</i>	<i>President</i>	<i>Full Name</i>	<i>Resignation</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>Scheduled Election</i>	<i>Full Name</i>	<i>As above</i>	<i>mechanic</i>
		<i>Treasurer</i>	<i>Full Name</i>	<i>Scheduled Election</i>	<i>vacant</i>	<i>vacant</i>	<i>vacant</i>
...							



Fair Work (Registered Organisations) Act 2009

**POST ELECTION REPORT**

**Police Federation of Australian  
New South Wales Police Branch**

**ELECTION/S COVERED IN THIS REPORT**

Election Decision No/s: E2016/84

**RULES**

Rules used for the election: 200V: Incorporates alterations of 28/1/2016  
[R2015/202, R2015/248, & R2015/261]  
(replaces rulebook dated 19/8/2015  
[R2015/180])

Rules difficult to apply/interpret: Nil  
Model Rule reference (if any): N/A


**IRREGULARITIES**

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

Other irregularities identified, and action taken: Nil

**ATTACHMENTS**

1. Declaration of Results for uncontested offices



Rhys Richards  
Returning Officer

18 May 2016

# Police Federation of Australia Delegate to Federal Council

## Declaration of Results for Uncontested Offices

**E2016/84**

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.

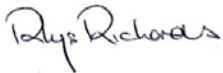
### Branch Executive

### Federal Council Delegates (5)

#### Candidates

ANSON, Allanah  
CONNOR, Michael  
HOGAN, Jason  
MERRYWEATHER, Gary  
PARTRIDGE, Craig

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



Rhys Richards  
Returning Officer  
5 May 2016



## DECISION

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

**Police Federation of Australia**  
(E2016/84)

MR ENRIGHT

MELBOURNE, 5 APRIL 2016

*Arrangement for conduct of election.*

[1] On 17 February 2016 the Police Federation of Australia New South Wales Police Branch lodged with the Fair Work Commission the prescribed information in relation to an election for the following offices:

Delegate to Federal Council (5)

[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

Printed by authority of the Commonwealth Government Printer

<Price code A, PR578470>

31 March 2016

Fair Work (Registered Organisations) Act, 2009

Fair Work Commission

STATEMENT IN ACCORDANCE WITH  
SUBSECTION 189 (1) OF THE ACT

I, Scott Weber, Branch President, hereby state that I am authorised to lodge the prescribed information in accordance with subsection 189 (1) of the Act on behalf of the Police Federation of Australia, New South Wales Police Branch.

I say that the information lodged is in accordance with subsection 189 (1) of the Act.

Dated: 31 March 2016



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Scott Weber

Branch President

Fair Work (Registered Organisations) Act, 2009

Fair Work Commission

Prescribed Information

The Police Federation of Australia, New South Wales Police Branch, hereby gives notice as follows:

(a) In accordance with rule 52ER elections are required for positions of delegate to Federal Council.

(b) Police Federation of Australia rule 52ER A states that

“Up to the elections scheduled to be conducted in 2018 the Delegates to Federal Council representing the NSW Police Branch shall be the Branch President, Branch Vice President and Branch Treasurer. The remaining delegate positions shall be elected by and from the Branch Executive in accordance with rule 52EH, mutatis mutandis, as soon as possible after the Biennial Conference. Delegates shall hold office from the date of the declaration of the ballot until the conclusion of the next succeeding Branch Biennial Conference. Delegates shall cease to hold office in the event that they cease to be a member of the Branch Executive in accordance with rule 52EH(h)(iv) and rule 52EO. In the event that there is a vacancy or vacancies in a position of Delegate to Federal Council howsoever occurring the Branch President or another Delegate to Federal Council as determined by the Branch Executive, shall exercise an additional vote or votes during such vacancy or vacancies until the position is filled under these rules.”

(c) The election is required as the terms of office for delegates are due to expire on 4 May 2016, the conclusion of the 2016 Branch Biennial Conference.

(d) Police Federation of Australia rule 14 (b) states that “The number of delegates in each Branch shall be determined on the basis of one delegate for the first one thousand (1,000) financial members or part thereof, and one additional delegate for each succeeding two thousand five hundred (2,500) financial members or part thereof”.

(e) Police Federation of Australia rule 14 (d) states that “For the purposes of this Rule, the financial membership of the Federation and within each Branch shall be that membership as at 31 December in the immediately preceding year”.

(f) As of the 31 December 2015 the NSW Police Branch had 16,303 financial members. In accordance with Police Federation of Australia rule 14 (b) this would entitle the NSW Police branch to 8 delegates to the Federal Council.



(g) On May 12th 2014 the Australian Electoral Commission conducted elections for the positions of President, Vice President and Treasurer. Accordingly an election for 5 positions of Delegate to Federal Council is required. A copy of the Notice for the Election from the Australian Electoral Commission is attached and marked A.

(h) The electorate comprises only the members of the Executive of the Police Federation of Australia, New South Wales Police Branch.

(i) The voting system is a collegiate electoral system.

(j) The dates for the opening and closing of nominations are to be determined by the Returning Officer

(k) It is requested that the election be conducted as an attendance election during the Branch Biennial Conference scheduled for 2 to 4 May 2016.

17 February 2016

Fair Work (Registered Organisations) Act, 2009

Fair Work Commission

STATEMENT IN ACCORDANCE WITH

SUBSECTION 189 (1) OF THE ACT

I, Scott Weber, Branch President, hereby state that I am authorised to lodge the prescribed information in accordance with subsection 189 (1) of the Act on behalf of the Police Federation of Australia, New South Wales Police Branch.

I say that the information lodged is in accordance with subsection 189 (1) of the Act.

Dated: 17 February 2016

A handwritten signature in black ink, appearing to read 'S. Weber', is written over a horizontal line.

Scott Weber

Branch President

Fair Work (Registered Organisations) Act, 2009

Fair Work Commission

Prescribed Information

The Police Federation of Australia, New South Wales Police Branch, hereby gives notice as follows:

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