

Police Federation of Australia Sub Branch Vacancies September 2012

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.

E2012/322

Southern Sub Branch

Chairperson

No nominations were received

Delegates to Branch Conference (2)

No nominations were received

Western Sub Branch

Delegate to Branch Conference

No nominations were received

Eastern Sub Branch

Secretary

No nominations were received

Delegate to Branch Conference

No nominations were received

Jennifer Dix
Returning Officer

8 October 2012



Fair Work (Registered Organisations) Act 2009

RETURNING OFFICER - POST ELECTION REPORT

Client: Police Federation of Australia, Tasmania Police

Contact details: Mark Kadziolka
Chief Executive Officer
Police Federation of Australia
107 New Town Road
New Town TAS 7008

Email: pat@pat.asn.au

Tel: 03 6278 1900

FWA contact officer: Sarah Wilkin

Email: industrial.elections@fwa.gov.au

Tel: (03) 8661 7775

ELECTIONS COVERED IN THIS REPORT

Election Decision No/s: E2012/322

Election: Tasmania Police Branch
Vacancy Elections

Returning Officer: Jennifer Dix

RULES

Rules used for elections Rule ID: 200V: Incorporates alterations of 01/04/2011 [R2011/7]
(replaces 22/07/2009 R2009/10011 version)

Rules difficult to apply/interpret: 52BU(4)(l)(ii)(B) Districts and Sub Branches
52BF(10)(b)(ii) Branch Officers and Branch Trustees

The full names of candidates, for election for an office shall appear on the ballot paper for that election, shall have been drawn by ballot, at the close of the nominations or, in relation to candidates whose family names are identical, in the alphabetical order of their first or given names.

52BU(4)(l)(i)(A)

... the Returning Officer shall issue, by posting by pre-paid post, to each person whose name is on the roll and at the address shown on the roll,

Comment – for sub branch elections it is unclear if the electorate is the branch or sub branch.

Model Rule reference (if any):

Legal precedents considered:

**Action taken under section 193 of
RAO Schedule:**

ROLL OF VOTERS

As there were no contested offices, a Roll of Voters was not required.

OTHER MATTERS PERTAINING TO ROLL OF VOTERS

The postal address details recorded by the PFA are generally the workplace address as the category of membership is relative to the workplace address.

ALLEGATIONS OF IRREGULARITIES RECEIVED

There were no written complaints or allegations of irregularities.

ATTACHMENTS

A Declaration of Results for Uncontested Offices

Jennifer Dix
Returning Officer

8 October 2012



FAIR WORK
AUSTRALIA

DECISION

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

Police Federation of Australia
(E2012/322)

AILS A CARRUTHERS

MELBOURNE, 28 AUGUST 2012

Arrangement for conduct of election; amending decision.

[1] On 10 July 2012 the Tasmanian Branch of the Police Federation of Australia lodged with Fair Work Australia the prescribed information in relation to an election to fill a casual vacancy for the remainder of the term office for the following offices:

Eastern Sub-branch Secretary
Southern Sub-branch Chairperson

[2] On the same date the Tasmanian Branch of the Police Federation of Australia also lodged prescribed information in relation to an election for the following offices due to insufficient nominations in E2012/239:

Southern Sub-branch Delegate (2)
Western Sub-branch Delegate (1)
Eastern Sub-branch Delegate (1)

[3] On 21 August 2012 I issued a decision [PR528153] and made arrangements under subsection 189(3) of the *Fair Work (Registered Organisations) Act 2009* for the conduct of an election by the Australian Electoral Commission.

[4] On 28 August 2012 I received correspondence from the Australian Electoral Commission advising that there was an error in the decision in that the position of Southern Sub-branch Chairperson was described as Southern Sub-branch Secretary. On the basis of the information contained in this correspondence and the organisation's prescribed information of 10 July 2012, my decision should be amended as follows:

- By deleting the following office:
Southern Sub-branch Secretary
- By inserting the following office:
Southern Sub-branch Chairperson

[5] My decision of 21 August 2012 [PR528153] is amended accordingly.

 

DELEGATE OF THE GENERAL MANAGER
FAIR WORK AUSTRALIA

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FAIR WORK
AUSTRALIA

DECISION

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

Police Federation of Australia-Tasmania Police Branch
(E2012/322)

AILS A CARRUTHERS

MELBOURNE, 21 AUGUST 2012

Arrangement for conduct of election.

[1] On 10 July 2012 the Police Federation of Australia-Tasmania Police Branch lodged with Fair Work Australia the prescribed information in relation to an election to fill a casual vacancy for the remainder of the term office for the following offices:

Eastern Sub-branch Secretary
Southern Sub-branch Secretary

[2] On the same date the Police Federation of Australia-Tasmania Police Branch also lodged prescribed information in relation to an election for the following offices due to insufficient nominations in E2012/239:

Southern Sub-branch Delegate (2)
Western Sub-branch Delegate (1)
Eastern Sub-branch Delegate (1)

[3] 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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Police Federation of Australia
Tasmanian Branch
107 New Town Road
NEW TOWN TAS 7008

Wednesday 4 July 2012

General Manager
Fair Work Australia
GPO Box 1994
Melbourne VIC 3001



Dear Sir,

I am an officer of the Tasmanian Branch of the Police Federation of Australia and am authorised to sign this statement, which is lodged in accordance with subsection 189 (1) of the Fair Work (Registered Organisations) Act 2009. I request that you arrange elections with regard to the following information provided.

1. Elections are required for the following positions:
 - a) Eastern Sub-branch Secretary
 - b) Southern Sub-branch Chairperson
 - c) Southern Sub-branch Delegate (2 positions)
 - d) Western Sub-branch Delegate (1 position)
 - e) Eastern Sub-branch Delegate (1 position)

2. The reason for the elections are respectively:
 - a) The former holder of this position was elected to the Branch Treasurer position (E2012/239) and therefore it is vacant.
 - b) The holder of this position has resigned (letter attached) and therefore it is vacant.
 - c) d) & e) When previously we have called for nominations for these positions they have failed to generate a nomination.

3. The electorates for the elections are the respective Sub-branches.

4. The date requested for nominations to close is as soon as reasonable practicable.

5. The voting system that we request be employed is the direct voting system.

I thank you for your attention to this matter.

Yours sincerely,

Randolph Wierenga
President