

Police Federation of Australia Trustee & Sub Branch Vacancies

DECLARATION OF RESULTS FOR UNCONTESTED AND CONTESTED 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.

E2012/405

Tasmania Police Branch

Total number of persons on the roll of voters	1124
Ballot papers issued	1124
Duplicate ballot papers issued	0
TOTAL BALLOT PAPERS ISSUED	1124
Ballot papers / envelopes returned for scrutiny	498
Less ballot papers / envelopes rejected at preliminary scrutiny	6
TOTAL BALLOT PAPERS ADMITTED TO SCRUTINY	492
Percentage of ballot papers returned to number issued	44%
Ballot papers returned as unclaimed mail	0
Ballot papers not returned	626

Branch Trustee

<u>Candidates</u>	<u>First Preference Votes</u>	<u>Final Votes</u>
O'DWYER, Andrew John	121	0
SHEA, Matthew John	219	297
KING, Robert James	142	185
Total votes	482	482
Formal ballot papers	482	482
Informal ballot papers	10	10

I declare Matthew John Shea elected.

Southern Sub Branch Chairperson

Candidate

MCINERNEY, Christopher John

I declare Christopher John McInerney elected.

Southern Sub Branch Delegate to Branch Conference (2)

Candidates

MCNAUGHTON, Kerry Ian
RAINBIRD, Ben

I declare Kerry Ian McNaughton and Ben Rainbird elected.

Western Sub Branch Delegate to Branch Conference

Candidates

No nomination was received

No candidate elected.

Eastern Sub Branch

Total number of persons on the roll of voters	178
Ballot papers issued	178
Duplicate ballot papers issued	0
TOTAL BALLOT PAPERS ISSUED	178
Ballot papers / envelopes returned for scrutiny	78
Less ballot papers / envelopes rejected at preliminary scrutiny	1
Adjusting Balance	2
TOTAL BALLOT PAPERS ADMITTED TO SCRUTINY	75
Percentage of ballot papers returned to number issued	43%
Ballot papers returned as unclaimed mail	0
Ballot papers not returned	100

Eastern Sub Branch Secretary

Candidates

Final Votes

HOWARD, Shane	47
BIRD, George H C	26
Total votes	73
Formal ballot papers	73
Informal ballot papers	2

I declare Shane Howard elected.

Eastern Sub Branch Delegate to Branch Conference

Candidates

No nomination was received

No candidate elected.

Jennifer Dix
Returning Officer
Australian Electoral Commission

21 February 2013



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@fwc.gov.au

Tel: (03) 8661 7604

ELECTIONS COVERED IN THIS REPORT

Election Decision No/s: E2012/405

Election: Tasmania Police Branch
Trustee and Sub Branch Vacancies

Returning Officer: Jennifer Dix

RULES

Rules used for elections Rule ID: 200V: Incorporates alterations of 23/11/2012 [R2012/155]
(replaces 1/04/2011 R2011/7 version)

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

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.

52BF(11)(c) - refers to Schedule 3 of the Electoral Act 1985 Tasmania. This act has been replaced by the Electoral Act 2004.

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

Total number of voters on the roll – Tasmania Police Branch	1124	
Number of apparent workplace addresses	1120	99.64%
Number of non-current addresses	0	
Total number of voters on the roll – Eastern Sub Branch	178	
Number of apparent workplace addresses	177	99.44%
Number of non-current addresses	0	

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 Contested and Uncontested Offices

Jennifer Dix
Returning Officer

26 February 2013



FAIR WORK
AUSTRALIA

DECISION

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

Police Federation of Australia
(E2012/405)

AILS A CARRUTHERS

MELBOURNE, 12 DECEMBER 2012

Arrangement for conduct of election.

[1] On 8 November and 11 December 2012 the Tasmanian Branch of the Police Federation of Australia lodged with Fair Work Australia the prescribed information in relation to an election for the following offices due to insufficient nominations in E2012/322:

Chairperson of Southern Sub-branch
Secretary of Eastern Sub-branch
Southern delegates to Branch Conference (2)
Western Delegate to Branch Conference; and
Eastern Delegate to Branch Conference.

[2] On the same dates, the Tasmanian Branch of the Police Federation of Australia lodged with Fair Work Australia the prescribed information in relation to an election for the following office due to insufficient nominations in E2012/310:

Trustee

[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
NEWTOWN TAS 7008

Friday 7 December 2012

Ms Bernadette O'Neill
General Manager
Fair Work Australia
GPO Box 1994
Melbourne VIC 3001

Dear Ms O'Neill,

I am an officer of the Tasmanian Branch of the Police Federation of Australia and am authorised to sign this statement, which is prescribed information for an election lodged in accordance with subsection 189 (1) of the Fair Work (Registered Organisations) Act 2009. This statement provides further detail and replaces my former, dated 2 November 2012. I request that you arrange elections with regard to the following information provided.

1. Elections are required for the positions of: Chairperson of the Southern Sub-branch, Secretary of the Eastern Sub-branch, 2 Southern delegates to Branch Conference, 1 Western Delegate to Branch Conference and 1 Eastern Delegate to Branch Conference.
2. The reason for the elections is that the positions failed to attract nominations when nominations were last called (E2012/322).
3. The electorates for the elections are: for Chairperson and 2 delegates to Branch Conference (Southern Sub-branch) – members of the Southern Sub-branch; for Secretary and 1 delegate to Branch Conference (Eastern Sub-branch) – members of the Eastern Sub-branch; and for 1 delegate to Branch Conference (Western Sub-branch) – members of the Western Sub-branch.
4. The date requested for nominations to open is 8 January 2013.
5. The date requested for nominations to close is 24 January 2013.
6. The date the roll of voters will close is 7 January 2013.
7. The voting system that we request be employed is the direct voting system for each separate sub-branch election, to be conducted within the respective sub-branches.

I thank you for your attention to this matter.

Yours sincerely,


Randolph Wierenga
President



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

Friday, 7 December 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. This statement provides further detail and replaces my former, dated 2 November 2012. I request that you arrange elections with regard to the following information provided.

1. An election is required for the position of Trustee (1).
2. The reason for the election is that the position failed to attract a nomination when nominations were last called (E2012/310).
3. The electorate for the election is the total membership.
4. The date requested for nominations to open is 8 January 2013.
5. The date requested for nominations to close is 24 January 2013.
6. The date the roll of voters will close is 7 January 2013.
7. The voting system that we request be employed is the direct voting system, to be conducted within the whole membership.

I thank you for your attention to this matter.

Yours sincerely,

Randolph Wierenga
President