



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

FWC contact officer: Larry Powell

Email: orgs@fwc.gov.au
Tel: (03) 8661 7893

ELECTIONS COVERED IN THIS REPORT

Election Decision No/s: E2014/169

Election: Tasmania Police Branch
1. Branch Office Bearers and Trustees
2. Southern Sub Branch Chairperson

Returning Officer: Michael Horwood

RULES

Rules used for elections Rule ID: 200V: Incorporates alterations of 28/05/2014 [R2013/419]

Rules difficult to apply/interpret: 52BF(11)(c) - refers to the scrutiny being conducted in accordance with Schedule 3 of the Electoral Act 1985 Tasmania {METHOD OF COUNTING VOTES AT AN ASSEMBLY ELECTION, Section 188(1)(d)} This act has been repealed and replaced by the Electoral Act 2004.

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.

Model Rule reference (if any): In regards to 52BF(11)(c) - the new reference is Schedule 4 of the Electoral Act 2004 Tasmania {Method of counting votes at assembly election, Sections 145 and 232}.

Legal precedents considered:

Action taken under section 193 of RAO Schedule:

ROLL OF VOTERS

| | |
|---|-------------|
| Total number of voters on the roll | 1188 |
| Number of private addresses | 3 |
| Number of apparent workplace addresses | 1185 |
| Number of non-current addresses | 0 |
| Returned unclaimed | 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 Uncontested Offices (Branch Office Bearers)
- B** Declaration of Results for Uncontested Offices (Southern Sub Branch Chairperson)
- C** Declaration of Results for Contested Office (Branch Trustees)
- D** Page 1 of Schedule 3 of the Electoral Act 1985
- E** Page 1 of Schedule 4 of the Electoral Act 2004

Michael Horwood
Returning Officer

12 November 2014

**Police Federation of Australia
2014 Branch Office Bearers**

Declaration of Results for Contested Offices

E2014/169

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.

Tasmania Police Branch

| | |
|---|-------------|
| Total number of names on the roll of voters | 1188 |
| Ballot papers issued | 1188 |
| Replacement ballot papers issued | 1 |
| Total Ballot Papers Issued | 1189 |
| Ballot papers / envelopes returned for scrutiny | 621 |
| Less ballot papers / envelopes rejected at preliminary scrutiny | 6 |
| Adjusting balance | 0 |
| Total Ballot Papers Admitted to Scrutiny | 615 |
| Percentage of ballot papers returned to number issued | 52 |
| Ballot papers returned as unclaimed mail | 1 |
| Ballot papers not returned | 567 |

Branch Trustee (3)

| <u>Candidates</u> | <u>First Preference Votes</u> | <u>Votes</u> |
|------------------------|-------------------------------|--------------|
| SHEA, Matthew | 228 | 154 |
| PATERSON, Theresa Joan | 157 | 157 |
| LLOYD, Adam Eric | 128 | 175 |
| BENNETT, Andrew | 100 | 126 |
| Exhausted Votes | | 0 |
| Loss/Gain by Fraction | | 1 |
| Total votes | 613 | 612 |
| Formal ballot papers | 613 | 613 |
| Informal ballot papers | 2 | 2 |

I declare Adam Eric Lloyd , Theresa Joan Paterson and Matthew Shea elected.



Michael Horwood
Returning Officer
Australian Electoral Commission

6 November 2014

Police Federation of Australia

Tasmania Police Branch

Southern Sub-Branch Chairperson

Declaration of Results for Uncontested Offices

E2014/169

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.

Southern Sub Branch

Chairperson

Candidates

WHITE, Gavin Scott

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



Michael Horwood
Returning Officer

14 October 2014

Police Federation of Australia

Tasmania Police Branch

Southern Sub-Branch Chairperson

Declaration of Results for Uncontested Offices

E2014/169

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.

Southern Sub Branch

Chairperson

Candidates

WHITE, Gavin Scott

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



Michael Horwood
Returning Officer

14 October 2014



DECISION

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

Police Federation of Australia (E2014/169)

MR ENRIGHT

MELBOURNE, 12 AUGUST 2014

Arrangement for conduct of election.

[1] On 27 June 2014 the Tasmania Police Branch of the Police Federation of Australia lodged with the Fair Work Commission the prescribed information in relation to an election for the following offices:

Branch President
Branch Vice President
Branch Deputy Vice President
Branch Treasurer
Trustees (3)

[2] On the same date the Branch lodged the prescribed information in relation to an election for the following office due to insufficient nominations in E2014/88.

Southern Sub-Branch Chairperson

[3] The prescribed information was not lodged before the day prescribed by Regulation 138(3) of the *Fair Work (Registered Organisations) Regulations 2009*. That day is the day occurring 2 months before the first day when a person may, under the rules of the organisation or branch, become a candidate in the election. The Branch has requested that I allow a later day for the lodgement of the prescribed information under subsection 189(2) of the *Fair Work (Registered Organisations) Act 2009* (the Act). Having considered the reason for late lodgement, I allow lodgement on 27 June 2014 in this instance.

[4] 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

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Police Federation of Australia

The National Voice of Policing

Monday 11 August 2014

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

Dear Ms O'Neill,

I refer to the Tasmania Police Branch's request for elections for the positions of President, Vice President, Deputy Vice President, Treasurer and Trustee (3 positions). The application was forwarded to you in late June, one month before nominations were due to open.

I apologise that the letter was one month late and request an extension of time in which to lodge. The late request was a result of an administrative oversight.

I thank you for your attention to this matter.

Yours sincerely,

Pat Allen
President



Police Federation of Australia

The National Voice of Policing

Tuesday 24 July 2014

Ms Bernadette O'Neill
General Manager
Fair Work Commission
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 for an election lodged in accordance with subsection 189 (1) of the Fair Work (Registered Organisations) Act 2009. I request that you arrange an election with regard to the following information provided.

1. The positions in respect of which elections are requested are as follows:

President
Vice President
Deputy Vice President
Treasurer
Trustees (3 positions)
2. The reason for the elections are that the terms of office for these positions will expire at the end of this year.
3. The electorate for the elections is the total membership.
4. The date requested for nominations to open is 31 July 2014.
5. The date requested for nominations to close is 10 September 2014.
6. The date requested for the roll of voters to close is 24 July 2014.
7. The voting system that we request be employed is the direct voting system.

I thank you for your attention to this matter.

Yours sincerely,

Pat Allen
President





Police Federation of Australia

The National Voice of Policing

Tuesday 24 June 2014

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 for an election 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. An election is required for the position of Chairperson Southern Sub-branch
2. The reason for the election is that this position failed to attract nominations when nominations were last called (E2014/88).
3. The electorate for the election is the Southern Sub-branch.
4. The date requested for nominations to open is 21 July 2014.
5. The date requested for nominations to close is 5 August 2014.
6. The date the roll of voters will close is 17 July 2014.
7. The voting system that we request be employed is the direct voting system.

I thank you for your attention to this matter.

Yours sincerely,

Pat Allen
President