

**Police Federation of Australia
Victoria Police Branch Executive Members E2013/123**

Declaration of Results for Contested Offices

E2013/123

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.

Victoria Police Branch

Total number of names on the roll of voters	13095
Ballot papers issued	13095
Replacement ballot papers issued	3
Total Ballot Papers Issued	13098
Ballot papers / envelopes returned for scrutiny	3819
Less ballot papers / envelopes rejected at preliminary scrutiny	22
Adjusting balance	0
Total Ballot Papers Admitted to Scrutiny	3797
Percentage of ballot papers returned to number issued	29
Ballot papers returned as unclaimed mail	21
Ballot papers not returned	9258

Branch Executive Member (4)

<u>Candidates</u>	<u>First Preference Votes</u>	<u>Final votes</u>
DAVID, Karl	1620	2091 Elected
AVON, Dermot	309	1900 Elected
JACKSON, Max	151	1853 Elected
ANDERSON, Dean	117	1904 Elected
BLOMELEY, Ivan	135	1357 Unsuccessful
GAFFEE, Jason	195	
BOWLES, Doug	1118	
Total votes	3645	
Formal ballot papers	3645	
Informal ballot papers	152	

I declare Karl David, Dermot Avon, Max Jackson and Dean Anderson elected.

Laura Leavy
Returning Officer
Australian Electoral Commission
16 August 2013

GPO Box 4382
Melbourne VIC 3001

Level 8, Casselden Place
2 Lonsdale Street
Melbourne VIC 3000

Reference: VIC 13/61

Contact: Laura Leavy
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Sylvia Loveless
Police Federation of Australia
Administration Manager
PO Box 76
CARLTON SOUTH VIC 3053

Post Election Report For: **Police Federation of Australia**
 Branch Executive Members (Victoria)
 E2013/123

I refer to the above election for your organisation.

Section 197(1) of the Fair Work (Registered Organisations) Act 2009 requires the AEC to provide a written report on the conduct of the election to the Fair Work Commission and to the organisation or branch for whom the election was conducted. A copy of the report in relation to this election is attached.

Section 198 requires that if an organisation or branch is given a post election report under section 197 that identifies a rule that was difficult to interpret or apply, the organisation or branch must, within 30 days, give a written response to the AEC on that aspect of the report. The response must specify whether the organisation or branch intends to take any action in relation to the rule, and if so, what action it intends to take.

If the attached Report identifies a rule that was difficult to interpret or apply, you should forward your response to the AEC by email to 'industrial.elections@aec.gov.au' within thirty days of the date of the report.

Section 198 and the regulations also require an organisation to make the post election report and the organisation's response to the report (if applicable) available to members. Further, Regulation 141(4) of the Fair Work (Registered Organisations) Act 2009 requires an organisation or branch to publish a notice on its web site advising members that a copy of the post election report is available upon request. If a website is not available, publishing a notice in a journal or newsletter would be considered appropriate.

Please contact me if you wish to clarify any aspect of this report.

Laura Leavy
Returning Officer

16 September 2013

Fair Work (Registered Organisations) Act 2009

POST ELECTION REPORT

Police Federation of Australia – Branch Executive Members (Victoria)

ELECTION/S COVERED IN THIS REPORT

Election Decision No: E2013/123

RULES

Rules used for the election: 200V: Incorporates alterations of 31/1/13 [R2013/1]
(replaces 23/11/2012 R2012/155 version)
Rules difficult to apply/interpret: None
Model Rule reference (if any): N/A

ROLL OF VOTERS

Total number of voters on the Roll: 13,095
Number of apparent workplace addresses: Various, however appropriate given the nature
of work undertaken.
Number of non-current addresses: 12
Other matters pertaining to the roll of voters: Nil

IRREGULARITIES

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

ATTACHMENTS

Declaration of Results

Laura Leavy
Returning Officer

16 September 2013



DECISION

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

Police Federation of Australia
(E2013/123)

AILS A CARRUTHERS

MELBOURNE, 28 FEBRUARY 2013

Arrangement for conduct of election.

[1] On 15 February 2013 the Police Federation of Australia - Victoria Police Branch lodged with the Fair Work Commission the prescribed information in relation to an election for the following offices:

Branch Executive Members (4)

[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
FAIR WORK COMMISSION

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The Police Association

UPHOLDING OUR RIGHTS SINCE 1917

Our ref: 20051s.265

11 February 2013

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

Dear Ms O'Neill

Branch Executive Elections 2013

The Police Association ("the Association") formally advises that an election for four positions of the Executive Committee of the Victorian Branch of the Police Federation of Australia are due to be held in 2013. The positions subject to this election are currently occupied by the following Executive members:

- Dean Bradley Anderson
- Colin William Birch
- Karl Michael David Reiter
- Dean James Thomas

In accordance with rule 52CF(1) of Part CC of the Police Federation of Australia Victoria Police Branch Rules, a notice is to be published in The Police Association Journal and a daily newspaper calling for nominations for the position of Branch Executive members by no later than 31 May.

We therefore seek your authorisation to instruct the Australian Electoral Commission ("AEC") to commence the process of conducting an election by way of direct voting system.

It is our intention to advertise the election by way of Notice in the April 2013 edition of *The Police Association Journal*. We also intend providing our membership preliminary advice of the election by newsletter, The Police Association's *InBrief*, which is distributed to our membership via e-mail and posted on our website www.tpav.org.au.

In accordance with section 189(1) of the *Fair Work (Registered Organisations) Act 2009*, we attach a Notice and Statement of Prescribed Information for an election.

Should the incumbents of the Senior Vice President and/or Assistant Treasurer position (Dean Thomas and Colin Birch respectively) not seek re-election or fail to be re-elected as a result of the above ballot, a casual vacancy for Branch Officer position(s) may arise.

When the Branch Executive election is completed in August 2013, the unexpired term of the Branch Officer position(s) will not have exceeded three quarters of the term and, in our view, an election process will not be required. The Branch Committee may fill the vacancy by appointing an eligible member of the Branch, as per Rule 17 of the Police Federation of Australia Victoria Police Branch Rules.

Should you have any queries please do not hesitate to contact me, or in my absence, Ms Sylvia Loveless, Administration Manager, on telephone 9468 2600.

Yours sincerely



PHILLIP PEARSON
President

Encl.

Notice and Statement of Prescribed Information for an Election

I, Phillip J Pearson, being the President of the Victoria Police Branch of the Police Federation of Australia, make the following statement:

I am the President of the Victoria Police Branch of the Police Federation of Australia,

I am authorised to lodge the following prescribed information concerning forthcoming elections in the Branch Executive of the Victoria Police Branch of the Police Federation of Australia; and

I confirm that the following information is being lodged under subsection 189(1) of the Fair Work (Registered Organisations) Act 2009

Signed: 

Dated: 13/2/13

Offices/Positions

A	Branch Executive Committee Members (4 positions)
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Reasons for election:

- Election for offices and positions marked A is required as the terms of office are due to expire in the normal course of events under the rules of the organisation.

Elected by:

- The electorate for the direct voting system is the whole of the Branch.

Nominations open:

- For offices to be elected by direct voting system – to be determined by the Returning Officer of the Australian Electoral Commission.

Nominations close:

- For offices to be elected by direct voting system - 12 noon, Friday 14 June 2013

Cut off date for roll:

- In all cases - 7 days prior to the opening date for nominations - rule 22(g).

Notes:

The above sample Notice and Statement would satisfy each of the particulars required under s189(1) and the relevant regulations.

The Notice and Statement are required to be lodged at least 2 months before the first day of nominations as set out in the rules of the organisation – the General Manager of FWA may allow for a later day - see subsection 189(2) and regulations.

The requirement to lodge election information under s189(2) is a civil penalty provision – see s305.