



2 December 2015

Mr Phillip Pearson
President
Police Federation of Australia-Victoria Police Branch
general@tpav.org.au

Dear Mr Pearson,

Reminder of actions required when persons elected to office

The Australian Electoral Commission has provided the Commission a declaration of results for the election [E2015/104]. 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 Fair Work Commission (the Commission) within 35 days of any changes to the holders of office in the organisation. If the election has resulted in any changes to the holders of office, the Police Federation of Australia-Victoria 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].¹
- On [DATE] the name and/or address of a branch[es] of the organisation changed to:²
 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]:³
 - 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.]

¹ s.230(1)(d); reg.147(d)

² s.230(1)(d); reg.147(a) & (d)

³ 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>
...							

GPO Box 4382
Melbourne VIC 3001

Level 8, Casselden Place
2 Lonsdale Street
Melbourne VIC 3000

Reference: VIC 15/95

Contact: Ben Murray
Phone: 03 9285 7129
Facsimile: 03 9285 7149
E-mail: ben.murray@aec.gov.au

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)
E2015/104**

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.



Ben Murray
Returning Officer

26 August 2015

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: E2015/104

RULES

Rules used for the election: 200V: Incorporates alterations of 19/12/2014
[R2014/15]
Rules difficult to apply/interpret: None
Model Rule reference (if any): N/A

ROLL OF VOTERS

Total number of voters on the Roll: 14,322
Number of apparent workplace addresses: Various, however appropriate given the nature
of work undertaken.
Number of non-current addresses:
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

Ben Murray
Returning Officer

26 August 2015

**Police Federation of Australia
Branch Executive Members**

Declaration of Results for Contested Offices

E2015/104

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	14322
Ballot papers issued	14322
Replacement ballot papers issued	4
Total Ballot Papers Issued	14326
Ballot papers / envelopes returned for scrutiny	4062
Less ballot papers / envelopes rejected at preliminary scrutiny	15
Adjusting balance	1
Total Ballot Papers Admitted to Scrutiny	4046
Percentage of ballot papers returned to number issued	28%
Ballot papers returned as unclaimed mail	0
Ballot papers not returned	10264

Branch Executive Member (4)

<u>Candidates</u>	<u>First Preference Votes</u>	<u>Votes</u>
STILL, Bec	266	0
SHAW, Justin	120	0
CORNISH, Ben	62	0
PEPPLER, Damien	116	2549
SHAW, Geoffrey	62	0
CUMMINS, Lee	223	0
AZARNIKOW, Steve	1268	2026
ASHWORTH, Ken	684	0
MCWILLIAM, Ben	44	0
GRIFFITH, Alexandra	134	2460
BLOMELEY, Ivan	88	0
BREWER, Rodney	108	1893
KEIGHLEY, Grant	580	0
Total votes		8928
Formal ballot papers		3755
Informal ballot papers		291

I declare Steve Azarnikow , Rodney Brewer , Alexandra Griffith and Damien Peppler elected.



Ben Murray
Returning Officer
Australian Electoral Commission

14 August 2015



DECISION

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

Police Federation of Australia
(E2015/104)

MR ENRIGHT

MELBOURNE, 24 MARCH 2015

Arrangement for conduct of election.

[1] On 10 March 2015 the Victoria 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 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

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The Police Association

UPHOLDING OUR RIGHTS SINCE 1917

Our ref: 20051s.284

6 March 2015

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

Dear Ms O'Neill

Re: Branch Executive Committee Elections 2015

The Victoria Police Branch of the Police Federation of Australia 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 2015. The positions subject to this election are currently occupied by the following Executive members:

- Paul O'Connell
- Rodney Brewer
- Mark Rose
- Steven Azarnikow

In accordance with rule 52CF(1) of Part CC of the Police Federation of Australia Victoria Police Branch Rules ("the 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 2015 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* ("the Act"), we attach a Notice and Statement of Prescribed Information for an election.

The successful candidates in the above mentioned election will commence their position as Branch Executive Member from 11 September 2015, the date of the annual general meeting of the Branch.

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



JOHN C LAIRD
President

Notice and Statement of Prescribed Information for an Election

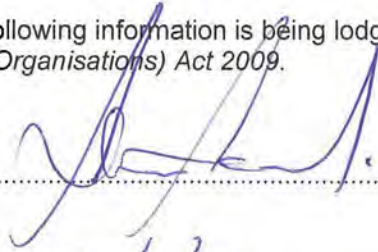
I, John Campbell Laird, being the President of the Victoria Police Branch of the Police Federation of Australia, make the following statement:

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 election for the Branch Executive Committee Members 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: 10/3/15

Offices/Positions

Branch Executive Committee Members (4 positions)

Reasons for election:

Election for the Branch Executive Committee Members are required as the terms of office are due to expire in August 2015 in the normal course of events under the Rules of the organisation.

Elected by:

The electorate for voting are members of the Branch.

Nominations open:

To be determined by the Returning Officer of the Australian Electoral Commission - by no later than 31 May 2015.

Nominations close:

To be determined by the Returning Officer of the Australian Electoral Commission – by no later than 12:00 noon on the third Friday of June.

Cut-off date for roll:

Seven days before the day on which nominations for the election open.

Voting System:

Direct voting system.