



1 November 2018

Mr John Laird  
Branch President  
Police Federation of Australia-Victoria Police Branch  
general@tpav.org.au

Dear Mr Laird,

cc: Police Federation of Australia, pfa@pfa.org.au

### **Reminder of actions required when persons elected to office**

The Australian Electoral Commission has provided the Registered Organisations Commission (the ROC) a declaration of results for the election of stage 2 uncontested offices for Victoria Branch [E2018/33]. This letter is a reminder of certain obligations imposed on organisations and on persons elected to office.

#### **A notice must be published on the organisation's website**

The organisation or branch must, as soon as practicable after receiving the post-election report, publish on its website a notice that a copy of the report is available from the organisation, branch or the AEC on request. The notice must be kept on the website for a period of at least 3 months (see regulation 141 of the Fair Work (Registered Organisations) Regulations 2009).

#### **Holders of office required to undertake approved training**

Section 293K of the *Fair Work (Registered Organisations) Act 2009* (the RO Act) requires 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 are provided for in the RO Act.

#### **Organisation must notify the Commission of changes**

Also, section 233(2) of the RO Act requires that an organisation must notify the Commission **within 35 days of any changes** to the holders of office in the organisation. **If there are no changes a notification is not required.** 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. A template notification of changes, which may assist you, is attached. If any change does not apply until a date in the future, you do not 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

**Matthew Indrigo**  
**Registered Organisations Commission**

8 October 2018

# Post-election Report

**Police Federation of Australia – Victoria Police  
Branch E2018/33**

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## Election(s) Covered in this Report

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Election Decision No/s: E2018/33

## Rules

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Rules used for the election: 200V: incorporates alterations of 8 August 2017  
[R2017/76] (replaces rulebook dated 25 may 2017 [rR2017/41])

Rules difficult to apply/interpret: Nil

Model Rule reference (if any) N/A

## Roll of Voters

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### Stage 1

Total number of voters on the Roll: 15828

Number of apparent workplace addresses: Nil

Number of non-current addresses: 364

Other matters pertaining to the roll of voters: Nil

## Irregularities

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Australian Electoral Commission

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

Other irregularities identified, and action taken: N/A

## Other Matters

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N/A

## Attachments

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- 1) Declaration of Results for Contested Offices Stage 1– VIC
- 2) Declaration of Results for Uncontested Offices Stage 2 – VIC



Jeff Webb  
Returning Officer  
8 October 2018

**Police Federation of Australia**  
**Victoria Police Branch**  
**DECLARATION OF RESULTS - E2018/33**  
**Uncontested Offices Stage 2**

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**Scheduled Election**

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 are:

**Branch President (1)**

Candidates

LAIRD, John

**Branch Senior Vice President (1)**

Candidates

DAVID, Karl

**Branch Junior Vice President (1)**

Candidates

AVON, Dermot

**Branch Treasurer (1)**

Candidates

JACKSON, Maxwell

**Branch Assistant Treasurer (1)**

Candidates

PORTER, Geraldine

**Branch Delegate to Federal Council (2)**

Candidates

PEPPLER, Damien

O'TOOLE, Alexandra



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



Jeff Webb  
Returning Officer  
Australian Electoral Commission  
04/10/2018

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21 August 2018

Mr John Laird  
Branch President  
Police Federation of Australia-Victoria Police Branch  
general@tpav.org.au

Dear Mr Laird,

cc: pfa@pfa.org.au

### **Reminder of actions required when persons elected to office**

The Australian Electoral Commission has provided the Registered Organisations Commission (the ROC) a declaration of results for the election of contested offices for Victoria Police Branch [E2018/33]. This letter is a reminder of certain obligations imposed on organisations and on persons elected to office.

#### **A notice must be published on the organisation's website**

The organisation or branch must, as soon as practicable after receiving the post-election report, publish on its website a notice that a copy of the report is available from the organisation, branch or the AEC on request. The notice must be kept on the website for a period of at least 3 months (see regulation 141 of the Fair Work (Registered Organisations) Regulations 2009).

#### **Holders of office required to undertake approved training**

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#### **Organisation must notify the Commission of changes**

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  - the name of the person vacating the office.
  
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Regards

**Christine Hibberd**  
**Registered Organisations Commission**

**Police Federation of Australia**  
**Victoria Police Branch**  
**DECLARATION OF RESULTS - E2018/33**  
**Contested Offices**

**Scheduled Election**

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 are:

**Victoria Police Branch**

Total number of persons on the roll of voters	15,828
Ballot Papers Issued	15,828
Replacement ballot papers issued	0
<b>TOTAL BALLOT PAPERS ISSUED</b>	<b>15,828</b>
Ballot papers/envelopes returned for scrutiny	3,119
Less ballot papers/envelopes rejected at preliminary scrutiny	23
Adjusting balance	3
<b>TOTAL BALLOT PAPERS</b>	<b>3,093</b>
Percentage of ballot papers returned to number issued	20%
Ballot papers returned as unclaimed mail by closing date of ballot	364
Ballot papers not returned by voters	12,709

**Branch Executive Member (4)**

<u>Candidates</u>	<b>First Preference Votes</b>	<b>Final Votes</b>
O'TOOLE            Alexandra	1,752	1,752
SIMS                Mark	140	1613
MCCANN           Calum	209	1683
PEPLER            Damien	242	1610
SUTHERLAND     Angus	337	337
MCLAUGHLIN     James	129	129

**Total votes**

Formal ballot papers	2809
Informal ballot papers	284

I declare the following elected:	Order elected
O'TOOLE            Alexandra	1
PEPLER            Damien	2
SIMS                Mark	3
MCCANN           Calum	4



Jeff Webb  
 Returning Officer - Australian Electoral Commission  
 17/08/2018



## DECISION

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

**Police Federation of Australia**  
(E2018/33)

MR ENRIGHT

MELBOURNE, 13 MARCH 2018

*Arrangement for conduct of election.*

[1] On 5 February and 9 March 2018 the Victoria Police Branch of the Police Federation of Australia lodged with the Registered Organisations Commission prescribed information for an election to fill the following offices:

Branch Executive Members	(4)
Branch President	(1)
Branch Senior Vice President	(1)
Branch Junior Vice President	(1)
Branch Treasurer	(1)
Branch Assistant Treasurer	(1)
Branch Delegate to Federal Council	(2)

[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 COMMISSIONER

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**From:** Sylvia Loveless [REDACTED]  
**Sent:** Friday, 9 March 2018 10:00 AM  
**To:** MOUTEVELIS,Michael  
**Subject:** Prescribed Information - amended  
**Attachments:** Prescribed\_Information-Amended.pdf

Good morning Michael

As discussed yesterday, please find attached an amended Prescribed Information to include Junior Vice President.

With respect to our discussions about the total number of elected positions for Delegate to Federal Council, Rule 14(b) clarifies why we have included an additional position for election.

For your information, the Victoria Police Branch President, John Laird and the CEO of the Police Federation of Australia, Mark Burgess met with a representative of the ROC recently to discuss amendment to the PFA Rules. The President has been made aware of the contradiction between Rule 14(b) and Rule 52C(i) and this will be looked at as part of the Rule amendments.

As at 1 February 2018, the Victoria Police Branch has 15,762 financial members.

If you have any queries, please do not hesitate to contact me on [REDACTED]

Regards

**Sylvia Loveless**

Corporate Services & Special Projects



**The Police Association Victoria**

1 Clarendon Street, East Melbourne VIC 3002 **DX: 210680**

**Phone: (03) 9468 2600 Toll Free: 1800 800 537 Fax: (03) 9495 6933**

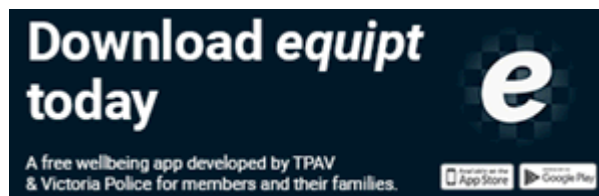
**Email: [general@tpav.org.au](mailto:general@tpav.org.au) Web: [www.tpav.org.au](http://www.tpav.org.au)**

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**PRESCRIBED INFORMATION FOR ELECTIONS in accordance with Section 189 Fair Work (Registered Organisations) Act 2009 and Regulation 138 Fair Work (Registered Organisations) Regulations 2009**

I, JOHN CAMPBELL LAIRD, being the PRESIDENT of the POLICE FEDERATION OF AUSTRALIA, VICTORIA POLICE BRANCH, make the following statement:

1. I am authorised to sign this statement containing prescribed information for POLICE FEDERATION OF AUSTRALIA, VICTORIA POLICE BRANCH.
2. The following information is lodged under subsection 189(1) of the Fair Work (Registered Organisations) Act 2009 (the RO Act).
3. The elections that are required are set out in the table in Annexure A.

Signed:  .....  
President

Dated: 9/3/18 .....

*[PLEASE NOTE: This statement should be lodged with the Registered Organisations Commission at least 2 months prior to nominations opening. It can be submitted to [regorgs@roc.gov.au](mailto:regorgs@roc.gov.au).]*

## ANNEXURE A

Elections that are required:

<b>Branch</b>	<b>Name of Office</b>	<b>Number required</b>	<b>Voting System</b> <i>Direct voting system; Collegiate electoral system</i>	<b>Reason for Election</b> <i>Scheduled; Casual vacancy; New office created; Insufficient nominations</i>	<b>Electorate</b>
<i>Victoria Police</i>	<i>Branch Executive Member</i>	<i>4</i>	<i>Direct voting</i>	<i>Scheduled</i>	<i>Victoria Police Branch Members (rule 52CF)</i>
<i>Victoria Police</i>	<i>Branch President</i>	<i>1</i>	<i>Collegiate</i>	<i>Scheduled</i>	<i>Victoria Police Branch Committee Members (rule 52CA(2))</i>
<i>Victoria Police</i>	<i>Branch Senior Vice President</i>	<i>1</i>	<i>Collegiate</i>	<i>Scheduled</i>	<i>Victoria Police Branch Committee Members (rule 52CA(2))</i>
<i>Victoria Police</i>	<i>Branch Junior Vice President</i>	<i>1</i>	<i>Collegiate</i>	<i>Scheduled</i>	<i>Victoria Police Branch Committee Members (rule 52CA(2))</i>
<i>Victoria Police</i>	<i>Branch Treasurer</i>	<i>1</i>	<i>Collegiate</i>	<i>Scheduled</i>	<i>Victoria Police Branch Committee Members (rule 52CA(2))</i>
<i>Victoria Police</i>	<i>Branch Assistant Treasurer</i>	<i>1</i>	<i>Collegiate</i>	<i>Scheduled</i>	<i>Victoria Police Branch Committee Members (rule 52CA(2))</i>
<i>Victoria Police</i>	<i>Branch Delegate to Federal Council</i>	<i>2</i>	<i>Collegiate</i>	<i>Scheduled</i>	<i>Victoria Police Branch Committee Members (rule 52CI)</i>

Important dates:

	<b>Direct Voting System</b>	<b>Collegiate Electoral System</b>
<b>Nominations OPEN</b>	<i>By no later than 31 May 2018 (rule 52CF(1))</i>	<i>To be determined by returning officer (rule 52CH(2))</i>
<b>Nominations CLOSE</b>	<i>12 noon Friday 15 June 2018 (rule 52CF(2))</i>	<i>5:00pm Monday 1 October 2018 (rule 52CH(2))</i>
<b>Roll of Voters cut off date</b>	<i>7 days prior to nominations opening (rule 52CF(5))</i>	<i>To be determined by returning officer</i>





1 February 2018

Mr John Laird  
President  
Police Federation of Australia-Victoria Police Branch

Sent via email: [general@tpav.org.au](mailto:general@tpav.org.au)

CC: AEC Returning Officer by email: [industrial.elections@aec.gov.au](mailto:industrial.elections@aec.gov.au)

Dear Mr Laird,

**Courtesy Letter - Election for offices [E2018/33]**

The rules of the Police Federation of Australia-Victoria Police Branch indicate that an election for offices within the branch is due to commence shortly.

- President
- Senior Vice-President
- Junior Vice-President
- Treasurer
- Branch Executive Members
- Branch Delegates to Federal Council

It appears that nominations for the election for the above-named offices open in May this year.

**Reminder: prescribed information must be lodged**

This is a courtesy letter to remind you of your obligation to lodge information about the election (known as the 'prescribed information') pursuant to sub-sections 189(1) and (2) of the *Fair Work (Registered Organisations) Act 2009* (the 'Act') within the month. Prescribed information must be lodged with the Registered Organisations Commission (the ROC) two months before nominations open for the election.

**If you do NOT agree that an election is due**

If you have a different interpretation for the commencement of the election or the offices due for election under your rules, please let the ROC know on [regorgs@roc.gov.au](mailto:regorgs@roc.gov.au) as soon as possible.

**If you agree that an election is due**

If you agree that an election is due, the prescribed information must be lodged within the month. The prescribed information should contain details of the election as required by regulation 138(1) of the *Fair Work (Registered Organisations) Regulations 2009* (the 'Regulations'), and any subsequent collegiate elections, if that is relevant. A sample of the prescribed information can be found on our website at <http://www.roc.gov.au/resources-and-decisions/fact-sheets-templates-and-webinars>.

The prescribed information should be emailed to [regorgs@roc.gov.au](mailto:regorgs@roc.gov.au). When lodging the prescribed

information, please quote [E2018/33]

**If you are unable to lodge the prescribed information on time**

If your branch believes that it will be unable to comply with the prescribed day as set out in the Regulations, it will need to apply to the Commissioner within the month for a later date. Such request will need to set out in detail the reason why your organisation is unable to comply with the requirement. While the Commissioner will consider such an application, there is no assurance that consent to a later day will be allowed.

**Penalties apply**

**It should be noted Section 189(2) is a civil penalty provision.** Failure for an organisation to lodge prescribed information at least two months before nominations open may result in legal proceedings being issued with the possibility of a pecuniary penalty being imposed upon an officer and/or the organisation.

The ROC intends to continue to provide reminders that an election is due as a courtesy. However failure to receive a reminder from the ROC cannot be relied on as a reason for late, incorrect or non-lodgment of prescribed information. The obligation to lodge prescribed information consistent with the Act and the rules of the organisation rests with the organisation.

**Insufficient nominations**

If there are insufficient nominations, or if a casual vacancy arises after the conduct of this election, then those unfilled or vacated offices must be filled in accordance the organisation's rules, and in any event in a timely manner.

Should you seek any clarification in relation to the above, please contact the ROC on [regorgs@roc.gov.au](mailto:regorgs@roc.gov.au).

Yours faithfully,



**Sam Gallichio**  
**Registered Organisations Commission**