



Our Ref: W09/130

Mr Michael J Dean  
President  
Police Federation of Australia (WA) Branch  
639 Murray St  
WEST PERTH WA 6005

Dear Mr Dean,

**Re Post Election Report for the Police Federation of Australia, Western Australia Branch Election E2009/105**

I refer to the above election for your organisation.

Section 197(1) of Schedule 1 of the Workplace Relations Act 1996 requires the AEC to provide a written report on the conduct of the election to the Industrial Registrar 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 of Schedule 1 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 Workplace Relations (RAO) Regulations 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.

Michael Brierley  
Returning Officer  
7 May 2009

# **Australian Electoral Commission / AEC**

## **Workplace Relations Act 1996 – Schedule 1B RETURNING OFFICER - POST ELECTION REPORT**

Client:	Police Federation Western Australian Branch		
Contact details:	Ken See	Email:	<a href="mailto:kensee@wapolun.org.au">kensee@wapolun.org.au</a> (08) 9321 2155
AIR contact officer:	Mark Elliott	Email:	<a href="mailto:Mark.Elliott@air.gov.au">Mark.Elliott@air.gov.au</a> (03) 8661 7811

### **ELECTIONS COVERED IN THIS REPORT**

Election Decision No/s:	E2009/105
Election:	Scheduled Election – Western Australian Branch
Returning Officer:	Michael Brierley

### ***RULES***

Rules used for elections Rule ID	200V: Incorporates alterations of 24/12/2008 [R2005/453] ( <i>replaces 14/11/2008 version</i> )
Rule/s re eligibility to vote	52AO2(a) and 52AO6(a)
Rules difficult to apply/interpret	No
Model Rule reference (if any)	
Legal precedents considered	
Action taken under section 193 of RAO Schedule	

### **ROLL OF VOTERS**

<b>Total number of voters on the roll</b>	5583	
Number of private addresses	2659	47.62%
Number of apparent workplace addresses	2924	52.38%
Number of non-current addresses	Nil	Nil

### ***OTHER MATTERS PERTAINING TO ROLL OF VOTERS***

Comments	
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### ***ALLEGATIONS OF IRREGULARITIES RECEIVED***

Number of written complaints / allegations	There were no written complaints or allegations of irregularities
Details of complaints / allegations	
Action taken by AEC	

**IRREGULARITIES IDENTIFIED**

Irregularity	Details

**ACTION TAKEN IN RELATION TO IRREGULARITIES**

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**OTHER MATTERS**

Following the opening of the ballot, the federation advised the AEC that a candidate's statement had been omitted from the ballot material posted to members.

This was rectified by the AEC by posting the statement within a week to all the members listed on the roll of voters. Members were advised that should they wish to vote again because of the omission they should apply for a duplicate issue of ballot material.

Also it was discovered that the original reconciliation was incorrect and accordingly amended. The discrepancy, which did not affect the results of the ballot, was brought to the attention of the federation by a covering letter which included a copy of the amended reconciliation.

**ATTACHMENTS**

A	Declaration of Results for Uncontested Offices
B	Declaration of Results for Contested Offices

M Brierley  
Returning Officer

7 May 2009

# Police Federation of Australia Scheduled Elections WA

## AMENDED DECLARATION OF RESULTS FOR CONTESTED OFFICES

Results of the election for the following offices conducted in accordance with the provisions of the Workplace Relations Act 1996 and the rules of the organisation.

E2009/105

### Western Australia Police Branch

Total number of persons on the roll of voters	5612
Ballot papers issued	5583
Duplicate ballot papers issued	21
<b>TOTAL BALLOT PAPERS ISSUED</b>	<b>5604</b>
Ballot papers / envelopes returned for scrutiny	1820
Less ballot papers / envelopes rejected at preliminary scrutiny	26
Less ballot papers not returned	24
<b>TOTAL BALLOT PAPERS ADMITTED TO SCRUTINY</b>	<b>1770</b>
Percentage of ballot papers returned to number issued	32%
Ballot papers returned as unclaimed mail	35
Ballot papers not returned	3704

### Branch Executive Member representing Metropolitan Region (11)

<u>Candidates</u>	<u>First Preference Votes</u>	<u>Votes</u>
THOBAVEN, Gavin John	86	840
HORROCKS, Leslie Raymond	27	0
STEWART, Carl	12	0
BOYLAN, Darcy David	49	0
TILBURY, George Bradley	91	830
KELLY, Michael Craig	85	867
IRIKS, Bernard Marinus	39	857
BRADSHAW, Kevin	34	0
MCDONALD, Kevin	36	0
HAYDEN, Denis John	131	986
EASTMAN, Ross Leslie	58	0
LEWINGTON, Graeme Bradley	23	0
HAYES, Peter Brian	24	0
RYAN, Alex	56	0
MAKOWSKI, Keema Michelle	38	0
BARLOW, Philip John	21	0
KEENE, John	10	0
MONACO, Mark	20	0
POTTHOFF, Peter John	88	907
PATERSON, Jamie Douglas	55	0
GREEN, Michael Patrick	21	0
ARMSTRONG, Russell Lee	222	848
SADLIER, Kim Youle	33	846
KELLY, Kimberley Terrance	37	847
O'ROURKE, Noreen	81	816
LOCKHART, Mervyn	237	1008
Exhausted Votes		1817
Loss/Gain by Fraction		377
Total votes	1614	9652
Formal ballot papers	1614	1614
Informal ballot papers	156	156

I declare Russell Lee Armstrong, Denis John Hayden, Bernard Marinus Iriks, Kimberley Terrance Kelly, Michael Craig Kelly, Mervyn Lockhart, Noreen O'Rourke, Peter John Potthoff, Kim Youle Sadlier, Gavin John Thobaven and George Bradley Tilbury elected.

Total number of persons on the roll of voters	5612
Ballot papers issued	5583
Duplicate ballot papers issued	21
<b>TOTAL BALLOT PAPERS ISSUED</b>	<b>5604</b>
Ballot papers / envelopes returned for scrutiny	1820
Less ballot papers / envelopes rejected at preliminary scrutiny	26
Less ballot papers not returned	84
<b>TOTAL BALLOT PAPERS ADMITTED TO SCRUTINY</b>	<b>1710</b>
Percentage of ballot papers returned to number issued	32%
Ballot papers returned as unclaimed mail	35
Ballot papers not returned	3644

### Branch Executive Member representing Central Region

<u>Candidates</u>	<u>First Preference Votes</u>
TRIVERS, Kim	636
KEALS, Craig Digory	1049
Exhausted Votes	
Loss/Gain by Fraction	
Total votes	1685
Formal ballot papers	1685
Informal ballot papers	25

I declare Craig Digory Keals elected.

### Branch Executive Member representing Southern Region

<u>Candidates</u>	<u>First Preference Votes</u>	<u>Votes</u>
OSBORNE, Tony Allan	120	0
MCALPINE, David Lea	152	0
LAURENT, Cyril Joseph Bernard	419	842
BUCK, Colin Ronald	240	0
VOYEZ, Martin James	210	0
SPICER, Alan Bruce	215	0
PORTEOUS, Graeme John	300	0
Exhausted Votes		0
Loss/Gain by Fraction		0
Total votes	1656	842
Formal ballot papers	1656	1656
Informal ballot papers	54	54

I declare Cyril Joseph Bernard Laurent elected.

Michael Brierley  
Returning Officer  
Australian Electoral Commission

8 April 2009



**Division of Moore**  
Locked Bag 54  
JOONDALUP DC WA 6919



**Division of Moore**  
1/140 Grand Blvd  
JOONDALUP WA 6027

Telephone: 08 9300-9333  
Facsimile: 08 9300-9344

email: moore@aec.gov.au  
website: www.aec.gov.au

ABN 21 133 285 851

Ref No: 2009/03

Contact: Michael Brierley

## **Police Federation of Australia Western Australia Police Branch E2009/105**

### **PART TWO (2)**

Schedule of nominations accepted on behalf of the organisation at 2pm on Tuesday, 14 April 2009 at the Branch Executive-elect meeting held at the premises of the WA Police Union, 639 Murray Street, West Perth- E no105 of 2009.

#### **President/Delegate to Federal Council**

Candidates

ARMSTRONG, Russell Lee

CASSIDY, Christopher John

SADLIER, Kim Youle

A draw to determine the order of names on the ballot paper was conducted and the result was as follows:-

CASSIDY, Christopher John

SADLIER, Kim Youle

ARMSTRONG, Russell Lee

Number of ballot papers issued 15

CASSIDY, Christopher John 4

SADLIER, Kim Youle 1

ARMSTRONG, Russell Lee 10

Total 15

I declare Russell Lee Armstrong elected.

#### **Vice President**

Candidates

HAYDEN, Denis John

O'ROURKE, Noreen

SADLIER, Kim Youle

A draw to determine the order of names on the ballot paper was conducted and the result was as follows:-

HAYDEN, Denis John

O'ROURKE, Noreen

SADLIER, Kim Youle

Number of ballot papers issued 15  
HAYDEN, Denis John 8  
O'ROURKE, Noreen 5  
SADLIER, Kim Youle 2  
Total 15  
I declare Denis John Hayden elected.

**Deputy Vice President**

Candidates

GROVES, Jonathan James  
O'ROURKE, Noreen  
SADLIER, Kim Youle

A draw to determine the order of names on the ballot paper was conducted and the result was as follows:-

GROVES, Jonathan James  
O'ROURKE, Noreen  
SADLIER, Kim Youle  
Number of ballot papers issued 15

GROVES, Jonathan James 10  
O'ROURKE, Noreen 3  
SADLIER, Kim Youle 2  
Total 15  
I declare Jonathan James Groves elected.

**Treasurer**

Candidates

LOCKHART, Mervyn  
TILBURY, George Bradley

A draw to determine the order of names on the ballot paper was conducted and the result was as follows:-

LOCKHART, Mervyn  
TILBURY, George Bradley  
Number of ballot papers issued 15

LOCKHART, Mervyn 11  
TILBURY, George Bradley 4  
Total 15  
I declare Mervyn Lockhart elected.

Federal Council Delegates (2)

Candidates

HAYDEN, Denis John  
GROVES, Jonathan James  
LOCKHART, Mervyn

A draw to determine the order of names on the ballot paper was conducted and the result was as follows:-

HAYDEN, Denis John  
GROVES, Jonathan James  
LOCKHART, Mervyn  
Number of ballot papers issued 15(2 votes per ballot paper)

HAYDEN, Denis John 10  
GROVES, Jonathan James 12  
LOCKHART, Mervyn 8  
Total 30  
I declare Jonathon James Groves and Denis John Hayden elected.

M Brierley

Returning Officer

14 April 2009.

# Police Federation of Australia Scheduled Elections WA

## DECLARATION OF RESULTS FOR CONTESTED OFFICES

Results of the election for the following offices conducted in accordance with the provisions of the Workplace Relations Act 1996 and the rules of the organisation.

E2009/105

### Western Australia Police Branch

Total number of persons on the roll of voters	0
Ballot papers issued	5595
Duplicate ballot papers issued	22
<b>TOTAL BALLOT PAPERS ISSUED</b>	<b>5617</b>
Ballot papers / envelopes returned for scrutiny	1733
Less ballot papers / envelopes rejected at preliminary scrutiny	10
Adjusting Balance	5607
<b>TOTAL BALLOT PAPERS ADMITTED TO SCRUTINY</b>	<b>7330</b>
Percentage of ballot papers returned to number issued	30%
Ballot papers returned as unclaimed mail	35
Ballot papers not returned	3849

### Branch Executive Member representing Metropolitan Region (11)

<u>Candidates</u>	<u>First Preference Votes</u>	<u>Votes</u>
THOBAVEN, Gavin John	86	840
HORROCKS, Leslie Raymond	27	0
STEWART, Carl	12	0
BOYLAN, Darcy David	49	0
TILBURY, George Bradley	91	830
KELLY, Michael Craig	85	867
IRIKS, Bernard Marinus	39	857
BRADSHAW, Kevin	34	0
MCDONALD, Kevin	36	0
HAYDEN, Denis John	131	986
EASTMAN, Ross Leslie	58	0
LEWINGTON, Graeme Bradley	23	0
HAYES, Peter Brian	24	0
RYAN, Alex	56	0
MAKOWSKI, Keema Michelle	38	0
BARLOW, Philip John	21	0
KEENE, John	10	0
MONACO, Mark	20	0
POTTHOFF, Peter John	88	907
PATERSON, Jamie Douglas	55	0
GREEN, Michael Patrick	21	0
ARMSTRONG, Russell Lee	222	848
SADLIER, Kim Youle	33	846
KELLY, Kimberley Terrance	37	847
O'ROURKE, Noreen	81	816
LOCKHART, Mervyn	237	1008
Exhausted Votes		1817
Loss/Gain by Fraction		377
Total votes	1614	9652
Formal ballot papers	1794	1794
Informal ballot papers	1794	1794

I declare Russell Lee Armstrong, Denis John Hayden, Bernard Marinus Iriks, Kimberley Terrance Kelly, Michael Craig Kelly, Mervyn Lockhart, Noreen O'Rourke, Peter John Potthoff, Kim Youle Sadlier, Gavin John Thobaven and George Bradley Tilbury elected.



### Branch Executive Member representing Central Region

<u>Candidates</u>	<u>First Preference Votes</u>	<u>Votes</u>
TRAVERS, Kim	636	0
KEALS, Craig Digory	1049	0
Exhausted Votes		0
Loss/Gain by Fraction		-38
Total votes	1685	0
Formal ballot papers	7306	7306
Informal ballot papers	24	24

No candidates elected.

Total number of persons on the roll of voters	0
Ballot papers issued	5595
Duplicate ballot papers issued	30
<b>TOTAL BALLOT PAPERS ISSUED</b>	<b>5625</b>
Ballot papers / envelopes returned for scrutiny	1720
Less ballot papers / envelopes rejected at preliminary scrutiny	10
Adjusting Balance	1710
<b>TOTAL BALLOT PAPERS ADMITTED TO SCRUTINY</b>	<b>3420</b>
Percentage of ballot papers returned to number issued	30%
Ballot papers returned as unclaimed mail	30
Ballot papers not returned	3875

### Branch Executive Member representing Southern Region

<u>Candidates</u>	<u>First Preference Votes</u>	<u>Votes</u>
OSBORNE, Tony Allan	120	0
MCALPINE, David Lea	152	0
LAURENT, Cyril Joseph Bernard	419	842
BUCK, Colin Ronald	240	0
VOYEZ, Martin James	210	0
SPICER, Alan Bruce	215	0
PORTEOUS, Graeme John	300	0
Exhausted Votes		1656
Loss/Gain by Fraction		-38
Total votes	1656	842
Formal ballot papers	3366	3366
Informal ballot papers	54	54

No candidates elected.

Michael Brierley  
Returning Officer  
Australian Electoral Commission  
8 April 2009



**Division of Moore**  
Locked Bag 54  
JOONDALUP DC WA 6919



**Division of Moore**  
1/140 Grand Blvd  
JOONDALUP WA 6027

Telephone: 08 9300-9333  
Facsimile: 08 9300-9344

email: moore@aec.gov.au  
website: www.aec.gov.au

ABN 21 133 285 851

Ref No: 2009/03

Contact: Michael Brierley

## **Police Federation of Australia Western Australia Police Branch E2009/105**

### **PART TWO (2)**

Schedule of nominations accepted on behalf of the organisation at 2pm on Tuesday, 14 April 2009 at the Branch Executive-elect meeting held at the premises of the WA Police Union, 639 Murray Street, West Perth- E no105 of 2009.

#### **President/Delegate to Federal Council**

Candidates

ARMSTRONG, Russell Lee

CASSIDY, Christopher John

SADLIER, Kim Youle

A draw to determine the order of names on the ballot paper was conducted and the result was as follows:-

CASSIDY, Christopher John

SADLIER, Kim Youle

ARMSTRONG, Russell Lee

Number of ballot papers issued 15

CASSIDY, Christopher John 4

SADLIER, Kim Youle 1

ARMSTRONG, Russell Lee 10

Total 15

I declare Rusell Lee Armstrong elected.

#### **Vice President**

Candidates

HAYDEN, Denis John

O'ROURKE, Noreen

SADLIER, Kim Youle

A draw to determine the order of names on the ballot paper was conducted and the result was as follows:-

HAYDEN, Denis John

O'ROURKE, Noreen

SADLIER, Kim Youle

Number of ballot papers issued 15  
HAYDEN, Denis John 8  
O'ROURKE, Noreen 5  
SADLIER, Kim Youle 2  
Total 15  
I declare Denis John Hayden elected.

**Deputy Vice President**

Candidates

GROVES, Jonathan James  
O'ROURKE, Noreen  
SADLIER, Kim Youle

A draw to determine the order of names on the ballot paper was conducted and the result was as follows:-

GROVES, Jonathan James  
O'ROURKE, Noreen  
SADLIER, Kim Youle  
Number of ballot papers issued 15

GROVES, Jonathan James 10  
O'ROURKE, Noreen 3  
SADLIER, Kim Youle 2  
Total 15  
I declare Jonathan James Groves elected.

**Treasurer**

Candidates

LOCKHART, Mervyn  
TILBURY, George Bradley

A draw to determine the order of names on the ballot paper was conducted and the result was as follows:-

LOCKHART, Mervyn  
TILBURY, George Bradley  
Number of ballot papers issued 15

LOCKHART, Mervyn 11  
TILBURY, George Bradley 4  
Total 15  
I declare Mervyn Lockhart elected.

Federal Council Delegates (2)

Candidates

HAYDEN, Denis John  
GROVES, Jonathan James  
LOCKHART, Mervyn

A draw to determine the order of names on the ballot paper was conducted and the result was as follows:-

HAYDEN, Denis John  
GROVES, Jonathan James  
LOCKHART, Mervyn  
Number of ballot papers issued 15(2 votes per ballot paper)

HAYDEN, Denis John 10  
GROVES, Jonathan James 12  
LOCKHART, Mervyn 8  
Total 30  
I declare Jonathon James Groves and Denis John Hayden elected.

M Brierley

Returning Officer

14 April 2009.

# **Police Federation of Australia Scheduled Elections WA**

## **DECLARATION OF RESULTS FOR UNCONTESTED OFFICES**

Results of the election for the following offices conducted in accordance with the provisions of the Workplace Relations Act 1996 and the rules of the organisation.

E2009/105

### **Western Australia Police Branch**

#### **Branch Executive Member representing East Region**

Candidate

CASSIDY, Christopher John

#### **Branch Executive Member representing Northern Region**

Candidate

GROVES, Jonathan James

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

Michael Brierley  
Returning Officer

# **Australian Electoral Commission / AEC**

Workplace Relations Act 1996 – Schedule 1B

## **RETURNING OFFICER - POST ELECTION REPORT**

Client:	Police Federation Western Australian Branch		
Contact details:	Ken See	Email:	<a href="mailto:kensee@wapolun.org.au">kensee@wapolun.org.au</a>
		Tel:	(08) 9321 2155
AIR contact officer:	Mark Elliott	Email:	<a href="mailto:Mark.Elliott@air.gov.au">Mark.Elliott@air.gov.au</a>
		Tel:	(03) 8661 7811

### **ELECTIONS COVERED IN THIS REPORT**

Election Decision No/s:	E2009/105
Election:	Scheduled Election – Western Australian Branch
Returning Officer:	Michael Brierley

### **RULES**

Rules used for elections Rule ID	200V: Incorporates alterations of 24/12/2008 [R2005/453] ( <i>replaces 14/11/2008 version</i> )
Rule/s re eligibility to vote	52AO2(a) and 52AO6(a)
Rules difficult to apply/interpret	No
Model Rule reference (if any)	
Legal precedents considered	
Action taken under section 193 of RAO Schedule	

### **ROLL OF VOTERS**

<b>Total number of voters on the roll</b>	5583	
Number of private addresses	2659	47.62%
Number of apparent workplace addresses	2924	52.38%
Number of non-current addresses	Nil	Nil

### **OTHER MATTERS PERTAINING TO ROLL OF VOTERS**

Comments	
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### **ALLEGATIONS OF IRREGULARITIES RECEIVED**

Number of written complaints / allegations	There were no written complaints or allegations of irregularities
Details of complaints / allegations	
Action taken by AEC	

### **IRREGULARITIES IDENTIFIED**

<b>Irregularity</b>	<b>Details</b>
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**ACTION TAKEN IN RELATION TO IRREGULARITIES**

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**OTHER MATTERS**

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**ATTACHMENTS**

A	Declaration of Results for Uncontested Offices
B	Declaration of Results for Contested Offices

M Brierley  
Returning Officer

20 April 2009

*Workplace Relations Act 1996*  
s.189 RAO Schedule - arrangement for conduct of an election

**Police Federation of Australia**  
(E2009/105)

T. NASSIOS  
DEPUTY INDUSTRIAL REGISTRAR

MELBOURNE  
14 JANUARY 2009

*Arrangement for conduct of election.*

**DECISION**

[1] On 13 January 2009 the Western Australia Police Branch of the abovenamed organisation lodged in the Industrial Registry prescribed information in relation to an election for the following offices:

Branch Executive Members from the following Regions:

Metropolitan Region	(11)
North (Kimberley/Pilbara) Region	(1)
Central (Midwest/Gascoyne) Region	(1)
East (Goldfields/Esperance) Region	(1)
South (Peel/Southwest/Wheatbelt/Great Southern) Region	(1)

Branch President (who shall be the Chief Executive Officer)  
Branch Vice President  
Branch Deputy Vice President  
Branch Treasurer  
Branch Delegate to the 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 Schedule 1 of the *Workplace Relations Act 1996*, I am making arrangements for the conduct of the election by the Australian Electoral Commission.



T. NASSIOS  
DEPUTY INDUSTRIAL REGISTRAR

## ELLIOTT, Mark

---

**From:** ELLIOTT, Mark  
**Sent:** Wednesday, 14 January 2009 10:55 AM  
**To:** 'industrial.elections@aec.gov.au'  
**Cc:** 'simon.bulloch@aec.gov.au'  
**Subject:** election decision E2009-105 - PFA WA Police Branch - 14/1/09  
**Attachments:** PFA - 200vfed (24 Dec 2008).doc; PFA\_E2009\_105\_decision.pdf

Please find attached a copy of the decision issued today in the above-mentioned matter and also a copy of the rules of the organisation.

No alterations have been lodged to those rules.

Regards,

MARK ELLIOTT  
Statutory Services Branch

Australian Industrial Relations Commission  
11 Exhibition St, Melbourne Victoria 3000  
GPO Box 1994, Melbourne Victoria 3001

Telephone: (03) 8661 7811  
International: (613) 8661 7811  
Facsimile: (03) 9655 0410  
Email: [mark.elliott@airc.gov.au](mailto:mark.elliott@airc.gov.au)



## ELLIOTT, Mark

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**From:** ELLIOTT, Mark  
**Sent:** Wednesday, 14 January 2009 10:55 AM  
**To:** 'kensee@wapolun.org.au'  
**Subject:** Election decision E2009-105 - PFA WA Police Branch - 14/1/09  
**Attachments:** PFA\_E2009\_105\_decision.pdf

Ken,

Please find attached a copy of the decision issued today in the above-mentioned matter. Any enquiries in relation to the conduct of the election should be directed to the Australian Electoral Commission.

Kind regards,

MARK ELLIOTT  
Statutory Services Branch

Australian Industrial Relations Commission  
11 Exhibition St, Melbourne Victoria 3000  
GPO Box 1994, Melbourne Victoria 3001

Telephone: (03) 8661 7811  
International: (613) 8661 7811  
Facsimile: (03) 9655 0410  
Email: [mark.elliott@airc.gov.au](mailto:mark.elliott@airc.gov.au)

## ELLIOTT, Mark

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**From:** ELLIOTT, Mark  
**Sent:** Wednesday, 14 January 2009 10:18 AM  
**To:** 'industrial.elections@aec.gov.au'  
**Subject:** Election notification - Police Federation of Australia - WA Police Branch - E2009/105 (further information)  
**Attachments:** 1.pdf

Please find attached further information lodged by the applicant in the abovementioned matter.

MARK ELLIOTT  
Statutory Services Branch

Australian Industrial Relations Commission  
11 Exhibition St, Melbourne Victoria 3000  
GPO Box 1994, Melbourne Victoria 3001

Telephone: (03) 8661 7811  
International: (613) 8661 7811  
Facsimile: (03) 9655 0410  
Email: [mark.elliott@airc.gov.au](mailto:mark.elliott@airc.gov.au)

**ELLIOTT, Mark**

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**From:** Ken See [kensee@wapolun.org.au]  
**Sent:** Tuesday, 13 January 2009 6:17 PM  
**To:** ELLIOTT, Mark  
**Cc:** ANDERSON, Eve; Mark@pfa.org.au; Mike Dean  
**Subject:** PFA (WA Police Branch) Branch Elections  
**Attachments:** Ken See.vcf

Mr Elliott

Thank you for your assistance to progress the election process for replacement of the Executive of the WA Branch of Police Federation of Australia.

I refer to the Prescribed Information which accompanied the letter of January 13 2009 from President Michael Dean, in particular regard to the election of the Federal Council Delegates.

In the Rules of the Police Federation of Australia (200V), Rule 52AP(4) directs that where a Branch entitlement exists to more than one Delegate to the Federal Council, the vacancy(s) will be filled by election.

Rule 14(b) clarifies that entitlement is for one Delegate for the first 1000 financial members or part thereof and one additional Delegate for each succeeding 2500 financial members or part thereof.

The Western Australia Police Branch of the Police Federation of Australia has 5624 financial members as at January 1 2009 and therefore has entitlement to three Delegates to the Federal Council. Rule 52AP(4) further notes that the office of President shall be exofficio a delegate to the Federal Council which means that TWO additional delegate positions are available to be contested by election.

Will you please include election of these TWO Delegate positions in your instructions to the Australian Electoral Commission.

Thank you again.

K.J (Ken) See  
General Manager

WA Police Union of Workers  
639 Murray Street  
WEST PERTH WA 6005

Tel: (08) 9321 2155  
Fax: (08) 9321 2177  
Mobile: 0438 080 935

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## ELLIOTT, Mark

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**From:** ELLIOTT, Mark  
**Sent:** Tuesday, 13 January 2009 3:11 PM  
**To:** 'industrial.elections@aec.gov.au'  
**Subject:** Election notification - Police Federation of Australia - WA Police Branch - E2009/105  
**Attachments:** SDOC5546.pdf

Please find attached prescribed information lodged in the abovementioned matter.

Regards,

MARK ELLIOTT  
Statutory Services Branch

Australian Industrial Relations Commission  
11 Exhibition St, Melbourne Victoria 3000  
GPO Box 1994, Melbourne Victoria 3001

Telephone: (03) 8661 7811  
International: (613) 8661 7811  
Facsimile: (03) 9655 0410  
Email: [mark.elliott@airc.gov.au](mailto:mark.elliott@airc.gov.au)

**ELLIOTT, Mark**

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**From:** STEWART, Iain  
**Sent:** Tuesday, 13 January 2009 2:08 PM  
**To:** ELLIOTT, Mark  
**Cc:** ANDERSON, Eve  
**Subject:** FW: Police federation of Australia (WA Police Branch) - Election  
**Attachments:** Untitled Attachment

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**From:** Ken See [mailto:kensee@wapolun.org.au]  
**Sent:** Tuesday, 13 January 2009 11:43 AM  
**To:** ANDERSON, Eve  
**Subject:** Police federation of Australia (WA Police Branch) - Election

Ms Anderson

As discussed attached is letter of request to engage Australian Electoral Commission to conduct election of the Branch Executive of PFA(WA).

Please call me if you require any clarification or additional information.

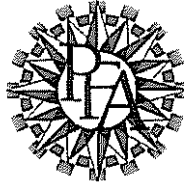
Regards

K.J (Ken) See  
General Manager

WA Police Union of Workers  
639 Murray Street  
WEST PERTH WA 6005

Tel: (08) 9321 2155  
Fax: (08) 9321 2177  
Mobile: 0438 080 935

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Police Federation  
of Australia

Western Australia Police Branch  
639 Murray Street  
West Perth WA 6005

13 January 2009  
My ref: C 0417

Deputy Industrial Registrar  
Australian Industrial Relations Commission  
Level 36, 80 Collins Street  
GPO Box 1994S  
MELBOURNE Vic 3001

#### **ELECTION of BRANCH EXECUTIVE**

I request assistance with the election of officers of this Union and attach the Prescribed Information in accordance with WRA Section 189(1) of Schedule 1B.

Preliminary discussions have been held with the Perth office of the Australian Electoral Commission which conducted the last election in 2006.

I would be pleased for your **urgent** instructions to AEC to initiate the election for the 2009 – 2012 term of the Executive. Please address any questions to Ken See on office telephone 08 93212155 or mobile 0438080935.

Yours sincerely

M J (Michael) Dean  
PRESIDENT

**POLICE FEDERATION OF AUSTRALIA (WA POLICE BRANCH)**  
**PRESCRIBED INFORMATION IN RESPECT OF ELECTION**  
**Schedule 1B, Section 189 (1) of Workplace Relations Act**

I am an officer of the Police Federation of Australia (WA Police Branch) and am authorised to sign this statement which is lodged in accordance with WRA Schedule 1B, Section 189 (1). The constitution of the Police Federation of Australia specifies in Part CA WA Police Branch:-

1. That the Executive shall be elected by and from the financial membership of the Branch, now numbering in excess of 5000, and that at Section 52AA (2), the Branch Executive for which the elections are required shall comprise 15 offices as under:-

- 11 positions for the Metropolitan area
- One position for the North regional area
- One position for the Central regional area
- One position for the East regional area
- One position for the South regional area

Section 52 AA Rule (9) directs that a "Region" shall be determined at Annual Conference and this occurred on June 24 2008 in accordance with the attached extract.

2. Within Ten working days of the election result being declared, the Executive – Elect shall meet to elect from within itself, the following Branch Office Bearers outlined in Part CA Section 52AA (1). Sections 52AF and 52AP further direct that the Federal Council Delegates also be elected and that the order in which the elections conducted on a "first past the post" basis, shall be:-

- President (who shall be the Chief Executive Officer) (1)
- Vice President (1)
- Deputy Vice President (1)
- Treasurer (1)
- Federal Council Delegates (President is ex-officio appointed) (3)

3. In accordance with the intent of Section 52AA (4), the requirement for these elections arises from the impending expiration of the term for which the Executive was elected, being the period until dissolution of the 2009 Annual Conference, scheduled for June 30 2009. The Executive – Elect will commence their office contemporaneously.

4. Section 52AA (3) provides that the Returning Officer should conduct the election so as to allow declaration of the result not later than the 15<sup>th</sup> of April. Sections 52AO (2) and (3) outline the timeline with the intervals between the actions required of the Returning Officer, commencing with publishing of a notice that the Returning Officer is about to conduct elections for positions on the Executive of the Police Federation of Australia (WA Police Branch).

4(a). Subject to the Returning Officer's determination of the times and dates as provided in Section 52AO (3), application of the intervals mentioned in Section 52AO (2) suggests that publishing of the notice of intent to conduct the elections should occur on January 30 2009.

5. Section 52AO (14) prescribes the Duties of the Returning Officer to determine the validity of votes and reject informal ballot papers; it provides for scrutiny, specifies that voting by proxy shall not be permitted and that the voting for an office shall be by a preferential ballot.



M J (Michael) Dean  
PRESIDENT

**MINUTES OF THE ANNUAL CONFERENCE OF THE POLICE  
FEDERATION OF AUSTRALIA (WA POLICE BRANCH)  
HELD AT PERTH CONCERT HALL, 5 ST GEORGES TERRACE, PERTH  
TUESDAY, 24 JUNE 2008 at 8:00 HOURS**

<b>PRESENT:</b>	President:	Mr M Dean
	Vice President:	Mr C Cassidy
	Deputy Vice President:	Mr R Armstrong
	Treasurer	Mr M Lockhart
	Members:	Mr C Laurent
		Mr J Groves
		Mr D Hayden
		Mr G Tilbury
		Mr P Potthoff
		Mr C Keals
<b>APOLOGY:</b>	General Manager (WAPU):	Ms K Travers
	Minute Secretary:	Ms N O'Rourke
	Member:	Mr K Sadlier
		Mr M Fyfe

Mr K See

Ms L Craig

Mr G Annetts

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**1. Previous Minutes / Business Arising**

- 1.1 Confirmation of Minutes  
PFA WA Branch – 6 June 2007.

**THE BOARD RESOLVED:** That the previous minutes of the PFA (WA Police Branch) be accepted.

**Moved:** R Armstrong

**Seconded:** K Travers

CARRIED

**2. Inward Correspondence**

Nil

**3. Outward Correspondence**

Nil

**4. Reports**

Nil



## 5. Motions On Notice

### 5.1 Regional Representation

Conference directs the Branch Executive to seek alteration of the Rules of the Police Federation of Australia as it affects the Western Australia Police Branch, so that the representation of the membership would be more equitably redistributed over the Metropolitan area and five Regional areas.

#### **Proposal**

That Rule 52 AA – Branch Office Bearers be amended at sub-Rules (2) and (7) to improve the representation of the membership by decreasing the number of Executive Members in the Metropolitan Region by two from twelve to ten and correspondingly increasing the number of other Regions from three to five, as under;-

#### **Existing Rule 52AA(2)**

*The management of the Branch shall be vested in the Branch Executive. The Executive shall be elected by and from the financial membership of the Branch. The Executive shall comprise 15 members, of which 12 who hold office shall be from the Metropolitan Region and one each respectively who hold office shall be from the Northern, Central and Southern Regions. The Branch Executive – Elect shall meet within 10 days of election to office and shall elect from within itself the Branch Office Bearers.*

#### **Proposed Rule 52AA(2)**

*The management of the Branch shall be vested in the Branch Executive. The Executive shall be elected by and from the financial membership of the Branch. The Executive shall comprise 15 members, of which 10 who hold office shall be from the Metropolitan Region and one each respectively who hold office shall be from the Kimberley/Pilbara, Midwest/Gascoyne, Goldfields/Esperance, Peel/Southwest, and Wheatbelt/Great Southern Regions. The Branch Executive – Elect shall meet within 10 days of election to office and shall elect from within itself the Branch Office Bearers*

#### **Existing Rule 52AA(7)**

*To be eligible as a candidate for a position on the Executive a member must meet the following requirements:*

- a) be a financial member of the Branch;*
- b) be free of any debts or arrears to the Branch;*
- c) for election to one of the 12 Metropolitan region offices, be stationed in the Metropolitan area at the time of their election; and*
- d) for election to either the Northern, Central or Southern region offices, be stationed in the Region for which they nominate at the time of their election.*

### **Proposed Rule 52AA(7)**

*To be eligible as a candidate for a position on the Executive a member must meet the following requirements:*

- a) be a financial member of the Branch;*
- b) be free of any debts or arrears to the Branch;*
- c) for election to one of the 10 Metropolitan region offices, be stationed in the Metropolitan area at the time of their election; and*
- d) for election to either the Kimberley/Pilbara, Midwest/Gascoyne, Goldfields/Esperance, Peel/Southwest, or Wheatbelt/Great Southern region offices, be stationed in the Region for which they nominate at the time of their election.*

**THE BOARD RESOLVED:** that the motion be amended as under.

**Moved:** C Cassidy

**Seconded:** K Sadlier

**CARRIED**

### **Motion of Amendment**

Conference directs the Branch Executive to seek alteration of the Rules of the Police Federation of Australia as it affects the Western Australia Police Branch, so that the representation of the membership would be more equitably redistributed over the Metropolitan area and four Regional areas.

### **Proposal**

That Rule 52 AA – Branch Office Bearers be amended at sub-Rules (2) and (7) to improve the representation of the membership by decreasing the number of Executive Members in the Metropolitan Region by one from twelve to eleven and correspondingly increasing the number of other Regions from three to four, as under;-

### **Existing Rule 52AA(2)**

*The management of the Branch shall be vested in the Branch Executive. The Executive shall be elected by and from the financial membership of the Branch. The Executive shall comprise 15 members, of which 12 who hold office shall be from the Metropolitan Region and one each respectively who hold office shall be from the Northern, Central and Southern Regions. The Branch Executive – Elect shall meet within 10 days of election to office and shall elect from within itself the Branch Office Bearers.*

### **Proposed Rule 52AA(2)**

*The management of the Branch shall be vested in the Branch Executive. The Executive shall be elected by and from the financial membership of the Branch. The Executive shall comprise 15 members, of which 11 who hold office shall be from the Metropolitan Region and one each respectively who hold office shall be from the*

*North( Kimberley/Pilbara), Central(Midwest/Gascoyne), East(Goldfields/Esperance), South(Peel, Southwest, Wheatbelt and Great Southern) Regions. The Branch Executive – Elect shall meet within 10 days of election to office and shall elect from within itself the Branch Office Bearers*

**Existing Rule 52AA(7)**

*To be eligible as a candidate for a position on the Executive a member must meet the following requirements:*

- a) be a financial member of the Branch;*
- b) be free of any debts or arrears to the Branch;*
- c) for election to one of the 12 Metropolitan region offices, be stationed in the Metropolitan area at the time of their election; and*
- d) for election to either the Northern, Central or Southern region offices, be stationed in the Region for which they nominate at the time of their election.*

**Proposed Rule 52AA(7)**

*To be eligible as a candidate for a position on the Executive a member must meet the following requirements:*

- a) be a financial member of the Branch;*
- b) be free of any debts or arrears to the Branch;*
- c) for election to one of the 11 Metropolitan region offices, be stationed in the Metropolitan area at the time of their election; and*
- d) for election to either North( Kimberley/Pilbara), Central(Midwest/Gascoyne), East(Goldfields/Esperance), South(Peel, Southwest, Wheatbelt and Great Southern) regional offices, be stationed in the Region for which they nominate at the time of their election.*

**THE BOARD RESOLVED:** that the President progress amendment of the Rules of Police Federation of Australia in accordance with above.

**Moved: K Travers**

**Seconded: P Potthoff**

**CARRIED**

## 5.2 Regional Boundaries

Conference directs that for the purposes of Rule 52AA(9), the Regions for which Executive Members are elected or nominate to be elected, shall be determined as ;-

- a) Metropolitan Region – 10 Members, *and*
- b) Kimberley/Pilbara, Midwest/Gascoyne, Goldfields/Esperance, Peel/Southwest, and Wheatbelt/Great Southern Regions - one each respectively

**THE BOARD RESOLVED:** that the motion be amended as under.

**Moved: C Laurent**

**Seconded: C Keals**

CARRIED

### Motion of Amendment

Conference directs that for the purposes of Rule 52AA(9), the Regions for which Executive Members are elected or nominate to be elected, shall be determined as ;-

- a) Metropolitan Region – 11 Members, *and*
- b) North (Kimberley/Pilbara), Central (Midwest/Gascoyne), East (Goldfields/Esperance), South (Peel, Southwest, Wheatbelt and Great Southern) Region - one each respectively

**THE BOARD RESOLVED:** that the President progress amendment of the Rules of Police Federation of Australia in accordance with above.

**Moved: C Laurent**

**Seconded: J Groves**

CARRIED

## 6. General Business

6.1 Next PFA Executive Meeting 22 and 23 September 2008.

## 7. Date of Next Annual Conference

TBA

## 8. The Meeting was adjourned at 0805hours.

Meeting was reopened at 1600 hours.

Meeting closed at 1605 hours.

PRESIDENT

GENERAL MANAGER (WAPU)