



# Police Federation of Australia

Western Australia Police Branch  
639 Murray Street  
WEST PERTH WA 6005  
Telephone: 08 9321 2155  
Facsimile: 08 9321 2177  
Email: admin@wapu.org.au

My Ref: C0458

28 March 2014

The General Manager  
Fair Work Commission  
GPO Box 1994  
MELBOURNE VIC 3001

Dear Sir

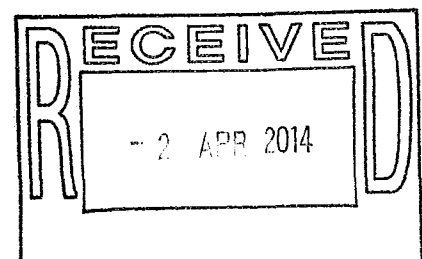
Further to my advice dated 9<sup>th</sup> January 2014 in which I provided a Declaration and Prescribed Information associated with five (5) Casual Vacancies on behalf of the Police Federation of Australia Western Australia Police Branch (the Branch), I now provide additional written advice on this matter.

I thank the Fair Work Commission (the Commission) for their advice and observations with respect to these current Casual Vacancies and acknowledge that, pursuant to Rule 52AB of the aforementioned Branch's Rules, there is no requirement to conduct an election for the purpose of filling these Casual Vacancies.

The Branch has taken advice which confirms the Commission's observation, accordingly I hereby request that the Branch's earlier submissions seeking an election be respectfully withdrawn.

I can advise that processes are underway for the wider Branch membership to identify their nominated candidates to be appointed to the Branch Executive for the remainder of the current Term. Upon completion of that process I will advise the Commission of the appointees.

  
George Tilbury  
PRESIDENT





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My Ref: C0458

9 January 2014

The General Manager  
Fair Work Australia  
GPO Box 1994  
MELBOURNE VIC 3001

Dear Sir

## **NOTIFICATION PURSUANT TO SECTION 189(1) OF THE FAIR WORK (REGISTERED ORGANISATIONS) ACT 2009**

### **Re: POLICE FEDERATION OF AUSTRALIA – WA POLICE BRANCH CASUAL VACANCY ELECTION**

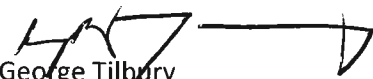
I refer to my recent declaration of changes to the Executive of this Union (Attachment A), which has created Casual Vacancies.

These vacancies arise pursuant to Rule 52AA (8) of Part CA – Western Australia Police Branch under the Rules of the Police Federation of Australia. The unexpired term of these two vacated offices exceed 12 months and three quarters of the term of the Office, accordingly pursuant to Rule 52AB an ordinary election is required.

I have at Attachment B provided the Prescribed Information in order to begin the process of conducting Elections of Executive Officers of the Police Federation – Western Australia Police Branch.

Should there be any questions or further information required Mr Paul Hunt may be contacted on (08) 9321 2155.

Yours sincerely

  
George Tilbury  
**PRESIDENT**



Police Federation  
of Australia

ABN 31 384 184 778  
Western Australia Police Branch  
639 Murray Street  
WEST PERTH WA 6005

## DECLARATION

**Sections 230-233 of the Fair Work (Registered Organisations) Act 2009  
and Regulations 147-151 of the Fair Work (Registered Organisations) Regulations 2009**

In accordance with S.233 of the Act, I George Bradley Tilbury, President of Police Federation of Australia, Western Australia Police Branch of 639 Murray Street West Perth WA 6005 in the State of Western Australia do hereby notify changes to the records kept under S.230(1)(b) as follows;

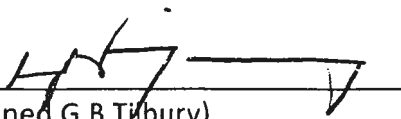
1. Mark Wayne Fyfe has resigned from the office of Branch Executive Member from the Metropolitan Region, effective 6 December 2013.
2. Michael Leon Sparkman has resigned from the office of Branch Executive Member from the Metropolitan Region, effective 6 December 2013.
3. The above two resignations were tabled as inward correspondence at the Executive meeting of the Police Federation of Australia Western Australia Police Branch held 6 December 2013, and noted.
4. Mervyn Lockhart has resigned from the office of Branch Executive Member from the Metropolitan Region, due to retirement from WA Police, effective 8 January 2014.
5. Jillian Gwyneth Willoughby has resigned from the office of Branch Executive Member from the Metropolitan Region, due to retirement from WA Police, effective 8 January 2014.
6. Colin Anthony Johnston resigned from the office of Branch Executive Member from the East (Goldfields/Esperance) Region, due to transfer from the Region to which he was elected, effective from 8 January 2014.

7. The above two retirements and one transfer were tabled as inward correspondence at the Executive meeting of the Police Federation of Australia Western Australia Police Branch held 8 January 2014, and noted.

AND I make this declaration conscientiously believing the same to be true.

Declared at West Perth in the State of Western Australia this

9<sup>th</sup> day of January 2014.

  
(signed G B Tibury)

President



# Police Federation of Australia

Western Australia Police Branch  
639 Murray Street  
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## **ATTACHMENT B**

### **FAIR WORK (REGISTERED ORGANISATIONS) ACT 2009**

### **PART 2 – CONDUCT OF ELECTIONS FOR OFFICE AND OTHER POSITIONS – SECTION 189(1)**

### **POLICE FEDERATION OF AUSTRALIA – WESTERN AUSTRALIA POLICE BRANCH**

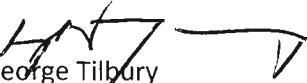
### **PRESCRIBED INFORMATION IN RESPECT OF AN ELECTION**

I am an officer of the Police Federation of Australia – Western Australia Branch and am authorised by Rule 52AG (4) as President to sign this statement which is lodged in accordance with the Fair Work (Registered Organisations) Act 2009 at Section 189(1).

The Registered Rules of the Police Federation of Australia at Part CA – Western Australia Police Branch articulate:

1. Rule 52AA (2) requires that the Executive shall be elected by and from the financial membership of the Branch, now numbering 5827 at the date of this statement.
2. Rule 52AA (2) provides that the Branch Executive shall comprise 15 offices as under :
  - 11 positions for the Metropolitan Region
  - One position for the North (Kimberley/Pilbara) Region
  - One position for the Central (Midwest/Gascoyne) Region
  - One position for the East (Goldfields/Esperance) Region
  - One position for the South (Peel/Southwest/Wheatbelt/Great Southern) Region
3. Rule 52AA (3) provides that the general election of Executive members shall be held every three years. The current Executive took office in June 2012.
4. Rule 52AA (8) provides for vacancies to arise when a member resigns.
5. Rule 52AB prescribes for Casual Vacancies to be filled by ordinary election when the unexpired part of the term exceeds 12 months or three quarters of the term of the office, which is the purpose of this request for four Casual Vacancies in the Metropolitan Region and one Casual Vacancy for the Goldfields/Esperance Region.

6. Rule 52AO (1) prescribes that election to the Executive shall be conducted by a secret ballot, which will be under a direct voting system for these Casual Vacancies.
7. Rule 52AO sub rules (2) and (3) provide for intervals between the actions required of the Returning Officer, commencing with the publishing of a notice that the Returning Officer is about to conduct the elections for positions on the Executive of the Police Federation of Australia – Western Australia Police Branch.
8. Rule 52AO (3) provides for the Returning Officer to determine the times and dates for nominations.
9. Rule 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 voting for an office shall be by preferential ballot.



George Tilbury  
**PRESIDENT**  
9 January 2014



09.01.14

The enclosed documents have been submitted electronically,  
as outlined in the attached email prints

They are now provided in hard copy, for completeness.

Paul Hyatt

## Paul Hunt

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**From:** Paul Hunt  
**Sent:** Thursday, 9 January 2014 9:52 AM  
**To:** 'orgs@fwc.gov.au'  
**Cc:** George Tilbury; jon.groves@bigpond.com; Mick Kelly (mkelly8143@gmail.com); Brandon Shortland  
**Subject:** Police Federation of Australia - Western Australia Police Branch: Casual Vacancies  
**Attachments:** Attachment A.pdf; Attachment B.pdf; Cover letter.pdf; Declaration.pdf

**Importance:** High

Tracking:	Recipient	Delivery
	'orgs@fwc.gov.au'	
	George Tilbury	Delivered: 9/01/2014 9:52 AM
	jon.groves@bigpond.com	
	Mick Kelly (mkelly8143@gmail.com)	
	Brandon Shortland	Delivered: 9/01/2014 9:52 AM

Please find attached the following four (4) documents advising of five (5) Casual Vacancies for the Branch Executive of the Police Federation of Australia - Western Australia Police Branch.

1. Declaration dated 9 January 2014
2. Cover letter to the General Manager dated 9 January 2014
3. Attachment A – Copy of the Declaration
4. Attachment B – Prescribed Information

Given the considerable proportion of the Branch Executive that the 5 casual vacancies represent, from a total Branch Executive of 15, we would like to progress the filing of these vacancies as soon as is practicable.

Please contact the undersigned for any assistance we can provide to help expedite the process, or if you require any further information.

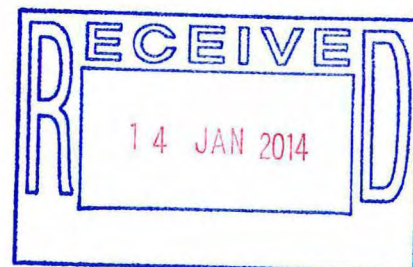
Regards

**Paul Hunt**  
Secretary | WA Police Union

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## Paul Hunt

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**From:** Paul Hunt  
**Sent:** Thursday, 9 January 2014 10:44 AM  
**To:** 'orgs@fwc.gov.au'  
**Subject:** Police Federation of Australia - WA Police Branch - AMENDED ATTACHMENT B  
**Attachments:** Attachment B - Revised figures.pdf  
  
**Importance:** High

Further to my email at 9:52AM (WST) today , please find an amended Attachment B - Prescribed Information.

This most recent version replaces the previous Attachment B and contains the current number of financial members as at today's date, which is 5827.

Please remove the original Attachment B and replace it with the attached document.

Regards

Paul Hunt  
Secretary | WA Police Union

T (08) 9321 2155  
M 0438 080 885  
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Email paul.hunt@wapu.org.au

The information contained in this email may be confidential information, and may also be the subject of legal professional privilege. If you are not the intended recipient, any use, disclosure or copying of this email is unauthorised. If you have received this email in error, please immediately notify our office via email at paul.hunt@wapu.org.au

Your message is ready to be sent with the following file or link attachments:

Attachment B - Revised figures

Note: To protect against computer viruses, e-mail programs may prevent sending or receiving certain types of file attachments. Check your e-mail security settings to determine how attachments are handled.