



22 October 2018

Mr George Tilbury
Branch President
Police Federation of Australia-Western Australia Police Branch
george.tilbury@wapu.org.au

Dear Mr Tilbury,

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 stages 1 and 2 contested offices for Western Australia Police Branch [E2018/111]. 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-Western Australia 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

Christine Hibberd
Registered Organisations Commission

19 October 2018

Police Federation of Australia
Western Australia Police Branch
Scheduled Election
E2018/111

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Election(s) Covered in this Report

Organisation: Police Federation of Australia – Western Australia Police Branch
Election: Scheduled
Election Decision No/s: E2018/111

Rules

Rules used for the election: 200V: Incorporates alterations of 17 May 2018 [R2018/47]
(replaces rulebook dated 8 August 2017 [R2017/76])

then

200V: Incorporates alterations of 19 June 2018 [R2018/122]
(replaces rulebook dated 17 May 2018 [R2018/47])

Rules difficult to apply/interpret: None

Model Rule reference (if any): N/A

For more details see the Model Rules on the AEC website:

https://www.aec.gov.au/About_AEC/AEC_Services/Industrial_Elections

Roll of Voters

Stage 1

Total number of voters on the Roll:	6,495
Number of apparent workplace addresses:	516
Number of non-current addresses:	59
Other matters pertaining to the roll of voters:	N/A

Stage 2

Total number of voters on the Roll:	15
Number of apparent workplace addresses:	0
Number of non-current addresses:	0
Other matters pertaining to the roll of voters:	N/A

Irregularities

Details of written allegations of irregularities, and action taken by AEC: None

Other irregularities identified, and action taken: None

Other Matters

Returning Officer actions required (Section 193):

Details: None

Signed



Kim Nichols
Returning Officer
Australian Electoral Commission
E: waelections@aec.gov.au
P: 08 6363 8006
19 October 2018

Attachments

- A. Declaration of Results for Contested and Uncontested Offices – Stage 1
- B. Declaration of Results for Contested Offices – Stage 2

Police Federation of Australia
Western Australia Police Branch
DECLARATION OF RESULTS - E2018/111 – Part 1
Contested and Uncontested 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:

Western Australian Police Branch

Total number of persons on the roll of voters	6,495
Ballot Papers Issued	6,495
Replacement ballot papers issued	n/a
TOTAL BALLOT PAPERS ISSUED	6,495
Ballot papers/envelopes returned for scrutiny	1,139
Less ballot papers/envelopes rejected at preliminary scrutiny	11
Adjusting balance	n/a
TOTAL BALLOT PAPERS	1,128
Percentage of ballot papers returned to number issued	18%
Ballot papers returned as unclaimed mail by closing date of ballot	59
Ballot papers not returned by voters	5,356

Branch Executive Member - Metropolitan Region (11)

Candidate/s

ADAMSON Ward
 CASHMORE Anntoinette
 GALE Paul
 HUTCHINSON Debra
 JOHNSON Mark
 KELLY Mick
 MORA Jason
 RUSSELL Harry
 SHORTLAND Brandon
 TILBURY George
 WHALLEY Clint

Branch Executive Member - Northern (Kimberley/Pilbara) Region (1)

Candidate/s

GENTILI Jason

Branch Executive Member - Central (Mid West - Gascoyne/Wheatbelt) Region (1)

<u>Candidates</u>		<u>Final Votes</u>
GILL	Michael	626
FLAHERTY	Dave	495
Total votes		1,128
Formal ballot papers		1,121
Informal ballot papers		7

I declare the following elected:

- GILL Michael

Branch Executive Member - Eastern (Goldfields/Esperance) Region (1)

Candidate/s
CURTIS Dave

Branch Executive Member - Southern (Southwest/Great Southern) Region (1)

Candidate/s
ARNOTT Harry

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



Kim Nichols
Returning Officer
Australian Electoral Commission
08/10/2018



Police Federation of Australia
Western Australia Police Branch
DECLARATION OF RESULTS - E2018/111 – Part 2
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:

Branch Executive Members

VOTING MATERIAL ISSUED	
Total number of people on the roll of voters	15
Total number of voters issued with voting material	15
COUNT	
Total ballot papers admitted to the count	75
PARTICIPATION	
Percentage of voting material packs returned by voters to number of people on the roll of voters	100%

Branch President/Federal Council Delegate (1)

Candidates

		<u>Final Votes</u>
TILBURY	George	4
ARNOTT	Harry Sean	11

Total ballot papers admitted for this office	15
Formal ballot papers	15
Informal ballot papers	0

I declare the following elected:

- ARNOTT Harry Sean

Branch Senior Vice President (1)

Candidates

		<u>Final Votes</u>
ADAMSON	Ward Darren	5
SHORTLAND	Brandon Chad	2
JOHNSON	Mark Wayne	1
KELLY	Michael Craig	7

Total ballot papers admitted for this office	15
Formal ballot papers	15
Informal ballot papers	0

I declare the following elected:

- KELLY Michael Craig

Branch Vice President(1)

<u>Candidates</u>		<u>Final Votes</u>
CURTIS	David Harold Wright	5
SHORTLAND	Brandon Chad	10

Total ballot papers admitted for this office	15
Formal ballot papers	15
Informal ballot papers	0

I declare the following elected:

- SHORTLAND Brandon Chad

Branch Treasurer (1)

<u>Candidates</u>		<u>Final Votes</u>
ADAMSON	Ward Darren	12
JOHNSON	Mark Wayne	3

Total ballot papers admitted for this office	15
Formal ballot papers	15
Informal ballot papers	0

I declare the following elected:

- ADAMSON Ward Darren

Federal Council Delegate (3)

<u>Candidates</u>		<u>Final Votes</u>
SHORTLAND	Brandon Chad	11
ADAMSON	Ward Darren	13
KELLY	Michael Craig	11
HUTCHINSON	Debra Kaye	5
CURTIS	David Harold Wright	5

Total ballot papers admitted for this office	15
Formal ballot papers	15
Informal ballot papers	0

I declare the following elected:

- | | Order elected |
|-------------------------------|---------------|
| • ADAMSON Ward Darren | 1 |
| • KELLY Michael Craig | 2 |
| • SHORTLAND Brandon Chad | 3 |



Kim Nichols
Returning Officer
Australian Electoral Commission
19/10/2018



DECISION

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

Police Federation of Australia
(E2018/111)

MR ENRIGHT

MELBOURNE, 31 MAY 2018

Arrangement for conduct of election.

[1] On 18 and 31 May 2018 the Western Australia 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 from the following Regions:

Metropolitan	(11)
Northern (Kimberley/Pilbara)	(1)
Central (Mid West-Gascoyne/Wheatbelt)	(1)
Eastern (Goldfields/Esperance)	(1)
Southern (Southwest/Great Southern)	(1)
Branch President/Federal Council Delegate	(1)
Branch Senior Vice President	(1)
Branch Vice President	(1)
Branch Treasurer	(1)
Federal Council Delegate	(3)

[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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Police Federation of Australia

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

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, George Tilbury, being the President of the Police Federation of Australia Western Australia Police Branch, make the following statement:

1. I am authorised to sign this statement containing prescribed information for Police Federation of Australia Western Australia 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.
4. No rule alterations are pending that will impact the election.
5. This statement **IS** lodged at least 2 months before nominations open for the election below.

Signed:

Dated: 31 May 2018

ANNEXURE A

- Elections that are required *[insert as many pages as required]*:

Branch	Name of Office	Number required	Voting System <i>Direct voting system; Collegiate electoral system</i>	Reason for Election <i>Scheduled; Casual vacancy; New office created; Insufficient nominations</i>	Electorate
WA Police Branch	Executive Member - Northern (Kimberley/Pilbara) Region	1	DVS	Scheduled	
	Executive Member - Central (Mid West-Gascoyne/Wheatbelt) Region	1	DVS	Scheduled	
	Executive Member - Eastern (Goldfields/Esperance) Region	1	DVS	Scheduled	
	Executive Member - Southern (Southwest/Great Southern) Region	1	DVS	Scheduled	
	Executive Member - Metropolitan Region	11	DVS	Scheduled	
	President	1	Collegiate	Scheduled	Executive Elect
	Senior Vice President	1	Collegiate	Scheduled	Executive Elect
	Vice President	1	Collegiate	Scheduled	Executive Elect
	Treasurer	1	Collegiate	Scheduled	Executive Elect
	Federal Council Delegates	3	Collegiate	Scheduled	Executive Elect

- Important dates:

	Direct Voting System	Collegiate Electoral System
Declaration of Result – Executive Member Election	<i>15 October 2018 [Rule 52AA(3)]</i>	
Election of Branch Office Bearers and Federal Council Delegates		<i>Within 10 working days of Executive Member Election [Rule 52AP(1)]</i>

Please note: that for insufficient nominations and casual vacancies, the date nominations open and close, unless specified in the rules, should be listed as ‘to be determined by the returning officer’. Casual vacancies must be accompanied by proof of resignation and attached to this statement.



2 May 2018

Mr George Tilbury
Branch President
Police Federation of Australia-Western Australia Police Branch
Sent via email: admin@wapu.org.au

CC: AEC Returning Officer by email: industrial.elections@aec.gov.au

Dear Mr Tilbury,

Courtesy Letter - Election for offices [E2018/111]

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

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

It appears that nominations for the election for the above-named offices open in August 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 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. When lodging the prescribed information, please quote [E2018/111]

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.

Yours faithfully,



Sam Gallichio
Registered Organisations Commission