



4 December 2015

Mr Henry Lawrence
Branch Secretary
United Firefighters' Union of Australia-Aviation Branch
ufuavat1@bigpond.com.au

Dear ERROR: Empty parameter: pnEntityId,

Reminder of actions required when persons elected to office

The Australian Electoral Commission has provided the Commission a declaration of results for the election [E2015/165]. 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 United Firefighters' Union of Australia-Aviation 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>
...							

Henry Lawrence
Secretary – Aviation Branch
United Firefighters' Union of Australia
Level 3 TLC Building
16 Peel St
SOUTH BRISBANE QLD 4101

**Post Election Report For: United Firefighters' Union of Australia
Aviation Branch
Election E2015/165**

I refer to the above election for your organisation.

Section 197(1) of Schedule 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 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 Fair Work 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.



Laura Leavy
Returning Officer
27 July 2015

Fair Work (Registered Organisations) Act 2009

POST ELECTION REPORT

**United Firefighters' Union of Australia
Aviation Branch**

ELECTION/S COVERED IN THIS REPORT

Election Decision No: E2015/165

RULES

Rules used for the election: 259V: Incorporates alterations of 1/9/2014
[R2014/166]
replaces rulebook dated 10/12/2013
[R2013/95]

Rules difficult to apply/interpret: Nil

Model Rule reference (if any): N/A

ROLL OF VOTERS

Total number of voters on the Roll: 856

Number of apparent workplace addresses: Nil

Number of non-current addresses: 9

Other matters pertaining to the roll of voters: Nil

IRREGULARITIES

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

Other irregularities identified, and action taken: Nil

ATTACHMENTS

E2015-165 UFUA Aviation Branch Declaration



Laura Leavy
Returning Officer
27 July 2015

United Firefighters' Union of Australia Aviation Branch - Vacancies - E2015/165

Declaration of Results

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.

Aviation Branch

Branch Committee Member - New South Wales

Candidates

MILLER, John J.

Branch Committee Member - Western Australia

Candidates

JONES, Chris

Branch Committee Member - Tasmania

Candidates

OWEN, Simon

Branch Organiser - Alice Springs Rescue and Firefighting Unit

Candidates

No nomination was received

Branch Organiser - Ballina Rescue and Firefighting Unit

Candidates

CROOK, Mathew

Branch Organiser - Brisbane Rescue and Firefighting Unit

Candidates

SKELTON, Robert

Branch Organiser - Broome Rescue and Firefighting Unit

Candidates

No nomination was received

Branch Organiser - Cairns Rescue and Firefighting Unit

Candidates

No nomination was received

Branch Organiser - Canberra Rescue and Firefighting Unit

Candidates

JAYE, Kurt

Branch Organiser - Coffs Harbour Rescue and Firefighting Unit

Candidates

No nomination was received

Branch Organiser - Gladstone Rescue and Firefighting Unit

Candidates

No nomination was received

Branch Organiser - Karratha Rescue and Firefighting Unit

Candidates

LEBON, John

Branch Organiser - Launceston Rescue and Firefighting Unit

Candidates

No nomination was received

Branch Organiser - Mackay Rescue and Firefighting Unit

Candidates

SOLA, Dom

Branch Organiser - Melbourne Rescue and Firefighting Unit

Candidates

No nomination was received

Branch Organiser - Newman Rescue and Firefighting Unit

Candidates

No nomination was received

Branch Organiser - Perth Rescue and Firefighting Unit

Candidates

POOLEY, Neil

Branch Organiser - Sydney Rescue and Firefighting Unit

Candidates

GARD, Stuart

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



Laura Leavy
Returning Officer
21 July 2015



DECISION

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

United Firefighters' Union of Australia
(E2015/165)

MR ENRIGHT

MELBOURNE, 22 MAY 2015

Arrangement for conduct of election.

[1] On 14 May 2015 the Aviation Branch of the United Firefighters' Union of Australia lodged with the Fair Work Commission the prescribed information in relation to an election for the following offices due to insufficient nominations in E2015/72:

Branch Committee of Management Member from the following:

New South Wales	(1)
Western Australia	(1)
Tasmania	(1)

Branch Organiser from the following Rescue and Firefighting Units:

Alice Springs	(1)
Ballina	(1)
Brisbane	(1)
Broome	(1)
Cairns	(1)
Canberra	(1)
Coffs Harbour	(1)
Gladstone	(1)
Karratha	(1)
Launceston	(1)
Mackay	(1)
Melbourne	(1)
Newman	(1)
Perth	(1)
Sydney	(1)

[2] Regulation 138(1) of the *Fair Work (Registered Organisations) Regulations 2009* provides the prescribed information that is required to be lodged under section 189(1) of the *Fair Work (Registered Organisations) Act 2009*. The prescribed information should include, among other information, the electorate and the voting system in the conduct of the election of the requested offices. I note the prescribed information lodged does not provide the electorate of the Branch Committee of Management Members or the voting system of those offices or the Branch Organisers. Full compliance with the legislative requirements is expected in regard to the arrangement for the conduct of elections of offices of a registered organisation. Future prescribed information must address all the legislative requirements.

[3] 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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PRESCRIBED INFORMATION IN RESPECT OF ELECTION

**UNITED FIREFIGHTERS' UNION OF AUSTRALIA
AVIATION BRANCH**

The United Firefighters' Union of Australia Aviation Branch lodges the following information under subsection 189 (1) of the *Fair Work (Registered Organisations) Act 2009*:

(a) The name of each office in respect of which an election is required:

Branch Committee Member – New South Wales	(1)
Branch Committee Member – Western Australia	(1)
Branch Committee Member – Tasmania	(1)

Branch Organisers – one (1) elected by and from the members employed in each of the following Rescue and Firefighting Units:

Alice Springs Rescue and Firefighting Unit	(1)
Ballina Rescue and Firefighting Unit	(1)
Brisbane Rescue and Firefighting Unit	(1)
Broome Rescue and Firefighting Unit	(1)
Cairns Rescue and Firefighting Unit	(1)
Canberra Rescue and Firefighting Unit	(1)
Coffs Harbour Rescue and Firefighting Unit	(1)
Gladstone Rescue and Firefighting Unit	(1)
Karratha Rescue and Firefighting Unit	(1)
Launceston Rescue and Firefighting Unit	(1)
Mackay Rescue and Firefighting Unit	(1)
Melbourne Rescue and Firefighting Unit	(1)
Newman Rescue and Firefighting Unit	(1)
Perth Rescue and Firefighting Unit	(1)

Reasons for election:

The reason for the election is that these offices were not filled in the election conducted by the Australian Electoral Commission which concluded on Wednesday 7th May 2015. Under Rule 71 (3) of the Rules of the United Firefighters' Union of Australia, if the unexpired portion of term of office exceeds three quarters there must be an election and an appointment cannot occur.

Nominations open:

Date to be determined by Australian Electoral Commission

Nominations close:

Date to be determined by Australian Electoral Commission

Cut off date for roll:

7 days prior to the opening date for nominations as determined by Australian Electoral Commission.

DATED: 11th May 2015



Henry Lawrence

Branch Secretary

United Firefighters' Union of Australia Aviation Branch