

22 November 2018

United Firefighters' Union of Australia
Aviation Branch
Casual Vacancy election
E2018/176

Contents

Election(s) Covered in this Report	3
Rules.....	3
Roll of Voters	3
Irregularities.....	3
Other Matters	4
Signed	4
Attachments	5
A. Declaration of results for Uncontested Offices – Stage 1 – Various Rescue and Firefighting Unit Branch Organisers & Branch Committee of Management representatives for NSW & WA	5
B. Declaration of Results for Uncontested Offices – Stage 2 - Aviation Branch Junior Vice- President	8

Election(s) Covered in this Report

Organisation: United Firefighters' Union of Australia - Aviation Branch
Election: Casual Vacancies
Election Decision No/s: E2018/176

Rules

Rules used for the election: 259V: Incorporates alterations of 08/03/2018 [R2017/250]

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

As there were no contested offices, no Roll of Voters was required.

Irregularities

Details of written allegations of irregularities, and action taken by AEC: N/A

Other irregularities identified, and action taken: N/A

Other Matters

Returning Officer actions required (Section 193): N/A

Signed



David Murphy
Returning Officer
Australian Electoral Commission
E: vicelections@aec.gov.au
P: 03 9285 7104
22 November 2018



30 November 2018

Mr Mark von Nida
Branch Secretary
United Firefighters' Union of Australia-Aviation Branch
ufuavat1@bigpond.com.au

Dear Mr von Nida,

Cc: Mr Henry Lawrence, branchsecretary@ufuav.asn.au, Mr Peter J Marshall,
p.marshall@ufuvic.asn.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 1 and 2 uncontested offices for Aviation Branch [E2018/176]. 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 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. 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

United Firefighters' Union of Australia
Aviation Branch
DECLARATION OF RESULTS - E2018/176
Uncontested Offices

Casual Vacancy Election – Stage 2

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:

Aviation Branch Committee of Management

Junior Vice-President (1)

Candidate

MCCABE, Rory

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



David Murphy
Returning Officer
Australian Electoral Commission
22/11/2018



United Firefighters' Union of Australia
Aviation Branch
DECLARATION OF RESULTS - E2018/176
Uncontested Offices

Casual Vacancy 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:

New South Wales Branch

Branch Committee of Management - NSW (1)

Candidates

YOUNG, James Edward

Western Australia Branch

Branch Committee of Management - WA (1)

Candidates

JONES, Chris

Alice Springs Rescue & Firefighting Unit

Branch Organiser Alice Springs Rescue & Firefighting Unit (1)

Candidates

No Nominations Received

Ayers Rock Rescue & Firefighting Unit

Branch Organiser Ayers Rock Rescue and Firefighting Unit (1)

Candidates

No Nominations Received

Ballina Rescue & Firefighting Unit

Branch Organiser Ballina Rescue & Firefighting Unit (1)

Candidates

No Nominations Received

Brisbane Rescue & Firefighting Unit

Branch Organiser - Brisbane Rescue & Firefighting Unit (1)

Candidates

DAY, Christopher John

Cairns Rescue & Firefighting Unit

Branch Organiser - Cairns Rescue & Firefighting Unit (1)

Candidates

No Nominations Received

Coffs Harbour Rescue & Firefighting Unit

Branch Organiser Coffs Harbour Rescue & Firefighting Unit (1)

Candidates

CROCKFORD, Steven

Coolangatta Rescue & Firefighting Unit

Branch Organiser Coolangatta Rescue & Firefighting Unit (1)

Candidates

No Nominations Received

Darwin Rescue & Firefighting Unit

Branch Organiser Darwin Rescue & Firefighting Unit (1)

Candidates

No Nominations Received

Hobart Branch Rescue & Firefighting Unit

Branch Organiser Hobart Branch Rescue & Firefighting Unit (1)

Candidates

No Nominations Received

Karratha Rescue & Firefighting Unit

Branch Organiser Karratha Branch (1)

Candidates

No Nominations Received

Launceston Rescue & Firefighting Unit

Branch Organiser Launceston Rescue & Firefighting Unit (1)

Candidates

WEST, Matthew

Mackay Rescue & Firefighting Unit

Branch Organiser Mackay Rescue & Firefighting Unit (1)

Candidates

TROMBA, David

Newman Rescue & Firefighting Unit

Branch Organiser Newman Rescue & Firefighting Unit (1)

Candidates

No Nominations Received

Perth Rescue & Firefighting Unit

Branch Organiser Perth Rescue & Firefighting Unit (1)

Candidates

No Nominations Received

Sydney Rescue & Firefighting Unit

Branch Organiser Sydney Rescue & Firefighting Unit (1)

Candidates

VINCENT, Sam

Townsville Rescue & Firefighting Unit

Branch Organiser Townsville Rescue & Firefighting Unit (1)

Candidates

No Nominations Received

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



David Murphy
Returning Officer
Australian Electoral Commission
29/10/2018



DECISION

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

United Firefighters' Union of Australia
(E2018/176)

MR ENRIGHT

MELBOURNE, 23 AUGUST 2018

Arrangement for conduct of election.

[1] On 18 July and 17 August 2018 the Aviation Branch of the United Firefighters' Union of Australia (the Branch) lodged with the Registered Organisations Commission prescribed information and amended prescribed information for an election to fill a casual vacancy in the following office for the remainder of the term:

Branch Organiser from the Perth Rescue and Firefighting Unit (1)

[2] In the same prescribed information and amended prescribed information for an election, the Branch also seek to fill the following offices, due to insufficient nominations received in a previous election (E2018/7):

Branch Committee of Management Members from the following:

New South Wales (1)
Western Australia (1)

Junior Vice-President

Branch Organisers from the following Rescue and Firefighting Units:

Alice Springs (1)
Ayers Rock (1)
Ballina (1)
Brisbane (1)
Cairns (1)
Coffs Harbour (1)
Coolangatta (1)
Darwin (1)
Hobart Branch (1)
Karratha (1)
Launceston (1)

Mackay	(1)
Newman	(1)
Sydney	(1)
Townsville	(1)

[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 COMMISSIONER

Printed by authority of the Commonwealth Government Printer

<PR351138>

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, MARK VON NIDA being the SECRETARY of the UNITED FIREFIGHTERS UNION OF AUSTRALIA AVIATION BRANCH, make the following statement:

1. I am authorised to sign this statement containing prescribed information for AVIATION BRANCH, UNITED FIREFIGHTERS UNION OF AUSTRALIA.
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.
 - There is a casual vacancy for the Perth organiser. The resignation letter is attached.
 - Insufficient nominations were received in the 2018 Branch elections for all other elections that are required, and the declaration of results is attached.
4. No rule alterations are pending that will impact the election.

[Please note that prior to the 2018 Branch elections the UFUA identified Rule 27(10) which expressly provides for postal ballots may be affected by new Australian Post service delivery times. The UFUA notified the AEC and in accordance with section 193 of the Fair Work (Registered Organisations Act) 2009 the AEC extended the postal ballot timeframe. The AEC letter is attached. Post the election the AEC provided adverse reports to Branches citing Rule 27(10) and suggesting the Rule be amended. The UFUA will be seeking to amend the Rule 27(10) in accordance with Rule 49 but no alterations are pending that will impact this election.]
5. This statement **IS** lodged at least 2 months before nominations open for the election below.

Signed: 

Dated: 17/08/2018

[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.]

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
AVIATION	<i>VICE PRESIDENT</i>	<i>1</i>	<i>Collegiate</i>	<i>INSUFFICIENT NOMINATIONS</i>	<i>The Branch Committee of Management members in accordance with UFUA Rule 56(2)</i>
	<i>BRANCH COMMITTEE OF MANAGEMENT - NSW</i>	<i>1</i>	<i>DVS</i>	<i>INSUFFICIENT NOMINATIONS</i>	<i>Members in accordance with UFUA Rule 70</i>
	<i>BRANCH COMMITTEE OF MANAGEMENT - WA</i>	<i>1</i>	<i>DVS</i>	<i>INSUFFICIENT NOMINATIONS</i>	<i>Members in accordance with UFUA Rule 70</i>
	<i>ALICE SPRINGS BRANCH ORGANISER</i>	<i>1</i>	<i>DVS</i>	<i>INSUFFICIENT NOMINATIONS</i>	<i>Members in accordance with UFUA Rule 70</i>
	<i>AYERS ROCK BRANCH ORGANISER</i>	<i>1</i>	<i>DVS</i>	<i>INSUFFICIENT NOMINATIONS</i>	<i>Members accordance with UFUA Rule 70</i>
	<i>BALLINA BRANCH ORGANISER</i>	<i>1</i>	<i>DVS</i>	<i>INSUFFICIENT NOMINATIONS</i>	<i>Members in accordance with UFUA Rule 70</i>
	<i>BRISBANE BRANCH ORGANISER</i>	<i>1</i>	<i>DVS</i>	<i>INSUFFICIENT NOMINATIONS</i>	<i>Members in accordance with UFUA Rule 70</i>
	<i>CAIRNS BRANCH ORGANISER</i>	<i>1</i>	<i>DVS</i>	<i>INSUFFICIENT NOMINATIONS</i>	<i>Members in accordance with UFUA Rule 70</i>
	<i>COOLANGATTA BRANCH ORGANISER</i>	<i>1</i>	<i>DVS</i>	<i>INSUFFICIENT NOMINATIONS</i>	<i>Members in accordance with UFUA Rule 70</i>

	DARWIN BRANCH ORGANISER	1	DVS	INSUFFICIENT NOMINATIONS	Members in accordance with UFUA Rule 70
	HOBART BRANCH ORGANISER	1	DVS	INSUFFICIENT NOMINATIONS	Members in accordance with UFUA Rule 70
	KARRATHA BRANCH ORGANISER	1	DVS	INSUFFICIENT NOMINATIONS	Members in accordance with UFUA Rule 70
	LAUNCESTON BRANCH ORGANISER	1	DVS	INSUFFICIENT NOMINATIONS	Members in accordance with UFUA Rule 70
	MACKAY BRANCH ORGANISER	1	DVS	INSUFFICIENT NOMINATIONS	Members in accordance with UFUA Rule 70
	NEWMAN BRANCH ORGANISER	1	DVS	INSUFFICIENT NOMINATIONS	Members in accordance with UFUA Rule 70
	SYDNEY BRANCH ORGANISER	1	DVS	INSUFFICIENT NOMINATIONS	Members in accordance with UFUA Rule 70
	TOWNSVILLE BRANCH ORGANISER	1	DVS	INSUFFICIENT NOMINATIONS	Members in accordance with UFUA Rule 70
	PERTH BRANCH ORGANISER	1	DVS	CASUAL VACANCY	Members in accordance with UFUA Rule 70
	Coffs Harbour BRANCH ORGANISER	1	DVS	INSUFFICIENT NOMINATIONS	Members in accordance with UFUA Rule 70

- Important dates:

	Direct Voting System	Collegiate Electoral System
Nominations OPEN	<i>to be determined by the returning officer but no earlier than two months after this notice and statement</i>	<i>As soon as practicable subject to the powers conferred by the Rules on the returning officer in accordance with Rule 70(5)</i>
Nominations CLOSE	<i>to be determined by the returning officer</i>	<i>to be determined by the returning officer</i>
Roll of Voters cut off date	<i>7 days prior to nominations opening (Rule 27)</i>	<i>7 days prior to nominations opening (Rule 27)</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.