

Workplace Relations Act 1996
s.189 of Schedule 1 - arrangement for conduct of an election

United Firefighters' Union of Australia
(E2007/272)

T. NASSIOS
DEPUTY INDUSTRIAL REGISTRAR

MELBOURNE, 11 DECEMBER 2007

Arrangement for conduct of election.

DECISION

[1] On 2 and 5 November 2007 and 7 December 2007 the Western Australian Branch of the abovenamed organisation lodged in the Industrial Registry prescribed information in relation to an election for the following vacant offices for the unexpired parts of their terms:

WAFB Officer Ordinary Committee Member (1)

WAFB Firefighter Ordinary Committee Member (1)

[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.





**UNITED FIREFIGHTERS UNION OF AUSTRALIA
WEST AUSTRALIAN BRANCH**

ABN: 31 367 577 278

PRESIDENT: KEVIN JOLLY

SECRETARY: DAVID BOWERS

FAX

To: Iain Stewart	From: Lea Anderson – Industrial Officer
<hr/>	
Company: AIRC- Registry – UFU WA Elections	Company: UFU of Australia- WA Branch
<hr/>	
Fax: 03 9655 0410	Fax: 08 9271 2666
<hr/>	
Date: 2/11/2007	Phone: 08 9272 3222
<hr/>	
Re: Branch Committee Elections	Pages: 9 [Click here and type number of pages]

- Urgent
 For Review
 Please Comment
 Please Reply
 Please Recycle

Attention: Iain Stewart

Hi Iain,

Please contact me if you have any comments or questions.
Lea Anderson
Industrial Officer
0415 586 459

Please call us on (08) 9272 3222
if this fax was illegible or incomplete.



**UNITED FIREFIGHTERS UNION OF AUSTRALIA
WESTERN AUSTRALIAN BRANCH**

ABN: 31 367 577 278

PRESIDENT: Kevin Jolly

SECRETARY: David Bowers

Ref: Document1

2nd November 2007

The Principal Registrar
Australian Industrial Relations Commission
Level 4 / 11 Exhibition Street
Melbourne Victoria 3000

Fax: 03 9655 0410
Attention: Iain Stewart

Dear Principal Registrar,

Re: UFU of Australia – WA Branch Committee – request for Committee by elections.

I write to request authorisation from your Office under Section 189 of Schedule 1 of the Workplace Relations Act 1996 for the Australian Electoral Commission to conduct an election for the 2 vacant positions.

A copy of the Returning Officers Reports following the 2006 UFUA elections and any subsequent by-elections are attached to this correspondence for your information. This includes previous correspondence advising the Registry of a WAFB Officer Committee Member vacancy.

The Branch Committee has instructed me that following the receipt of written resignations from two other Branch Committee members, that I should make this request for arrangements to be made for the Australian Electoral Commission to conduct an election in accordance with UFUA Rule 71- By Elections.

The following information as required by Regulation 138 of the Workplace Relations (Registration and Accountability of Organisations) Regulation 2003 is provided.

- a) The positions requiring an election are:
- WAFB Officer Committee Member (1 vacancy as a result of resignation)
 - WAFB Firefighter Ordinary Committee Member (1 vacancy as a result of resignation)

- b) The reason for the election is that casual vacancies in the office have occurred as a result of two Branch Committee members resigning from their Committee (letters of resignation from Geoff O'Day and Graham Blackford are attached to this correspondence).
- c) N/A
- d) The electorate comprises only the members of the West Australian Branch of the United Firefighters Union of Australia.
- e) Rule 72 (3) of the Union's Rules requires the Committee of Management or the Branch Executive to determine dates for calling nominations, the closing of nominations and the dates for opening and closing the ballot. However we would assume the AEC Returning Officer conducting the by election will liaise with the Branch for these determinations to be made.
- f) The AEC Returning Officer will advise the Branch of the appropriate date for the closing of the role of voters.
- g) A direct voting system is to be used to conduct the election.

The prescribed information set out above is hereby lodged by the West Australian Branch of the United Firefighters Union of Australia.

Yours faithfully,



Kevin Jolly
Acting Branch Secretary

Workplace Relations Act 1996 – Schedule 1**POST ELECTION REPORT****United Firefighters' Union of Australia****ELECTION/S COVERED IN THIS REPORT**

Election Decision No/s: E2007/117

RULES

Rules used for the election: [259V: Incorporates alterations of 19/01/2006] [R2006/105]replaces rulebook dated 20/8/2004

Rules difficult to apply/interpret: No

Model Rule reference (if any): N/A

ROLL OF VOTERS

Total number of voters on the Roll: 897

Number of apparent workplace addresses: 7

Number of non-current addresses: 0

Other matters pertaining to the roll of voters:

IRREGULARITIES

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

Other irregularities identified, and action taken: N/A

ATTACHMENTS

Declaration of Results for Contested Office

E.M Panegyres

3 May 2007

GPO Box A16
PERTH WA 6001

Level 3, 111 St Georges Terrace
PERTH WA 6000

Reference: W07/19

Contact: Van Panegyres
Phone: (08) 6363 8011
Facsimile: (08) 6363 8052
E-mail: van.panegyres@aec.gov.au

ABN: 21 133 285 851

**United Firefighters' Union of Australia
Casual Vacancy - WAFB Officer Ordinary Committee Member**

DECLARATION OF RESULTS FOR CONTESTED OFFICE

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

E2007/117

West Australian Branch

Total number of persons on the roll of voters	897
Ballot papers issued	892
Duplicate ballot papers issued	0
TOTAL BALLOT PAPERS ISSUED	892
Ballot papers / envelopes returned for scrutiny	378
Less ballot papers / envelopes rejected at preliminary scrutiny	2
Adjusting Balance	0
TOTAL BALLOT PAPERS ADMITTED TO SCRUTINY	378
Percentage of ballot papers returned to number issued	42%
Ballot papers returned as unclaimed mail	15
Ballot papers not returned	499

WAFB Officer Ordinary Committee Member

<u>Candidates</u>	<u>First Preference Votes</u>	<u>Votes after the distribution of preferences.</u>
		Quota: 188
PERRING, Russell	161	203
ROACH, Phillip	114	167
MINCHERTON, Linton	100	0
Exhausted Votes		5
Loss/Gain by Fraction		0
Total votes	375	370
Formal ballot papers	375	375
Informal ballot papers	1	1

I declare Russell Perring elected.

E.M. Panegyres
Returning Officer

2 May 2007

United Firefighters' Union of Australia

West Australian Branch

Casual Vacancies

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.

E2006/217

Vice President - WAFB Officer

Candidate

STRINGER, Bradley Raymond

WAFB Firefighter Ordinary Committee Member

Candidate

HUMPHRYS, Jane

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

E.M. Panegyres
Returning Officer

14 November 2006

**United Firefighters' Union of Australia
WA Casual Vacancy Election 2006**

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.

E2006/143
E2006/163

West Australian Branch

Total number of persons on the roll of voters	946
Ballot papers issued	946
Duplicate ballot papers issued	0
TOTAL BALLOT PAPERS ISSUED	946
Ballot papers / envelopes returned for	418
Less ballot papers / envelopes rejected at	3
Adjusting Balance	0
TOTAL BALLOT PAPERS ADMITTED TO	415
Percentage of ballot papers returned to	44%
Ballot papers returned as unclaimed mail	1
Ballot papers not returned	527

Branch Vice President - WAFB Firefighter

<u>Candidates</u>	<u>First Preference Votes</u>	<u>Votes</u>
GAMBLE, Scott George	351	351
PAYNE, Mark John	62	62
Exhausted Votes		0
Loss/Gain by Fraction		0
Total votes	413	413
Formal ballot papers	413	413
Informal ballot papers	2	

I declare Scott George Gamble elected.

Branch Trustee - Ordinary

<u>Candidates</u>	<u>First Preference Votes</u>	<u>Votes</u>
FORSTER, Robert James	229	229
PAARDEKOOPEL, Paul	120	120
PAYNE, Mark John	64	64
Exhausted Votes		0
Loss/Gain by Fraction		0
Total votes	413	413
Formal ballot papers	413	413
Informal ballot papers	2	2

I declare Robert James Forster elected.

WAFB Firefighter Branch Ordinary Committee Member

<u>Candidates</u>	<u>First Preference Votes</u>	<u>Votes</u>
HUMPHRYS, Jane	87	87
PAARDEKOOPEL, Paul	213	213
PAYNE, Mark John	112	112
Exhausted Votes		0
Loss/Gain by Fraction		0
Total votes	412	412
Formal ballot papers	412	412
Informal ballot papers	3	3

I declare Paul Paardekooper elected.

E.M. Panegyres
Returning Officer
Australian Electoral Commission

8 September 2006



**UNITED FIREFIGHTERS UNION OF AUSTRALIA
WEST AUSTRALIAN BRANCH**

ABN: 31 367 577 278

PRESIDENT: KEVIN JOLLY

SECRETARY: DAVID BOWERS

FAX

To:	Iain Stewart	From:	Lea Anderson	
Company:	AIRC - Registry- UFU WA elections	Company:	UFU of Australia- WA Branch	
Fax:	03 9655 0410	Fax:	08 92712666	
Date:	5/11/2007	Phone:	08 9272 3222	
Re:	Branch Committee Elections	Pages:	3 - including cover sheet	
<input type="checkbox"/> Urgent	<input type="checkbox"/> For Review	<input type="checkbox"/> Please Comment	<input type="checkbox"/> Please Reply	<input type="checkbox"/> Please Recycle

Attention: Iain Stewart

Hi Iain,

Further to my Fax sent on Friday 2/11/07 here is some additional information.
Geoff O'Day's resignation letter which was sent by email and the Branch Committee
resolution that dealt with the correspondence in July 2007.

Please contact me if you have any comments or questions.

Lea Anderson
Industrial Officer
0415 586 459

Please call us on (08) 9272 3222
if this fax was illegible or incomplete.

14. Email from Doug Spear re SMS messaging.

Motion:

That the Secretary seeks clarification in writing from the Action Chief Officer on the call back SMS Policy and Procedure.

Moved: Graeme Geer

Seconded: Dave Bowers
Carried.

Action: The Secretary to seek written clarification from the Acting C/O about the call back policy and procedure.

15. Letter from Butler Fire Station re hydrant servicing.

Motion:

That the Secretary follows up the issues raised in the correspondence from Butler Station.

Moved: Jane Humphrys

Seconded: Dave Bowers
Carried.

Action: That the Secretary follows up on the issues raised about hydrant servicing and other matters contained in the Butler correspondence.



16. Correspondence from Geoff O'Day resigning from the Committee.

Motion:

That the United Firefighters Union of Australia, WA Branch, accepts Geoff O'Day's resignation from the Branch's Committee of Management and recognises the contribution he has made. The Branch thanks Geoff O'Day for all of his service to the Union and its members.

Moved: Graeme Geer

Seconded: Mike Teraci
Carried.

United Firefighters Union of WA Correspondence Out:

17. 27th June- Circular 24/2007 – EBA 2006 Update.

Noted.

From: Lea Anderson [LeaAnderson@ufuofwa.net.au]
Sent: Friday, 7 December 2007 3:20 PM
To: SCHULTZ, Andrew
Subject: FW: UFU of Australia - WA Branch correspondence and attachments - re 2 WA Casual Vacancies / Elections

Attachments: Correspondence sent 7.12.07 AIRC.pdf

Hello Andrew,

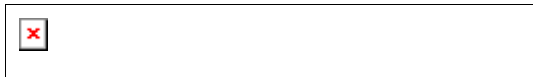
Please find attached a PDF document which contains an explanatory covering letter, and four attachments:
A- copy of a report on the election of Blackford and O'Day confirming when they were elected.
B- copy of the email received from O'Day (20th June 2007) and resignation letter which was attached.
C- Application for exemption s271 re financial returns
D- Annual Return for 2007

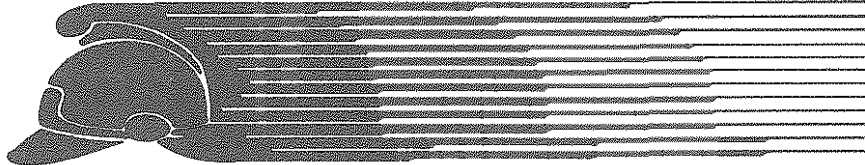
Please ring me if you need any additional information.
Thanks.

Lea Anderson

Industrial Officer
United Firefighters Union of Australia
Western Australian Branch

08 9272 3222





**UNITED FIREFIGHTERS UNION OF AUSTRALIA
WESTERN AUSTRALIAN BRANCH**

ABN: 31 367 577 278

PRESIDENT: Kevin Jolly

SECRETARY: David Bowers

Ref: FAUFU of WA\Branch Elections and AIRC records\23 November 2007.doc

23rd November 2007

Australian Industrial Registry
Research Information and Advice Branch
Attention: Andrew Schulze

andrew.schulze@air.gov.au

Dear Andrew,

RE: United Firefighters Union of Australia- Western Australian Branch Elections, Annual Returns and Financial Returns

Further to your correspondence (12th November 2007) and subsequent telephone conversations between yourself and our Industrial Officer, Lea Anderson; please be advised of the following information.

Election request:

1. Mr Graham Blackford held the position of WAFB Firefighter Ordinary Committee Member from the time of his election as declared on May 10th 2006 until he resigned on 19th October 2007.
2. Mr Geoff O'Day held his position of WAFB Officer Committee member from the time of his election declared on May 10th 2006 until he resigned on 20th June 2007.

Note the report on the election is attached (see Attachment A)

3. Please find attached the email received from Mr Geoff O'Day on 20th June 2007. (see Attachment B).
4. Please accept this as confirmation that there are only 2 casual vacancies, as described in points 1. and 2. above.

Financial Returns:

1. Please find attached (see Attachment C) the Branch's application for an exemption under s271 of the RAO schedule from lodging financial returns for years ending 31 December 2005 and 2006.

Annual Returns:

1. Please find attached (see Attachment D) an Annual Return for 2007.

Yours faithfully,

A handwritten signature in black ink, appearing to be 'Dave Bowers', written in a cursive style.

Dave Bowers
Branch Secretary.

Australian Electoral Commission / AEC**Workplace Relations Act 1996 – Schedule 1B****RETURNING OFFICER - POST ELECTION REPORT**

Client: United Firefighters' Union of Australia – West Australian Branch
Contact details: Mr Dave Bowers
 Secretary
 63 Railway Parade
 Mt Lawley WA 6050
Email: ufuofwa@ufuofwa.net.au
Tel: (08) 9272 3222

AIR contact officer: Andrew Schultz
Email: industrial.elections@air.gov.au
Tel: (03) 8661 7990

ELECTIONS COVERED IN THIS REPORT

Election Decision No/s: E2006/73
Election: West Australian Branch

Returning Officer: Alison Playford

RULES

Rules used for elections Rule ID: [259V: Incorporates alterations of 19/01/2006]
 [R2006/105] replaces rulebook dated 20/08/2004
Rule/s re eligibility to vote: 70(3)(a) & 27
Rules difficult to apply/interpret: No
Model Rule reference (if any):
Legal precedents considered:
Action taken under section 193 of RAO
Schedule: None

ROLL OF VOTERS

Total number of voters on the roll	957	
Number of private addresses	941	98.33%
Number of apparent workplace addresses	9	0.94%
Number of non-current addresses	7	0.73%

ALLEGATIONS OF IRREGULARITIES RECEIVED

There were no written complaints or allegations of irregularities

ATTACHMENTS

- A)** Declaration of Results for Contested Offices
- B)** Declaration of Results for Uncontested Offices

Alison Playford
 Returning Officer

15 May 2006

**United Firefighters' Union of Australia
West Australian Branch**

DECLARATION OF RESULTS FOR CONTESTED and 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.

E2006/73

West Australian Branch

Total number of persons on the roll of voters	957
Ballot papers issued	957
Duplicate ballot papers issued	
TOTAL BALLOT PAPERS ISSUED	957
Ballot papers / envelopes returned for scrutiny	486
Less ballot papers / envelopes rejected at preliminary	3
Adjusting Balance	0
TOTAL BALLOT PAPERS ADMITTED TO SCRUTINY	483
Percentage of ballot papers returned to number issued	51%
Ballot papers returned as unclaimed mail	7
Ballot papers not returned	464

Trustee - WAFB Firefighter

QUOTA 241

<u>Candidates</u>	<u>First Preference Votes</u>	<u>Votes After Distribution of Preferences</u>
PAARDEKOOOPER, Paul	186	211
YOUNG, David	235	265
PAYNE, Mark	59	0
Exhausted Votes		4
Loss/Gain by Fraction		0
Total votes	480	476
Formal ballot papers	480	480
Informal ballot papers	3	3

I declare David Young elected.

WAFB Officer Ordinary Committee Member (5)

QUOTA 240

<u>Candidates</u>	<u>First Preference Votes</u>	<u>Votes after Distribution of Preferences</u>
GRIFFITHS, Terry	77	242
HOLDEN, Leslie Robert	49	253
JONES, Bruce	24	0
FORSTER, Robert James	85	151
O'DAY, Geoffrey James	121	285
CUNNINGHAM, Paul James	27	102
STRINGER, Brad	39	252
MARTINELLI, Frank	45	248
THOMPSON, Ian Lawrence	12	24
Exhausted Votes		0
Loss/Gain by Fraction		0
Total votes	479	1557
Formal ballot papers	479	479
Informal ballot papers	4	4

I declare Geoffrey James O'Day, Terry Griffiths, Frank Martinelli, Leslie Robert Holden and Brad Stringer elected.

WAFB Firefighter Ordinary Committee Member (5)

David Young having been elected to the higher office of **Trustee – WAFB Firefighter** I declare; Bishop, Leigh Allister, Blackford, Graham, Gamble, Scott George, MacKintosh, Neil John elected as WAFB Firefighter Ordinary Committee Members.

Copies of the reports showing the counts to elect and exclude candidates are available upon request.

Alison Playford
Returning Officer
Australian Electoral Commission

10 May 2006

6

United Firefighters' Union of Australia West Australian Branch

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.

E2006/73

West Australian Branch

President

Nominations withdrawn

Vice President - WAFB Officer

Candidate

JOLLY, Kevin Wayne

Vice President - WAFB Firefighter

No nomination was received

Secretary

Candidate

BOWERS, David

Assistant Secretary

Candidate

LONGMAN, Brian David

Trustee - WAFB Officer

Candidate

GEER, Graeme

Trustee - Ordinary

Candidate

AGNEW, Iain

General Ordinary Committee of Management Member

No nomination was received

I declare the candidates for the above uncontested positions elected.

Alison Playford
Returning Officer

10 May 2006

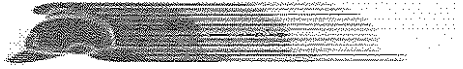
Lea Anderson


From: Dave Bowers [davidbowers@ufuofwa.net.au]
Sent: Tuesday, 20 November 2007 2:15 PM
To: Lea Anderson
Subject: FW:
Attachments: my committee resignation_0.doc

Lea,

As requested; Geoff O'Day's original email and resignation letter.

Dave Bowers B.A.
Secretary


United Firefighters Union of Australia WA Branch
08 92723222
08 92712666 Fax
0421 484186
davidbowers@ufuofwa.net.au
davidbowers@graduate.uwa.edu.au

From: geoff o'day 
Sent: Wednesday, 20 June 2007 8:07 AM
To: Dave Bowers
Subject:

Hi Dave

I rang you on Monday and left a message on your message bank. Obviously your busy or on leave.

Anyway I have forwarded to you my resignation.
I have given it a lot of thought and I think its the right thing to do.

My mobile has died and I am using Michele's while she is off work sick. If you want to discuss this further you can get me on this number.


Regards Geoff