



FAIR WORK
COMMISSION

30 March 2015

Mr David O'Byrne
National Secretary
United Voice
Locked BAG 9
HAYMARKET NSW 1240

Dear Mr O'Byrne

Casual Vacancy Election - United Voice (E2015/110)

I refer to the prescribed information dated 13 March 2015 which was lodged with the Fair Work Commission on 13 March 2015 for a casual vacancy election of the abovementioned organisation.

A copy of the decision in relation to the above matter is enclosed.

The Fair Work Commission is making arrangements, under subsections 189(3) of the *Fair Work (Registered Organisations) Act 2009*, with the Electoral Commissioner for the conduct of the subject election by a member of staff of the Australian Electoral Commission, who will contact you in the near future about the election.

Yours sincerely

David Vale
Principal Adviser
Regulatory Compliance Branch, NSW
Fair Work Commission



DECISION

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

United Voice
(E2015/110)

MR ENRIGHT

MELBOURNE, 30 MARCH 2015

Arrangement for conduct of election.

[1] On 13 March 2015 the United Voice lodged with the Fair Work Commission the prescribed information in relation to a casual vacancy election, for the remainder of the term, for the following office:

New South Wales Branch

Delegate to Branch Council - Community and Property Services Division (1)

[2] I am satisfied that an election for the abovenamed office 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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VALE, David

From: VALE, David
Sent: Monday, 30 March 2015 3:06 PM
To: 'Industrial Elections'
Subject: E2015/110
Attachments: E2015_110 UV NSW Casual vacancy SIGNED_30032015.doc; UV NSW_E2015_110_Letter election granted_30032015.doc

Dear AEC

Please find a copy of the signed Decision for United Voice in election number E2015/110.

Yours sincerely

DAVID VALE

Principal Adviser,
Regulatory Compliance Branch, NSW

Fair Work Commission

Tel: 02 8374 6509

Fax: 02 9380 6990

david.vale@fwc.gov.au

Level 10, Terrace Tower
80 William Street
East Sydney NSW 2011
www.fwc.gov.au

30 March 2015



FAIR WORK
COMMISSION

Electoral Commissioner Through

Australian Electoral Officer (industrial.elections@aec.gov.au)

Under subsection 189 of the Fair Work (Registered Organisations) Act 2009, please arrange for the conduct of the following election by the Australian Electoral Commission:

E No 2015/110

RE: UNITED VOICE, NSW BRANCH

Offices: See Decision

Relevant Information: Casual vacancy election

Contact: Mr David O'Byrne, National Secretary

Phone: (02) 8204 3006

A copy of the decision is enclosed.

I further request that you arrange for this office to be notified that *arrangements* for the conduct of this election have been made, by email transmission at orgs@fwc.gov.au.

Yours sincerely

David Vale
Principal Adviser,
Regulatory Compliance Branch, NSW
Fair Work Commission

VALE, David

From: Wayne Newell [Wayne.Newell@unitedvoice.org.au]
Sent: Monday, 30 March 2015 11:22 AM
To: VALE, David
Subject: United Voice resignation letter - NSW Branch
Attachments: United Voice NSW Branch Resig letter - OT.jpg



David,

Please find attached the letter of resignation for Odile Tomin as support for the United Voice NSW Branch request for election.

I have spoken further with the ACT Branch Secretary and I am expecting the appropriate documentation to be emailed to me today.

Regards,

Wayne Newell

Chief Operating Officer | National Office


United Voice

w: www.unitedvoice.org.au

e: wayne.newell@unitedvoice.org.au

p: (02) 8204 3006

a: 303 Cleveland Street, Redfern NSW 2016

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United Voice is a union of workers organising to win better jobs, stronger communities, a fairer society and a sustainable future. United Voice acts on the values of fairness, compassion and equity. We believe in the dignity of workers, their right to fair and just treatment and their right to organise and take action. We understand our world to be a contest between two competing ideologies: One which has regard for human worth; fosters community and collectivity; strives for fair access to, and distribution of, the benefits of society; and believes in people's rights to participate and dissent. And the other (increasingly in the ascendancy) which harnesses fear, greed and division to build a culture of individual wealth for the few. Our values not only provide us with a moral compass on issues but compel us to act, to be agents of positive social change, to continuously fight for the type of society we believe in. So building a union able to take that fight on, to change the world is not simply an organisational imperative, it is integral to our values.

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VALE, David

From: VALE, David
Sent: Monday, 16 March 2015 10:42 AM
To: 'Industrial Elections'
Subject: E2015/110
Attachments: UV ACT E2015_110 lodged 13032015.pdf; UV_108V_R2014_137_20062014.doc

Dear AEC

Please find the prescribed information and a copy of the current rulebook of United Voice for election number E2015/110.

Yours sincerely

DAVID VALE

Principal Adviser,
Regulatory Compliance Branch, NSW

Fair Work Commission

Tel: 02 8374 6509

Fax: 02 9380 6990

david.vale@fwc.gov.au

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E 15/110

13th March 2015

The General Manager
Fair Work Australia
80 William Street
EAST SYDNEY NSW 2011
By email: orgs@fw.gov.au



Dear Sir/Madam,

Notice of Prescribed Information for Election

I write to request that an election be held for one vacant office in the New South Wales Branch of United Voice.

The prescribed information pursuant to S189(1) of the Fair Work (Registered Organisations) Act 2009 and Regulation 138 of the Fair Work (Registered Organisations) Regulations 2009 is as follows:

1. The name of each office for which an election is required:
 - 1.1. NSW Branch Council delegate representing Community and Property Services.
2. The reason for the election is that casual vacancies in the office referred to above has occurred, as follows:
 - 2.1. Odile Tomin resigned from the office of Branch Council delegate representing Community and Property Services, effective 2nd March 2015.
3. If more than one of the offices or positions for which an election is required has the same name ...
 - 3.1. Not applicable
4. The electorate for the office or position is as follows:
 - 4.1. All financial members attached to the Community and Property Services Division of the New South Wales Branch.
5. The date and time of the beginning and end of the period in which the nominations of candidates will be called for or may be made under the Rules of United Voice in relation to the election are contained in Rule 42.
 - 5.1. The vacancy referred to in Paragraphs 1 and 2 above is for a term of office that exceeds twelve (12) months and therefore does not fall within Rule 42(e) of the Rules.
 - 5.2. This Rule provides:
 - 5.2.1. *Casual vacancies, other than those provided for in sub-rule (e), must be filled by the appropriate manner of election elsewhere provided in these rules.*
 - 5.3. Rule 40 sets out the "appropriate manner of election".

6. The day on which the roll of voters is to be closed is provided for in Rule 40 of the Union Rules.
7. The voting system to be employed in the conduct of the election is prescribed in Rule 40(r), which provides:
 - 7.1. *All elections conducted under this Rule will be conducted according to a "first past the post" system of voting such that in any election a person must mark his or her vote on the ballot paper by writing a cross (X) or by making any other legible mark which makes the voter's intention clear in the square opposite the name of the candidate or candidates for whom the person votes.*

Please contact Wayne Newell on 02 8204 3006 if you have any enquiries in relation to this matter.

I, David O'Byrne, confirm that I am authorised by United Voice and by the Rules of United Voice to make this statement on behalf of United Voice and that this information is lodged under s.189 of the Fair Work (Registered Organisations) Act 2009.

Yours faithfully

A handwritten signature in black ink, appearing to read 'David O'Byrne', written over a horizontal line.

David O'Byrne
NATIONAL SECRETARY