

Post-election report

Western Australian Shire Councils,
Municipal Road Boards, Health Boards,
Parks, Cemeteries And Racecourse,
Public Authorities, Water Boards Union
Scheduled election
E2021/106

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Election(s) Covered in this Report

Organisation: Western Australian Shire Councils, Municipal Road Boards, Health Boards, Parks, Cemeteries And Racecourse, Public Authorities, Water Boards Union

Election: Scheduled

Election Decision No/s: E2021/106

Rules

Rules used for the election: [297V: Incorporates alterations of 9/1/2014 in matter R2013/38 corrected on 6 June 2016]

Rules difficult to apply/interpret: No

Model Rule reference (if any): N/A

For more details see the Model Rules on the AEC website: www.aec.gov.au/ieb/

Other Matters

Returning Officer actions required (Section 193): Yes

Details:

Rules regarding the timetable of the election were set aside as the AEC held concerns that the coronavirus pandemic may impact on the ability for stakeholders to fully participate in the election. A timetable for the conduct of the ballot which varied from the rules was set when the AEC was satisfied that stakeholders would be able to fully participate.

Rules requiring an in-person ballot were set aside as the AEC held concerns that the coronavirus pandemic would impact on the ability for all stakeholders to attend. Instead the ballot was conducted via post.

Rules specifying the method of lodgement of nominations were set aside as the AEC held concerns that the coronavirus pandemic would impact on the ability for potential candidates to nominate. Instead nominations were received electronically, via email/the AEC's portal.

Signed

Shehan Liyanage
Returning Officer
Australian Electoral Commission
E: Shehan.liyanage@aec.gov.au
P: (03) 9285 7185
25 March 2022

Attachments

- A. Declaration of results for Uncontested Offices – Stage 1
- B. Declaration of results for Uncontested Offices – Stage 2

**Western Australian Shire Councils, Municipal Road Boards, Health
Boards, Parks, Cemeteries and Racecourse, Public Authorities,
Water Boards Union**

**DECLARATION OF RESULTS - E2021/106 - Stage 2
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:

Union Council (Federal Office)

Union President (1)

Candidates

CRAWFORD Peter

Union Vice President (4)

Candidates

WILTON Richard

Union Treasurer (1)

Candidates

STEPHENS Dean

Union Trustee (3)

Candidates

SIGGLEKOW Graham

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

Shehan Liyanage
Returning Officer
Telephone: 03 9285 7185
Email: IEBevents@aec.gov.au
23/03/2022



**Western Australian Shire Councils, Municipal Road Boards, Health
Boards, Parks, Cemeteries And Racecourse, Public Authorities,
Water Boards Union**

**DECLARATION OF RESULTS - E2021/106 - Stage 1
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:

Union Secretary (1)

Candidate

JOHNSON Andrew

Assistant Union Secretary (1)

Candidate

BALLANTYNE Andrea

Western Australian Division

Union Councillor (10)

Candidates

CRAWFORD Peter

ELLERBY Bernie

HOWSON Lance

MCNAMARA Paul

PORTER Graeme

SIGGLEKOW Graham

STEPHENS Dean

THOMPSON Brett

WILTON Richard

Division President (1)

Candidate

CRAWFORD Peter

Division Vice President (1)

Candidate

WILTON Richard

Division Treasurer (1)

Candidate

BALLANTYNE Andrea

Division Secretary (1)

Candidate

JOHNSON Andrew

Division Trustee (3)

Candidate

SIGGLEKOW Graham

Committee Members (6)

Candidates

ELLERBY Bernie
HOWSON Lance
MCNAMARA Paul
PORTER Graeme
STEPHENS Dean
THOMPSON Brett

Western Australian Division - Metropolitan Zone

Conference Zone Delegate (1)

No Nominations Received

Western Australian Division - Central Districts Zone

Conference Zone Delegate (1)

No Nominations Received

Western Australian Division - South Western Zone

Conference Zone Delegate (1)

No Nominations Received

Western Australian Division - Coastal Districts Zone

Conference Zone Delegate (1)

No Nominations Received

Western Australian Division - Goldfields Zone

Conference Zone Delegate (1)

No Nominations Received

Western Australian Division - Murchison Zone

Conference Zone Delegate (1)

No Nominations Received

Western Australian Division - Pilbara Zone

Conference Zone Delegate (1)

No Nominations Received

Western Australian Division - Kimberley-Territories Zone

Conference Zone Delegate (1)

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.

Tracey Stonehouse
Returning Officer
21/12/2021



DECISION

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

Western Australian Shire Councils, Municipal Road Boards, Health Boards, Parks, Cemeteries and Racecourse, Public Authorities, Water Boards Union
(E2021/106)

MR STEENSON

SYDNEY, 29 JUNE 2021

Arrangement for conduct of election.

[1] On 18 May 2021 the Western Australian Shire Councils, Municipal Road Boards, Health Boards, Parks, Cemeteries and Racecourse, Public Authorities, Water Boards Union lodged with the Registered Organisations Commission prescribed information for an election to fill the following offices:

Western Australian Division:

Union Councillor	(10)
Division President	(1)
Division Vice President	(1)
Division Treasurer	(1)
Division Secretary	(1)
Division Trustee	(3)
Committee-Member	(6)

Conference Zone Delegate from the following Zones:

Metropolitan	(1)
Central Districts	(1)
South Western	(1)
Coastal Districts	(1)
Goldfields	(1)
Murchison	(1)
Pilbara	(1)
Kimberley-Territories	(1)

Federal Office:

Union Secretary	(1)
Assistant Union Secretary	(1)
Union President	(1)
Union Vice President	(4)
Union Treasurer	(1)
Union Trustee	(3)

[2] I note that the organisation has advised the Commission that it will shortly be considering changes to its rules which, if adopted and subsequently certified by the Fair Work Commission, would have the effect of altering the terms of office and the number of officers. The organisation has indicated to Commission staff that it is considering delaying these changes and/or their implementation until after this election is conducted. In the circumstances, I consider that this is a sensible approach in order to avoid the situation of rule alterations impacting an impending election.

[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

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Western Australian Shire Councils, Municipal Road Boards,
Health Boards, Parks, Cemeteries and Racecourse,
Public Authorities Water Boards Union

SECRETARY ANDREW JOHNSON

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May 18TH,2021

The Commisioner,
Registered Organisations Commission,
414 Latrobe Street,
MELBOURNE VIC. 3000

BY EMAIL: regorgs@roc.gov.au

Dear Commissioner,

**UNION WA DIVISION ELECTION ALL OFFICES AND OFFICES OF UNION SECRETARY
AND UNION ASSISTANT SECCRETARY(FEDERAL)**

**PART ONE: WESTERN AUSTRALIAN DIVISION ELECTIONS, EXECUTIVE, UNION
COUNCLLORS ,ZONE DELEGATES AND FEDERAL SECRETARY AND ASSISTANT
SECERTARIES**

I am the duly elected Secretary of the Western Australian Shire Councils, Municipal Road Boards, Health Boards, Parks, Cemeteries, Racecourse, Public Authorities and Water Boards Union, Western Australian Division (the Union) having been declared elected for a four-year term by the Returning Officer appointed by the Australian Electoral Commission on the 30th of August 2017.

Pursuant to Section 189 of the Fair Work (Registered Organisations) Act 2009, the Western Australian Division, and the Federal Office of the Union requests that elections be held in accordance Rules 22,24,25 of the WESTERN AUSTRALIAN DIVISION RULES and Rules 14,21 and 21A of the UNION GENERAL RULES.

As the duly elected Secretary, I hereby make application for the conduct of an election to be conducted for the below listed offices.

It will be noted from the Rules that the existing election process does not provide for an express period for nominations to be lodged or for the closing of the roll. In the request for an election, the Union has nominated time frames that it considers reasonable having regard for the size of the electorate.

The details of the request are as set out below.

1. OFFICES FOR WHICH AN ELECTION IS TO BE CONDUCTED

Western Australian Division:

Union Councillor (10)

President

Vice President

Treasurer

Secretary

Trustee (3)

Committee person (6)

Conference Zone Delegate for the following Zones:

- METROPOLITAN
- CENTRAL DISTRICTS
- SOUTH WESTERN
- COASTAL DISTRICTS
- GOLDFIELDS
- MURCHISON
- PILBARA
- KIMBERLEY-TERRITORIES

Federal Office:

Union Secretary (1)

Assistant Union Secretaries (1)

2. REASON FOR THE ELECTION

- Compliance with the Union General Rules and Western Australian Rules and the requirements of the Fair Work (Registered Organisations) Act 2009 with respect to the requirements for the proper election of office holders.
- All the above-mentioned office holders (in 1 above) terms expire on the 29th of August 2021.
- The election will allow the Union to move to an election of officers for the Union Office Bearers pursuant to the advice of FWC and the requirements of Rules 17 and 23 of the Union General Rules.

3. ELECTORATE

All members of the Western Australian Division of the Union (the only Division of the union)

4. NOMINATION PERIOD

Nominations for all positions should be opened at the earliest possible practical date approved by the Fair Work Commission and by the Australian Electoral Commission.

5. CUT OFF DATE FOR THE ROLL

Twenty-one (21) days from the commencement of the nomination period.

6. TYPE OF VOTING SYSTEM

Direct secret postal ballot of financial members.

The union requests that in issuing the necessary orders for elections to be held that the current persons holding or acting in those Offices for which an election are to be held, continue until the declaration of results are issued by the Australian Electoral Commission.

a. a. Johnson 18 May 2021

Signed by Andrew Gerard Johnson as the Officer of the Union authorised to make this application

PART 2: UNION EXECUTIVE ELECTION(S) FEDERAL

I am the duly elected Secretary of the Western Australian Shire Councils, Municipal Road Boards, Health Boards, Parks, Cemeteries, Racecourse, Public Authorities and Water Boards Union, (the Union) having been declared elected for a four year term by the Returning Officer appointed by the Australian Electoral Commission On the 30th of August 2017.

As the duly elected Secretary, and as authorised by the executive committee of management of the Federal Union I hereby make application for the conduct of an election **pursuant to Section 189(1) of the Fair Work (Registered Organisations) Act 2009** to be held for the offices of Union President, Union Vice Presidents (4), Union Trustees (3) and Union Treasurer pursuant to the requirements of Rule 17 of the Union General Rules.

It will be noted from the Rules that the existing election process is carried out at the Annual General Meeting and does not provide for an express period for nominations to be lodged or for the closing of the roll. In the request for an election, the Union has nominated time frames that it considers reasonable having regard for the size of the electorate and the union's rules.

The details of the request are as set out below.

1. OFFICES FOR WHICH AN ELECTION IS TO BE CONDUCTED

Union President (1-year term)

Union Vice President (4 positions) (1-year term)

Union Treasurer (1-year term)

Union Trustees (3 positions) (1-year term)

2. REASON FOR THE ELECTION

The terms of the existing office holders will expire on the 6th of December 2021

3. ELECTORATE

In respect of the offices of Union President, Union Vice President, Union Treasurer and Union Trustee the electorate shall mean all members of the Union Council elected in accordance with the Rules of the Division that they represent. This means in practice the WA Division as it is the only Division in the Union

4. NOMINATION PERIOD

Nominations for the said offices should be called for at the Annual General Meeting to be held pursuant to Rule 26 of the UNION GENERAL RULES PART 1, by the Returning Officer /Agent determined by the Fair Work Commission pursuant to the requirements of the Fair Work (Registered Organisations) Act 2009.

The Union's rules generally provide that the nominations for office(s) and the elections take place at and on the day(s) of the Union Annual General Meeting . The Annual General Meeting will be held **December 6th, 2020.**

5. TYPE OF VOTING SYSTEM

Collegiate

The union requests that in issuing the necessary orders for elections to be held that the current persons holding or acting in the Offices for which an election are to be held, continue until such time as the declaration of results is issued by the Australian Electoral Commission.

a. a Johnson 18 May 2020

Signed by Andrew Gerard Johnson as the Officer of the Union authorised to make this application