

Fair Work (Registered Organisations) Act 2009

POST ELECTION REPORT

**The Community and Public Sector Union
SPSF Group- New South Wales Branch**

ELECTIONS COVERED IN THIS REPORT

Election Decision No/s: E2016/72

RULES

Rules used for elections Rule ID:

[090V-SPSF: Incorporates alterations of 11/12/2015 (R2015/231)] Replaces rulebook dated 16/02/2015 Chapter C Group Rules used for election.

Rules difficult to apply/interpret:

- I. Members on reduced or nominal subscription rates e.g. those on maternity leave or unemployed, were not included on the original roll of voters supplied. State federated PSA rules are clear on not including such members. However, CPSU SPSF rule are silent on this issue. Returning Officer asked for the list of members and added 160 to roll of voters day after ballot opened.
- II. Group Rule 17.2 (e) contains a typographical error regarding close of roll date and this was advised to Union. It states
"fix the date for the closure of the roll of voters by specifying a day which shall be no earlier than 30 days, and no later than seven days, after the date fixed for the opening of nominations. It should instead be before the opening of nominations.
Also contradicts Rule 25.1 (c) which is correctly worded.
- III. Rules regarding multiple nominations are difficult to apply and interpret. Rule 21.1 (b) names Branch offices that may not be held simultaneously. However they are difficult to interpret as Delegate to branch council is also loosely referred to as Branch Councillor by the Union.
RO had to exclude two candidates from ballot of delegate to branch council after they were elected to higher offices as per rule 42.2.

ROLL OF VOTERS

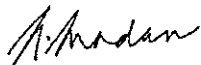
<i>Total number of voters on the roll</i>	35345
<i>Number of apparent workplace addresses</i>	62
<i>Number of non-current addresses</i>	1520
<i>Other Matters (mail returned undelivered)</i>	4.3%

ALLEGATIONS OF IRREGULARITIES RECEIVED

Details of written allegations of irregularities, and action taken by AEC:	None
Other irregularities identified, and action taken:	None

ATTACHMENTS

- A: Declaration of Results for Uncontested Offices Stage 1
- B: Declaration of Results for Uncontested Offices Stage 2
- C: Declaration of Results for Uncontested Offices Stage 3



Noopur Madan
Returning Officer
2 September 2016

**CPSU, the Community and Public Sector Union, SPSF Group
New South Wales Branch
Stage 1**

Declaration of Results for Contested and Uncontested Offices

E2016/72

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.

NSW Branch

Total number of names on the roll of voters (includes Sub Branch1)	35345
Ballot papers issued	35345
Replacement ballot papers issued	13
Total Ballot Papers Issued	35358
Envelopes returned for scrutiny	2992
Less envelopes rejected at preliminary scrutiny	109
Branch ballot papers missing in envelopes	25
Adjusting balance	-5
Total Envelopes Admitted to Scrutiny	2853
Percentage of ballot papers returned to number issued	8.5
Ballot papers returned as unclaimed mail	713
Ballot papers not returned	31653

Branch President

Number of ballot papers returned	2853
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Candidates

Votes

MCKELVIE, Kylie	1358
COURT, Mary	1372

Total votes	2730
Formal ballot papers	2730
Informal ballot papers	123

I declare Mary Court elected.

Branch Vice Presidents (3)

Number of ballot papers returned (Quota = 690)	2853
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Candidates

First Preference Votes

Final Count Votes

WALTERS, Jeffrey	346	532
SINGLETON, Jenny	521	715
ELLIOTT, Shane	215	Excluded

BOGATYROV, Michelle	155	Excluded
JONES, John	133	Excluded
REILLY, Rebecca	378	784
KINIMAKA, Renee	87	Excluded
BOTTRELL, Kellie	180	Excluded
KELLNER, Boyd David	103	Excluded
JESS, Nicole	641	706
Exhausted Votes	0	554
Formal ballot papers	2759	2759
Informal ballot papers	94	94

I declare Nicole Jess, Rebecca Reilly and Jenny Singleton elected.

Branch Assistant Secretary (2) (Members not allocated to Sub-Branch 1)

Number of ballot papers returned 2812
Quota = 917

<u>Candidates</u>	<u>First Preference Votes</u>	<u>Final Count Votes</u>
CAMERON, Kirsten	732	920
TURNER, Steve	845	917
WRIGHT, Troy	791	911
SHIELDS, Heather	380	Excluded
Exhausted Votes		0
Formal ballot papers	2748	2748
Informal ballot papers	64	64

I declare Kirsten Cameron and Steve Turner elected.

Branch Secretary

Candidates

GARDINER, Anne

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

Delegate to Branch Council (10) members not allocated to Sub-branch 1

Number of ballot papers returned

2829

Quota = 244

<u>Candidates</u>	<u>First Preference Votes</u>	<u>Final Count Votes</u>
ROCHFORD, Matte	231	244
CAMERON, Kirsten	Excluded*	0
GREENWOOD, Judy	87	Excluded
BENISHAY, Sage	266	244
BOGATYROV, Michelle	119	282
SOWTER, Sheldon	57	Excluded
WESTACOTT, Julie *	64	#Elected
BOTTRELL, Kellie	91	244
KINIMAKA, Renee	55	Excluded
SHIELDS, Heather	543	244
MCFARLANE, Jason	73	Excluded
REILLY, Rebecca	Excluded*	0
CASTLES, Danielle Maree	44	Excluded
WALTERS, Jeffrey	162	244
ODEWAHN, Shelley	26	277
DOWN, Brook	46	Excluded
O'BRIEN, Steve	44	Excluded
JACKSON, Heather	45	Excluded
ELLIOTT, Shane	89	244
JONES, John	49	Excluded
CHARLTON, Jason	76	Excluded
MORATELLI, John	43	Excluded
PARISSI, Leon	79	Excluded
BAINY, Alex	73	Excluded
FIELD, Angela	114	244
PINKSTONE, William	22	Excluded
KELLNER, Boyd David	51	Excluded
ILLINGWORTH, David	42	Excluded
TUIT, Ian	28	Excluded
O'HARA, Chris	56	Excluded
Exhausted Votes	0	124
Formal ballot papers	2675	2675
Informal ballot papers	154	154

I declare Sage Benishay, Michelle Bogatyrov, Kellie Bottrell, Shane Elliott, Angela Field, Shelley Odewahn, Matte Rochford, Heather Shields, Jeffrey Walters and Julie Westacott elected.

Julie Westacott is elected as per Branch Rule 5 (B) (i) as she is the only candidate from Health.

*Excluded as elected to higher office previously.

NSW Branch Sub - Branch No. 1

Branch Assistant Secretary Sub Branch No 1

Candidates

No nomination was received

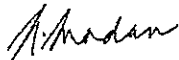
No candidates elected.

Delegate to Branch Council (3)

Candidates

No nomination was accepted.

No candidates elected.



Noopur Madan
Returning Officer
Australian Electoral Commission

14 July 2016



**CPSU, the Community and Public Sector Union,
SPSF Group
New South Wales Branch - Stage 2**

Declaration of Results for Uncontested Offices

E2016/72

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.

Branch Council

Branch Delegate to Federal Council (excluding Sub-Branch No. 1) (10)

Candidates

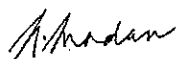
BOGATYROV, Michelle
CAMERON, Kirsten
COURT, Mary
ELLIOTT, Shane
GARDINER, Anne
ODEWAHN, Shelley
REILLY, Rebecca
SHIELDS, Heather May
SINGLETON, Jenny
TURNER, Steve

Branch Delegate to Federal Council (Sub-Branch No. 1)

Candidates

No nomination was received

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



Noopur Madan
Returning Officer

9 August 2016

**CPSU, the Community and Public Sector Union,
SPSF Group
New South Wales Branch Stage 3**

Declaration of Results for Uncontested Offices

E2016/72

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.

From Delegates to Federal Council

Branch Federal Vice-President

Candidates

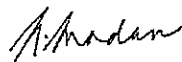
TURNER, Steve

Branch Representative on Federal Executive

Candidates

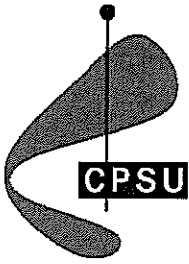
REILLY, Rebecca

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



Noopur Madan
Returning Officer

30 August 2016



COMMUNITY & PUBLIC SECTOR UNION ♦ SPSF GROUP NSW BRANCH

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ABN: 11 681 811 732
State Branch President: Mary Court

ST:lt

21 September 2016

Ms Noopur Madan
Returning Officer
Australian Electoral Commission
Level 10 59 Goulburn Street
Haymarket NSW 2000
By email: Noopur.Madan@aec.gov.au

Dear Ms Madan

Re: CPSU-SPSF NSW Branch Post Election Report

I note your post election report on the election recently carried out on behalf of the CPSU-SPSF NSW Branch (E2016/72).

Contained within that report is the report specifically relating to "rules difficult to apply/interpret".

The NSW Branch notes these issues. The rules of the Branch and the Federal union are currently under review. The three points you raise will be considered by the Branch and that consideration will become part of the Federal Executive review process.

The Branch intends to have these difficult for interpretation and/or application rules removed before the next election in four years' time.

Please let me know if there is any issue with this response and/or the timeframe proposed.

Yours faithfully



STEVE TURNER
Assistant Branch Secretary