

21 August 2019

Post-election report

**Communications, Electrical, Electronic, Energy,
Information, Postal, Plumbing and Allied Services
Union of Australia**

Electrical, Energy & Services Division
New South Wales Divisional Branch
Scheduled election – Stages 1 & 2
E2019/66

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Election(s) Covered in this Report

Organisation:	CEPU Electrical, Energy & Services Division – NSW Divisional Branch
Election:	Scheduled
Election Decision No/s:	E2019/66

Rules

Rules used for the election: [128V-NSW: Incorporates alterations of 18/04/2019 in R2019/38]

Rules difficult to apply/interpret: Rule 22.7.11 requires that all envelopes containing ballot papers be opened within seven days of the count in the presence of scrutineers. This is contrary to AEC policy as it does not allow for the preliminary scrutiny i.e. markback to the roll of voters. All ballot material received after the close of ballots is not opened and is parcelled so that it can be retained in accordance with Section 199 of the *Fair Work (Registered Organisations) Act 2009*

Rule 23.1 – The voting method to be used is multiple system of preferential voting where two or more candidates are to be elected. It states “the voter shall vote for all candidates in the order of his/her preference but no vote shall be informal if a less number is voted for, provided the voter votes for at least one more than twice the number of candidates to be elected in preferential order.” The rule is impossible to apply especially in a collegiate election where there are more than two candidates to be elected as there must be twice the number of candidates to apply the formula.

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: *None*

Other irregularities identified, and action taken: Nil

Other Matters

Returning Officer actions required (Section 193): No
Details: N/A

Signed



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Attachments

- A. Declaration of results for Uncontested Offices NSW Divisional branch – Stage 1
- B. Declaration of Results for Uncontested Offices NSW Divisional branch – Stage 2