

Changes to the NSW/ACT Branch Rules of the Rules of the Independent Education Union of Australia

1. Insert a new NSW/ACT Branch Rule 10.11 in the following terms:

“10.11 Withdrawal of nominations and defective nominations

A member nominating for an office may withdraw the nomination by notice in writing to the Returning Officer up to, but not later than, 7 days after the close of nominations. The withdrawal must include the signed endorsement of the member and be in a form acceptable to the Returning Officer. Note that a member who nominates another member for a position, may not subsequently withdraw that nomination.

Where the Returning Officer finds that a nomination is or may be defective, the Returning Officer shall, before rejecting the nomination, notify the person concerned of the defect and where practicable, give the person the opportunity of remedying the defect or providing further information in support of the nomination, within a period of not less than seven days after being notified. Where that person has remedied the defect and advised the Returning Officer within the time prescribed by the Returning Officer, the Returning Officer shall accept the nomination.”

2. Renumber existing NSW/ACT Branch Rules 10.11 – 10.13 as 10.12 to 10.14;
3. Amend NSW/ACT Branch Rule 10.14 as follows (deletions are shown in strikethrough and insertions are underlined):

“10.14-10.15 Delegates to Council

- (a) *The term of office for Delegates to Council shall be no longer than two years without re-election;*
- (b) *A member shall be eligible for election as a Delegate of a sub-branch to Council if:*
 - (i) *the member is a member of that sub - branch; and*
 - (ii) *the member is financial at the date of closing of nominations.*
- (c) *The election shall be conducted every two years. Every member who is a financial member of the sub-branch from whom the Delegate is being elected as at ~~1st May~~ the date of the closing of the roll in the year in which the election is conducted shall be eligible to vote. The roll of voters shall close 7 days before the opening of nominations;*
- (d) *Notification of the election and calling of nominations shall be placed in the union newspaper or equivalent from time to time;*
- (e) *Nominations for the position of Delegate to Council shall be proposed and seconded by two financial members of the branch;*

~~The nomination in writing, together with written consent of the nominee, must be received by the Returning Officer or such person deputed by the Returning Officer for this purpose not later than 12 noon on the fifth day of May;~~

(f) Withdrawal of nominations

A member nominating for this position may withdraw the nomination by notice in writing to the Returning Officer up to, but not later than, 7 days after the close of nominations. The withdrawal must include the signed endorsement of the member and be in a form acceptable to the Returning Officer. Note that a member who nominates another member for a position, may not subsequently withdraw that nomination.

(g) Defective nominations

Where the Returning Officer finds that a nomination is or may be defective, the Returning Officer shall, before rejecting the nomination, notify the person concerned of the defect and where practicable, give the person the opportunity of remedying the defect or providing further information in support of the nomination, within a period of not less than seven days after being notified. Where that person has remedied the defect and advised the Returning Officer within the time prescribed by the Returning Officer, the Returning Officer shall accept the nomination.

(h) The voting method shall be first past the post.

(i) The date for the completion of the election shall be not later than 7 June in the year in which the election is to be held. The election shall be conducted in accordance with Rule 17 of the Rules of the Independent Education Union of Australia, as modified by this Rule 10.15.

(j) Delegates to Council shall take office from the date of the declaration of the ballot and shall hold office until the election of their successors.

(k) In the event that one or more Sub - branch Delegates to Council positions are vacant following an election referred to in Rule ~~10.14(e)~~ 10.15(c) above, then the positions will remain vacant until the next scheduled election of Delegates to Council."