

6 January 2023

Post-election report

**Independent Education Union of
Australia**

New South Wales/Australian Capital

Territory Branch

Scheduled election

E2022/4

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Election(s) Covered in this Report

Organisation: Independent Education Union of Australia - New South Wales/Australian Capital Territory Branch
Election: Scheduled
Election Decision No/s: E2022/4

Rules

Rules used for the election: [130N: Incorporates alterations of 19 September 2022 [R2022/87]] (replaces rulebook dated 7 February 2022 [R2021/136])

Rules difficult to apply/interpret:

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:

- As there is no rule pertaining to the withdrawal of nominations, the Returning Officer applied subparagraph 193(1) (b)(ii) of the *Fair Work (Registered Organisations) Act 2009* to fix a closing time for the withdrawal of nominations and the withdrawal period was aligned with the nomination closing date.
- Branch rule 10.4 provides the election of members of Branch Executive shall be in accordance with Federal Rule 17, with any necessary changes. Federal rules 17(p) and 17(r) state that the ballot is to be closed on the 22nd day after the opening of the ballot. Due to delivery times taken by Australia Post, the ballot period provided for in the rules was considered not sufficient. The Returning Officer applied subparagraph 193(1) (b)(ii) of the *Fair Work (Registered Organisation) Act 2009* to extend the period and allowed 28 days instead of 22 days.

Signed

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6 January 2023

Attachments

- A. Declaration of results for Uncontested Offices – Stage One - NSW/ACT
- B. Declaration of Results for Contested Offices – Stage One - NSW/ACT
- C. Declaration of results for Uncontested Offices – Stage Two - NSW/ACT
- D. Declaration of results for Contested Offices – Stage Two – NSW/ACT