Post-election report

"Automotive, Food, Metals, Engineering, Printing and Kindred Industries Union" known as the Australian Manufacturing Workers’ Union (AMWU) Scheduled Election E2019/42
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Election(s) Covered in this Report

Organisation: "Automotive, Food, Metals, Engineering, Printing and Kindred Industries Union" known as the Australian Manufacturing Workers’ Union (AMWU)
Election: Scheduled
Election Decision No/s: E2019/42

Rules


Rules difficult to apply/interpret: None
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

There were no contested offices in 6 Declared Elections, no Roll of Voters was required in those.

There was a contested ballot for the NSW State Conference

Total number of voters on the Roll: 38
Number of apparent workplace addresses: 1
Number of non-current addresses: 0
Other matters pertaining to the roll of voters: Nil

Irregularities

Details of written allegations of irregularities, and action taken by AEC:

Other irregularities identified, and action taken: The Victorian Returning Officer initially received a certification report that was found to be incorrect and later amended by the National Secretary on 1 March 2019. The returning officer exercised his Powers Under Section 193 to amend the nominations acceptance report to rectify the errors identified by the Union.
Other Matters

Returning Officer actions required (Section 193): Yes
Details: As the rules for Nominators are silent the Returning Officer determined:

1. For all Conferences no time had been determined in the rules for the close of receipt for absent voting requests, the Returning Officer determined it to be 4.00pm (Local Time) the day before the conference.
2. For all Conferences the Returning Officer determined if a ballot is required, there may need to be a ballot period longer than the 45 minute period stated in the rules.
3. For the National Conference, as the rule was silent, the Returning Officer determined eligibility to be a nominator for Assistant National Secretary Food & Confectionery Membership Area to be any delegate to the National Conference from the Food & Confectionery Membership Area.
4. For the National Conference, as the rule was silent, the Returning Officer determined eligibility to be a nominator for Additional Employed delegate to the National Council representing the three smallest states to be any delegate from the three smallest states.

At the Queensland State Conference Nomination Forms originally received contained nominators who weren’t eligible to be nominators. The nomination forms were corrected within the nomination period to ensure that nominators were eligible.

Signed

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Australian Electoral Commission
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18 September 2019
A. Declaration of results for Uncontested Offices – National

B. Declaration of Results for Contested & Uncontested Offices – New South Wales

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