



C.E.P.U. PLUMBING DIVISION
Communications, Electrical and Plumbing Union

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25 September 2019

Noopur Madan
AEC Senior Returning Officer
Industrial & Commercial Elections | NSW State Office
Australian Electoral Commission
PO BOX 496 Haymarket NSW 1240

By Email: noopur.madan@aec.gov.au

RE: PER for CEPU Plumbing Division Elections - E2019/81

I refer to the above election and your written report regarding the above election.

Section 198 of the *Fair Work (Registered Organisations) Act 2009* ("the Act") requires that if an organisation is given a Post-Election Report under s.197 of the Act that identifies a rule that was difficult to interpret or apply, the organisation must give a written response to the Australian Electoral Commission (AEC) on that aspect of the report. The response must specify whether the organisation or branch intends to take any action in relation to the rule, and if so, what action it intends to take.

In the written report for E2019/81, the AEC identified the following rules as difficult to interpret or apply:

The CEPU Plumbing Division rules were silent in the case of multiple nominations and the withdrawal of nominations.

Rule 28.4 states that the Returning Officer shall be a financial member of the Division and given the AEC are the ballot agents ordered by the Registered Organisations Commission this rule cannot be adhered to.

Accordingly, the Plumbing Division advises that with respect to rule 28.4, it intends to alter this rule by naming the AEC as the Returning Officer.

The Plumbing Division also intend to amend its Rules by in regards multiple nominations.

Please note, the Plumbing Division is currently in the process of drafting these Rules changes. I am happy to inform the AEC when these rules are ready to be lodged with the Fair Work Commission.

Yours faithfully

Paddy McCrudden
Divisional President

