



Australian Education Union

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22 March 2018

Chris Cox
Returning Officer
Australian Electoral Commission
PO Box 496
Haymarket NSW 1239

By email — Christine.Cox@aec.gov.au

Dear Chris,

Post-election Report for the Australian Education Union E2017/186

I refer to your post-election report dated 22 February 2018, which was received on 23 February 2018.

I note that in relation to the election for the Aboriginal and Torres Islander Federal Executive Member, the National Principal Federal Executive Member and the Early Federal Executive Member Childhood Educator Federal Executive Member the Returning officer is 'of the view that Rules 35A, 35B and 35C of the Federal Rules is procedurally defective'.

Pursuant to section 198(2) of the *Fair Work (Registered Organisations) Rules 2009* (Cth) (**FW(RO) Act**), I wish to inform the AEC that the AEU Federal Conference will be presented with amendments to the Federal Rules to remedy the defect. The amendments will provide for sufficient time between the close of nominations and the declaration of the ballot for remedying defective nominations, withdrawal of nominations and the ballot period for the election of these positions. The 2019 Federal Conference is the next opportunity due to the time requirements for submitting rules amendments to Federal Conference however this will be before the next election is due for these position.

The AEU will make available this response to members in accordance with section 198(3) of the FW(RO) Act.

Yours sincerely

A handwritten signature in purple ink, which appears to read "S Hopgood".

Susan Hopgood
Federal Secretary