

s22

**From:** s22  
**Sent:** Monday, 24 June 2024 3:44 PM  
**To:** s22  
**Cc:** s22  
**Subject:** RE: E2024/78- Branch President PASA query [SEC=OFFICIAL]

Hi s22

Here is a slightly revised response:

Dear s47F

Thank you for your email sent on 24 June 2024 regarding the election E2024/78.

It does not appear that s190 has been breached.

s190 of the Fair Work (Registered Organisations) Act 2009 states:

FAIR WORK (REGISTERED ORGANISATIONS) ACT 2009 - SECT 190 Organisation or branch must not assist one candidate over another

An organisation or branch commits an offence if it uses, or allows to be used, its property or resources to help a candidate against another candidate in an election under this Part for an office or other position.

Penalty: 100 penalty units.

The organisations rule book can be found on the Fair Work Commission website under the tab 'Registered Organisation'.

<https://aus01.safelinks.protection.outlook.com/?url=https%3A%2F%2Fwww.fwc.gov.au%2Fregistered-organisations%2Ffind-registered-organisation&data=05%7C02%7CIshtiaq.Ahmed%40aec.gov.au%7Cb96c424de4de42289fcd08dc9410a890%7C1eefc4fa78a4616a21848ba01757af3%7C0%7C0%7C638548046487763189%7CUnknown%7CTWFpbGZsb3d8eyJWlloiMC4wLjAwMDAiLCJQIjoiV2luMzliLCJBTiI6IjEhaWwiLCJXVCi6Mn0%3D%7C0%7C%7C%7C&sdata=iYF6%2FE6suavxfBRo3s5Aw4uRZCOyyOskXVWmnuax4xY%3D&reserved=0>

Thank you for bringing concerns to my attention.

Regards

s22

Assistant Director, Industrial Elections and Ballots Service Design and Foundations Branch Australian Electoral Commission  
Ph: 03 9285 7111 or (02) 9375 6366  
IEBevents@aec.gov.au

-----Original Message-----

From: IEB Events <IEBevents@aec.gov.au>  
Sent: Monday, June 24, 2024 3:23 PM  
To: s22  
Cc: s22  
Subject: FW: E2024/78- Branch President PASA query [SEC=OFFICIAL]

Hi s22

Here is another draft letter related to PFA SA E2024/78 election.

Please review the emails from the candidate and my response.

Regards

s22

Draft email

Dear s47F

Thank you for your query and email response.

I understand that you are concerned about the email being sent by s47F to voters lobbying for another candidate in election No.E2024/78. It seems that the emails are not official emails which was also confirmed by you later.

I do not believe that this matter constitutes a breach of s190 of the Fair Work (Registered Organisations) Act 2009 that states:

FAIR WORK (REGISTERED ORGANISATIONS) ACT 2009 - SECT 190 Organisation or branch must not assist one candidate over another

An organisation or branch commits an offence if it uses, or allows to be used, its property or resources to help a candidate against another candidate in an election under this Part for an office or other position.

Penalty: 100 penalty units.

s47F

To get a detailed understanding of the rules of your Organisation, you may look for the copy of the rules in Fair Work Commission website under the tab 'Registered Organisation'.

Thank you for bringing concerns to my attention.

Regards

-----Original Message-----

From: s47F

Sent: Monday, June 24, 2024 2:07 PM

To: IEB Events <IEBEvents@aec.gov.au>

Subject: Re: E2024/78- Branch President PASA query [SEC=OFFICIAL]

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Dear s22

No they are not official emails. They are created by the member on Gmail and outlook.

But I'd argue that they appear to general members (who they were sent to - and lots of junior members) would reasonably think/consider they are from PASA.

They are board members and known as board members.

Not many members know the official PASA email addresses.

The official email addresses are s47F

Also there has been some things about s47F

is there a set of rules that this specific election is bound by?

Where could I get a copy of those rules please?

Thank you,

s47F

> On 24 Jun 2024, at 12:18 PM, IEB Events <IEBevents@aec.gov.au> wrote:

>

> Good afternoon s47F

>

> Thanks for your email. Can you please confirm whether the following emails ( as mentioned in your email) are officially allocated emails used by PFA SA branch members:

>

> s47F

>

> Regards

>

>

> s22 | Senior Project Officer Industrial Elections and  
> Ballots | Service Design and Foundations Branch Australian Electoral

> Commission

> T: s22

>

>

>

> -----Original Message-----

> From: s47F

> Sent: Wednesday, June 19, 2024 3:27 PM

> To: IEB Events <IEBevents@aec.gov.au>

> Subject: E2024/78- Branch President PASA query

>

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>

>

> Hi AEC,

> Some concerning information has come to light during this election and I'm seeking some advice please.

>

s47F

>

> I have been made aware of an email being sent by s47F Board members to voters lobbying for s47F, and s47F alone.

>

> The email addresses they sent from have been created in Gmail and outlook and are as follows;

s47F This email address appears as though they are acting on behalf of PASA with the email address as such.

>

> To me this seems against the rules of the election. Can you please help me determine what rules we are bound by in relation to elections please.

>

> I understand that they hold a conflict of interest s47F [REDACTED], but wanted to get advice from you if there are any legislative requirements.

>

> Thank you,

> s47F [REDACTED]

>

> s47F [REDACTED]

>

> DISCLAIMER:

> If you have received this transmission in error please notify us immediately by return email and delete all copies. If this email or any attachments have been sent to you in error, that error does not constitute waiver of any confidentiality, privilege or copyright in respect of information in the email or attachments.