

**Regulation 126(1) Notice of Alteration to CEPU Rules  
Section B1 Rules covering the Electrical, Energy and Services Division &  
Section B2 Rules covering the NSW Branch of the EE&S Division**

1. Amend rule 8.8 as follows:

**8.8 *Out of Session Decisions by the* Divisional Executive ~~Meetings by Correspondence~~**

8.8.1 In cases where it is considered by the Divisional Secretary and/or Divisional President impractical to hold a face to face meeting of the Divisional Executive or a meeting of the Executive using teleconferencing or similar facilities under sub rule 8.9 "Divisional Executive Meetings by Telephone or Video Conferencing", the business to be decided by the Divisional Executive may be referred to the members of the Divisional Executive by the Divisional Secretary for ~~a decision by correspondence~~ *an out of session decision*.

8.8.2 The business so referred may be forwarded *by the Divisional Secretary or someone nominated by him or her* by post, ~~or~~ facsimile transmission or ~~email~~ *electronically (whether via electronic mail, sms, online or otherwise) to each Divisional Executive member in such a form as the Divisional Secretary decides*. The Divisional Secretary may prescribe a time in which the vote *on the matter so referred* shall be returned and/or a preferred method by which *the Executive* members should return their ~~vote~~ *votes*.

8.8.3 ~~8.8.2~~ The Divisional Executive members shall record their vote on the matter *referred* ~~submitted~~ to them and send it to the Divisional Secretary by post, facsimile transmission or ~~email~~ *electronically (whether via electronic mail, sms, online or otherwise)* within the prescribed time where relevant. Each vote must be signed by, *or otherwise verifiably attributed to*, the Executive member recording it. If a time is prescribed for the return of the vote, failure to vote within that time will mean the vote will not be recorded. Failure to lodge a vote in a prescribed time will not render the ballot invalid.

2. Amend rule 12.2 as follows:

**12.2 Divisional Branch President**

12.2.1 The *Branch* President shall preside at all meetings, preserve order and give an impartial decision on all questions submitted to him/her. Should he/she wish to take part in general debate the Divisional Branch Vice President shall temporarily assume control while the Divisional Branch President is addressing the meeting.

12.2.2 In addition to the duties set out above, the Divisional Branch Presidents in Western Australia, *Victoria and Queensland* shall perform such other

duties of the kind prescribed by these rules for the Divisional Branch Secretary, as directed by the Branch Secretary.

*12.2.3 Prior to the opening of nominations for the office of Divisional Branch President, each Divisional State Council will determine the office of Branch President to be:*

- (i) full time;*
- (ii) part time; or*
- (iii) honorary.*

*12.2.4 Despite rule 12.2.3, in the circumstances of a casual vacancy arising in the office of Divisional Branch President, nothing prevents a Divisional State Council determining the office to be:*

- (i) full time;*
- (ii) part time; or*
- (iii) honorary.*

*12.2.5 Despite rule 12.2.3 nothing prevents a Divisional State Council at any time determining with the consent of the Divisional Branch President that the office of Divisional Branch President that is full time be:*

- (i) part time; or*
- (ii) honorary.*

*12.2.6 Despite rule 12.2.3 nothing prevents a Divisional State Council determining at any time with the consent of the Divisional Branch President that the office of Divisional President that is part time be honorary.*

*12.2.7 Where a determination is made under rules 12.2.3, 12.2.4, 12.2.5 or 12.2.6 then, subject to a further determination being made under rules 12.2.3, 12.2.4, 12.2.5 or 12.2.6 that determination remains effective.*

3. Amend rule 15.17.5 as follows:

15.17.5 A candidate may only contest one ballot at any one time for any full time office in the Union. For the purposes of this sub-rule a “full-time office” means Divisional Secretary, Assistant Divisional Secretary, Divisional Branch Secretaries, Divisional Branch Assistant Secretaries and Organisers *and, if the office is paid, the Divisional Branch President.*

4. Amend rule 31.1.1 as follows:

**31.1 Salaries for Full Time Officers**

*31.1.1 All full-time Officers of this Division, including Divisional Secretary, Assistant Divisional Secretary, Divisional Branch Secretaries, Divisional Branch Presidents (where the office is paid), Divisional Assistant Branch Secretaries and Organisers; and Divisional Research/Industrial Officers and Industrial Officers, shall be paid such*

sum for their services as may be determined by the Divisional Council with the right reserved to all full-time Officers, including Divisional Secretary, Assistant Divisional Secretary, Divisional Branch Secretaries, *Divisional Branch President (where the office is paid)*, Divisional Assistant Branch Secretaries and Organisers; and Divisional Research/Industrial Officer and Industrial Officers, to appeal to a private arbitrator. The private arbitrator to be a Fair Work Commissioner if one were willing to act, or an arbitrator appointed by Divisional Council.

## **ALTERATIONS OF RULES CONCERNING THE BRANCH AFFIRMATIVE ACTION (WOMEN) COUNCILLOR**

5. Amend rule 11.1 as follows:

### **11.11 Divisional Branch Executive**

11.11.1 The Divisional Branch Executive (in all states except Victoria) shall consist of the Divisional Branch President, Divisional Branch Secretary, *and the Branch Affirmative Action (Women) Councillor*, and one member from each of the sections as represented on the Divisional State Council with the exception of the Tasmanian Divisional Branch, where the Executive shall consist of the Divisional Branch President, the Divisional Branch Secretary, *and the Branch Affirmative Action (Women) Councillor*, and three others elected by and from the Divisional State Council. Excepting the Divisional Branch Secretary and the *Branch Affirmative Action (Women) Councillor*, permanent or full-time officers shall not be eligible to be elected to the Branch Executive. Should any Executive member be unable to attend an Executive meeting, his/her alternate delegate shall take his/her place on the Executive. Where no alternate delegate has been elected the Executive shall have the power to appoint a proxy delegate from the appropriate section of the Divisional State Council.

6. Amend rule 11.7.12 as follows

11.7.12 In addition to the delegates elected to represent sections and/or sub-branches, there shall be ~~an~~*a* Branch Affirmative Action (Women) Councillor on each Divisional Branch State Council. *In addition to female members, permanent and/or full time female officials employed by a Branch shall have the right to nominate to be elected as the Branch Affirmative Action (Women) Councillor provided that they are otherwise eligible to fill the office.*

7. Amend rule 15.6 as follows:

### **15.6 Election of Divisional Branch Presidents, Secretaries, Assistant Secretaries, *the Branch Affirmative Action (Women) Councillors* and Organisers**

15.6.1 Divisional Branch Presidents, Secretaries, Assistant Secretaries, and Organisers shall be elected quadrennially by secret ballot of the members of that Branch *entitled to vote in the election. The Branch*

*Affirmative Action (Women) Councillors shall be elected by a secret ballot of the female members of that Branch entitled to vote in the election. The election shall take place in accordance with rule 15.19 "Conduct of Elections - Direct voting".*

8. Amend rule 15.10 as follows:

**15.10 Election of Divisional State Councillors**

15.10.1 *With the exception of the Branch Affirmative Action (Women) Councillor, delegates to Divisional State Council shall be elected by the members of the particular section entitled to vote in accordance with sub rule 15.14.3 "Conduct of Elections". The Branch Affirmative Action (Women) Councillor shall be elected by the female members of the branch entitled to vote in the election.*

9. Amend rule 15.11 as follows:

**15.11 Election of the Divisional ~~State~~ Branch Executive**

Members of the Divisional ~~State~~ Branch Executive, with the exception of the Divisional Branch President and Secretary, *and the Branch Affirmative Action (Women) Councillor* (and where determined by Divisional State Council, one alternate section representative) shall be elected by secret ballot of the Divisional State Council delegates of the respective section at the first meeting of the Divisional State Council after the declaration of the Divisional Branch quadrennial ballot. *Except in Victoria, the Branch Affirmative Action (Women) Councillor shall be an ex officio delegate to the Branch Executive.*

10. Amend the table in rule 15.18.4 as follows:

15.18.4 For collegiate elections at or by the Divisional Branch State Council and Divisional Council, the following persons shall be eligible to stand for the positions indicated in the manner indicated in Table 1 below:

**Electrical, Energy and Services Division Elections  
Collegiate Elections**

<b>Positions</b>	<b>Persons eligible</b>	<b>Electors</b>
Divisional Executive members	Branch representatives from the respective Divisional Branches	Branch representatives from the respective Divisional Branches
Divisional President and two Vice Presidents	Divisional Councillors	Divisional Councillors (provided only one Divisional Councillor from any Divisional Branch can hold office of Divisional President

		or Divisional Vice President at any time)
Divisional Branch Executive members and alternates (where applicable) (other than Branch Secretary, Branch Assistant Secretary, <del>and</del> Branch President <i>and Branch Affirmative Action (Women) Councillor (where applicable)</i> )	Sectional representatives from each section ( <i>other than permanent officers</i> )	Sectional representatives from each section
Divisional Branch Vice President and Treasurer	Divisional Branch State Executive	Divisional Branch State Councillors
Divisional Branch Trustee	Divisional Branch State Councillors	Divisional Branch State Councillors
Affirmative Action (Women) Councillor on Divisional Council	<i>Branch</i> Affirmative Action (Women) Councillors on Divisional State Council	All <i>Branch</i> Affirmative Action (Women) Councillors on Divisional State Council

11. Amend the reference to the Affirmative Action (Women) Councillor in the table in rule 15.19.18 as follows:

<i>Branch</i> Affirmative Action (Women) Councillor on State Council	All financial female members of the Branch concerned for one year	All financial female members of the Branch concerned
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**NSW BRANCH AFFIRMATIVE ACTION (WOMEN) COUNCILLOR  
SECTION B2 - NSW Branch rules**

1. Amend rule 17 as follows:

**17 -TIME AND PLACE OF MEETINGS**

17.1 ...

17.2 The NSW Divisional State Council shall meet on the second Monday in the months of February, April, June, August, October and December at Level 5, 370 Pitt Street, Sydney, New South Wales 2000 at 6.00 pm or at such other time and place as may be decided at a specially summoned NSW Divisional State Council meeting. Should the scheduled meeting date fall on a NSW public holiday, that meeting shall be held on the following Monday.

*17.2.1. NSW Divisional State Councillors may participate in the scheduled meetings by telephone or video conferencing facilities.*

17.3 The Branch Executive shall meet on the second Monday in each month at Level 5, 370 Pitt Street, Sydney, New South Wales, 2000 or at such other place as may be decided at a specially summoned State Council meeting. Should the scheduled meeting date fall on a NSW public holiday, that meeting shall be held on the following Monday.

*17.3.1 Branch executive members may participate in the executive meetings by telephone or video conferencing facilities.*

*17.3.2 Out of Session Executive Decisions*

*17.3.2.1 When the executive is not in session, the Secretary will refer business to be decided to the members of the Executive by correspondence.*

*17.3.2.2 The matter will be forwarded by the Secretary or their nominee electronically (whether via electronic mail, sms, online or otherwise) to each Executive member in such a form as the Secretary decides. The Secretary may prescribe a time in which the vote shall be returned and/or a preferred method by which the Executive members should return their vote.*

*17.3.2.3 The Executive members shall record their vote on the matter referred to them and send it to the Secretary electronically (whether via electronic mail, sms, online or otherwise) within the prescribed time where relevant. Each vote must be signed by, or otherwise verifiably attributed to, the Executive member recording it. If a time is prescribed for the return of the vote, failure to vote within that time will mean the vote will not be recorded. Failure to lodge a vote in a prescribed time will not render the ballot invalid.*

*17.3.2.4. The Secretary shall ensure that details of any decision made pursuant to this rule are recorded in the executive minutes.*

2. Amend rule 18.2 as follows:

### **18 - SUMMONED MEETINGS**

18.1 ...

18.2 In cases of **extreme** urgency, meetings may be summoned *by electronic means such as email, sms, ETU website or social media* ~~advertisement appearing in at least one daily newspaper appearing~~ prior to the date of the meeting, ~~published in the city or district in which the meeting is held. In the event of only one daily newspaper being published in a particular district, publication in such newspaper shall be deemed sufficient notice.~~

3. Amend rule 18.3 as follows:

18.3 It shall be necessary to summon NSW Divisional State Council meetings as prescribed for the following purposes:

18.3.1 ...

18.3.2 ...

18.3.3 To vote any sum of money for any purpose other than Management expenses exceeding ~~\$50,000.00~~ ~~\$100,000.00~~. The amount to be voted must be stated on the notice summoning the meeting.

4. Amend rule 20.4.4 as follows:

20.4.4 The NSW Divisional Branch Executive shall consist of the NSW Divisional Branch President, NSW Divisional Branch Secretary, *the NSW Divisional Branch Affirmative Action (Women) Councillor* and one member from each of the Sections as represented on the NSW Divisional State Council or in the absence of a Section member, such proxy Section member elected by the NSW Divisional State Council Delegates from the Section in accordance with sub-rule 20.4.5 of this rule.

5. Amend rule 20.4.5 as follows:

20.4.5 The members of the NSW Divisional Branch Executive with the exception of the NSW Divisional Branch President, ~~and~~ NSW Divisional Branch Secretary, *and the NSW Divisional Branch Affirmative Action (Women) Councillor* shall be elected by the NSW Divisional State Council in the following manner:

The Section representative shall be elected by the NSW Divisional State Council delegates of each respective Section present at the first summoned NSW Divisional State Council meeting after the declaration of the quadrennial ballot. Excepting the NSW Divisional Branch Secretary, *and the NSW Divisional Branch Affirmative Action (Women) Councillor* permanent or full-time officers, shall not be eligible to be elected to the NSW Divisional Branch Executive.

6. Insert a new sub rule, 22.1.6 as follows:

*22.1.6 The Divisional Branch Affirmative Action (Women) Councillor shall be elected by a ballot of all financial female members of the branch who are qualified to vote in accordance with 22.2. Permanent and/or full time female officials of the Branch, who are eligible to nominate in accordance with sub rule 22.3.2, may be elected as the NSW Divisional Branch Affirmative Action (Women) Councillor.*

7. Amend rule 22.3 as follows:

**22.3 Qualifications for Office –~~Quadrennial Elections~~**

22.3.1 To be eligible for the executive positions of NSW Divisional Branch President, NSW Divisional Branch Secretary, NSW Divisional Branch Assistant Secretary and NSW Divisional Branch Organiser, a member must have been a financial member of the NSW Divisional Branch for each quarterly period as it fell due within two years immediately preceding the date of close of nominations or immediately preceding the date of appointment.

22.3.2 To be eligible for any other office a member must have been a financial member of the NSW Divisional Branch for each quarterly period as it fell due within one year immediately preceding the date of close of nominations or immediately preceding the date of appointment.

8. Amend rule 22.4.4 as follows:

22.4.4 The position of *NSW Divisional Affirmative Action (Women) Branch* Councillor shall be open to nomination of female members only, *provided they are eligible to nominate in accordance with sub rule 22.3.2.*

9. Amend rule 34.3 and 34.4 as follows:

**34.3 New Expenditure Proposals**

Except in cases of ~~extreme~~ urgency, all proposals to commit the NSW Divisional Branch to new expenditure shall be referred to the NSW Divisional Branch Executive Committee for report.

**34.4 Management Expenses**

No sum of money in excess of ~~\$50,000.00~~ *\$100,000.00* shall be voted for any purpose other than such expenditure as may be required to meet the expenses of management unless notice of motion has been ~~given at a previous~~ *referred to a* NSW Divisional State Council meeting of the NSW Divisional Branch and the members notified by summons *prior to the meeting* setting forth the exact terms of the motions, which must include the amount of sum proposed to be expended.