

AUU Election Tribunal

Matter: 2019 AUU Elections – Declaration of Results

Date: 1 October 2019

Tribunal Members: Matthew Stubbs (Convenor), Michael Kay, Christian Haebich

1. The AUU Elections were held in the week 2 – 6 September 2019. They included elections for the AUU Board, NUS Delegates and SRC positions.
2. Provisional results were declared by the Returning Officer on 13 September 2019. Subsequently, the Returning Officer became aware of an error in the calculation of results for NUS Delegates. Accordingly, a recount of the NUS Delegate ballots was conducted, and an amended provisional declaration of results for NUS Delegates was issued on 20 September 2019.
3. The Returning Officer’s Report, dated 20 September 2019, and the Returning Officer’s Supplementary Report issued on 26 September 2019 relating to the election to SRC positions, have now been considered by the Tribunal.
4. During the conduct of the election, two applications were made to the Convenor of the Tribunal which resulted in formal decisions being issued.
5. An Application by Hugh Sutton for an Emergency Meeting of the AUU Election Tribunal under Rule 46.4 of the AUU Election Rules 2019 made on 21 August was denied on 22 August for the reasons then given. It is appropriate to note here two matters arising from the circumstances in which that application arose. In brief, the application alleged that the Returning Officer was conducting elections for NUS Delegates when such positions no longer in fact exist.
6. The first matter of significance is that it was alleged the AUU Board passed a resolution on 20 August that no NUS Delegate election be held. If true, this is a matter of significant concern to the Election Tribunal. As indicated in the Convenor’s reasons of 22 August, any such resolution cannot be relevant to the Tribunal’s work given clause 7.1 of the AUU Election Rules, which clearly vests authority for the conduct of elections – once the process provided for under the rules has commenced – in the AUU Election Tribunal. Whether the allegation made in relation to the AUU Board is true or not, the Election Tribunal respectfully reminds the AUU Board that, in the future, it must refrain from passing any resolutions regarding the conduct of elections once the processes under the AUU Election Rules have commenced.
7. The second important matter arising from that application is to note that the AUU Election Tribunal, in declaring the results of this election, does not express a view as to whether there are in fact positions for NUS Delegates that are required to be filled. The reason for this is that the AUU Election Tribunal exists only to perform the functions vested in it by the AUU Election Rules 2019. Those functions do not include making determinations as to whether or not NUS Delegates are in fact required to be elected in accordance with the AUU Constitution. In making this

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declaration of results, the AUU Election Tribunal indicates those persons who have been elected to the positions of NUS Delegates, if in fact such positions exist. Whether or not there are NUS Delegate positions to be filled is a matter the Tribunal cannot and does not address.

8. An Application by Kate Chapman for an Emergency Meeting of the AUU Election Tribunal under Rule 46.4 of the AUU Election Rules 2019 made on 23 August 2019 was granted by the Convenor, but unanimously dismissed by the Tribunal on 26 August for the reasons then given.
9. The Convenor of the Tribunal received a significant number of emails from Nicholas Bortolotto on 29 and 30 August, but ultimately none of those emails required a formal decision to be issued in order to dispose of the matters raised in them.
10. The Tribunal notes with concern the apparent significant increase in the number of students voting twice in this election, as noted in the Returning Officer's report. This is a phenomenon not previously observed at this level and the Tribunal commends to the AUU Board and to the Returning Officer appointed in 2020 further consideration regarding steps that could be taken to reduce the incidence of this behavior.
11. Subsequent to the provisional declaration of results, the Election Tribunal has not received any appeals or complaints under the AUU Election Rules 2019.
12. The AUU Election Tribunal thanks the Returning Officer and the staff of the AUU for their efforts in the conduct of this election.
13. It now being at least 7 days since the Declaration of Provisional Results, **pursuant to rule 50.5 of the AUU Election Rules 2019, the AUU Election Tribunal declares the following results of the 2019 AUU Elections to be final:**

AUU Board Directors:

Ella SHAW
Yoong Aun LAI
Ashley JAYASURIYA
Tharun RAMESHBABU
Chuyue 'Angela' QIN

NUS Delegates:

1 Angus HEATON
2 Chelsea FERNANDEZ
3 Emma TROUGHTON
4 Jack RAU
5 Ana OBRADOVIC
6 David ELLIOTT
7 Evelyn CACAS

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SRC Positions:

SRC President	Henry Armfield
General Secretary	Isaac Trumble
Education Officer	David Elliot (Elected Unopposed)
Welfare Officer	Leah Schamschurin (Elected Unopposed)
Women's Officer	Rebecca Etienne
Queer Officer	Madison Kenewell
Social Justice Officer	Zishen Zang
Ethno-Cultural Officer	Jan Noya (Elected Unopposed)
Disability Officer	Mitchell Martinez
International Student Officer	Ngoc Lan (Laura) Tran
Mature Age Officer	Susie Greenwood (Elected Unopposed)
Postgraduate Officer	Hai Wang
Rural Officer	Andrew Vogelsang (Elected Unopposed)
ATSI Officer	Kynessa Temple
Environment Officer	Ahmed Azhar
General Councillor	<ol style="list-style-type: none">1. Billy Zimmermann2. Ben Foster3. Darcy Hermsen4. Kartik (Kai) Patel5. Peter Tantalos6. Sunit Saha7. Dahun (Dave) Yoon8. Qian Yuhang

These 3 pages are the reasons of the AUU Election Tribunal. Declared with the concurrence of all members of the Tribunal by the Convenor:



Matthew Stubbs, Convenor