

Chairperson
 Aboriginal and Torres Strait Islander Elected Body
 C/- Office of Aboriginal and Torres Strait Islander Affairs
 Theo Notaras Multicultural Centre
 180 London Circuit
 CANBERRA CITY ACT 2601

Report on the ACT Aboriginal and Torres Strait Islander Elected Body election 2011

This report on the 2011 election of members of the Aboriginal and Torres Strait Islander Elected Body is prepared in accordance with section 189A of the *Electoral Act 1992* (the Electoral Act) as applied by the *Aboriginal and Torres Strait Islander Elected Body Act 2008* (the ATSIEB Act).

Section 189A provides:

189A Report of result of ATSIEB election

- (1) As soon as practicable after the result of an ATSIEB election has been decided, the commissioner must give the ATSIEB chair (or, if there is no chair, the Minister) a written report setting out:
 - (a) the election results; and
 - (b) the number of votes received by each candidate.
- (2) The commissioner must make the report available to the public during ordinary office hours.

An election for the Aboriginal and Torres Strait Islander Elected Body under the Aboriginal and Torres Strait Islander Elected Body Act commenced on 11 April 2011 and concluded on 18 May 2011.

The formal declaration of the results of the election is set out in Notifiable Instrument NI2011-249. A copy of the instrument is at [Appendix A](#). This instrument was notified on 18 May 2011 and effective from 19 May 2011.

The number of votes received by each candidate as first preferences, and the further distribution of preferences to determine the results of the election, are set out at [Appendix B](#).

This election report is available for public inspection at the office of the Electoral Commissioner. A copy of this report has also been published on the Elections ACT website www.elections.act.gov.au.

Overview of the election

The ATSIEB Act provides for elections for an Elected Body to be conducted by the ACT Electoral Commissioner.

Seven members are to be elected to represent members of the ACT Aboriginal and Torres Strait Islander community on the Elected Body.

To be eligible to vote in an election or to stand as a candidate a person must be:

- an Aboriginal person or Torres Strait Islander;
- at least 18 years of age; and
- on, or eligible to be on, the ACT electoral roll.

In addition, candidates must not be under sentence of imprisonment for 1 year or longer for a conviction for an indictable offence.

Eligible electors could vote by attendance at a polling place or by post.

The voting and counting system used for the election is the Hare-Clark electoral system as set out in the Electoral Act. This is the same system used for ACT Legislative Assembly elections, with some modification to suit the circumstances.

The election was conducted according to the following timetable:

Election start day	
Nominations open	11 April 2011
Electoral roll close	5.00 pm 20 April 2011
Nominations close (see note 1)	12 noon 27 April 2011
Declaration of candidates and draw for positions (see note 2)	12 noon 28 April 2011
Appointment of liaison officer for polling places	Before 2 May 2011
Polling start day	Monday 2 May 2011
Postal vote applications must be received by Elections ACT by	5pm Thursday 5 May 2011
Polling close day	Saturday 7 May 2011
Postal Votes must be received by Elections ACT by	Friday 13 May 2011
Scrutiny commences	10 am Tuesday 17 May 2011
Election declared	Wednesday 18 May 2011

Note 1: Nominations would ordinarily have closed on 26 April 2011. However, as this day had been declared a public holiday, the date for close of nominations moved to the next working day.

Note 2: The declaration of nominations and draw for positions would ordinarily have occurred on 27 April 2011. However, as the close of nominations occurred on 27 April, the declaration and draw took place 24 hours after nominations closed.

Nominations

The nomination period opened on the election start day – Monday 11 April 2011. The nomination period closed at noon on Wednesday 27 May 2011.

Candidates needed to be nominated by at least 4 persons eligible to vote in the election.

Nominations were received from 15 candidates. Their names were publicly declared by the Deputy Electoral Commissioner at the Aboriginal and Torres Strait Islander Cultural Centre, Yarramundi Reach, Yarralumla, at noon on Thursday, 28 April 2011.

Draw for positions

The draw for positions on the ballot paper was conducted in public by the Deputy Electoral Commissioner immediately after nominations were declared. This was achieved using the double random draw method. A copy of the ballot paper is at [Appendix C](#).

Polling

Three casual election staff were employed to conduct polling. One officer in charge and two polling officials were in attendance during the polling period. A Liaison Officer was also appointed to help ensure that only eligible Aboriginal persons or Torres Strait Islanders voted in the election. This team of four staff conducted polling at 7 locations over 6 days. In addition, polling was conducted at the office of Elections ACT on the ground floor of the North Building, Civic Square, Canberra City over 5 days. The location and hours of polling are set out in the following table:

Date	Polling Times	Polling Locations
Monday 2 May to Friday 6 May 2011	9am to 5pm	Elections ACT North Building, Civic Square, Canberra City
Monday 2 May 2011	9am to 6pm	Gungahlin Child and Family Centre Ernest Cavanagh Street Gungahlin
Tuesday 3 May 2011	9am to 6pm	West Belconnen Child and Family Centre Cnr Starke Street and Luke Street Holt
Wednesday 4 May 2011	9am to 6pm	Woden Youth Centre Callum Street, Woden
Thursday 5 May 2011	9am to 6pm	Tuggeranong Child and Family Centre 159 Anketell Street, Greenway
Friday 6 May 2011	9am to 6pm	Belconnen Library 12 Chandler Street Belconnen
Saturday 7 May 2011	8am to 12pm	Erindale Neighbourhood Centre Cnr Sternberg Crescent and Comrie Street Wanniassa
	2pm to 6pm	Southside Community Centre Boolimba Crescent, Narrabundah

Ordinary votes were issued to those voters whose names were found on the certified list of electors printed for the election. If a name could not be found on the certified list, a declaration vote was issued. Declaration voters were asked to provide proof of residence and where provided this evidence was noted on the declaration envelope. If the voter did not provide proof of residence they were informed that they had till Wednesday 11 May 2011 to provide proof of residence to the Electoral Commissioner. Of the 13 declaration voters, 13 were able to provide proof of residence.

Voters were issued with ballot papers as follows:

Date	Location	Ordinary	Declaration
Monday 2 May 2011	Gungahlin	3	0
	Civic	6	0
Tuesday 3 May 2011	Belconnen	5	0
	Civic	6	0
Wednesday 4 May 2011	Woden	30	2
	Civic	11	2
Thursday 5 May 2011	Tuggeranong	13	1
	Civic	5	2
Friday 6 May 2011	Belconnen	19	2
	Civic	14	3
Saturday 7 May 2011	Erindale	16	0
Saturday 7 May 2011	Narrabundah	19	1
Total		147	13
Postal returned			16

Prison Arrangements

Arrangements were made through the Department of Housing and Community Services and the Indigenous Liaison Officer at the Alexander Maconochie Centre to provide postal votes to those prisoners who requested them. A total of 20 postal votes were issued to prisoners. Of these, four were returned to sender as the addressees were no longer at the prison. A total of 10 completed postal votes were received from prisoners. Of these, nine were admitted to the scrutiny and one was rejected as the elector's signature was missing.

Postal voting

Electors who were unable to attend a polling place were eligible to apply for a postal vote for the election. A total of 30 applications for postal votes were received and processed before the cutoff date – 5 May 2011, including the 20 postal votes issued to prisoners.

16 postal vote certificate envelopes containing ballot papers were returned to Elections ACT by Friday 13 May 2011.

Review Panel

A 3 person Review Panel was appointed in consultation with the Aboriginal and Torres Strait Islander Elected Body to review the eligibility to vote of:

- any voters challenged by the Liaison Officer at the attendance polling places; and
- all postal voters.

There were no challenges made by the Liaison Officer at the polling places. The Review Panel met on Friday 13 May 2011 at the office of the Electoral Commissioner. Of the 16 postal votes received, the Review Panel accepted all 16 postal votes, as on the basis of the available evidence, the Review Panel was satisfied the voter was eligible to vote in the election.

Scrutiny

The scrutiny for the election was conducted using the Hare-Clark electoral system at the office of the Electoral Commissioner commencing at 10 am on Tuesday 17 May. Elections ACT staff conducted the scrutiny. One scrutineer was appointed by a candidate and was present throughout.

The scrutineer verified that seals on the ballot boxes were intact before the seals were removed.

At the preliminary scrutiny of the 13 declaration votes, no declaration votes were rejected. At the preliminary scrutiny of the 16 postal votes, 1 postal vote was rejected because it had not been signed by the elector. 15 postal votes were admitted to the scrutiny.

A total of 175 votes were admitted to the count. Two ballot papers were informal. With 173 formal votes in the count the quota for election was 22.

The scrutiny was completed by 12.30 pm on Tuesday 17 May 2011.

The Electoral Commissioner officially declared the poll at 2 pm on Wednesday 18 May 2011 at the Aboriginal and Torres Strait Islander Cultural Centre, Yarramundi Reach, Yarralumla. Full scrutiny sheets were made available at the public declaration and a copy is attached at Appendix B.

Candidates were elected in the order as follows:

- Lynette Goodwin
- William Hodges
- Dianne Collins
- Brendan Church
- Rod Little
- John Paul Janke
- Roslyn Brown

Yours sincerely

Phillip Green
Electoral Commissioner

23 May 2011

Electoral (Result of Aboriginal and Torres Strait Islander Elected Body Election) Declaration 2011

Notifiable instrument NI2011– 249

made under the

Electoral Act 1992, s 189(1) (Declaration of result of election) as applied by the Aboriginal and Torres Strait Islander Elected Body Act 2008, s 31 (Application of Electoral Act)

1 Name of instrument

This instrument is the *Electoral (Result of Aboriginal and Torres Strait Islander Elected Body Election) Declaration 2011*.

2 Commencement

This instrument commences on the day after it is notified.

3 Election results

The following candidates in the 2011 Aboriginal and Torres Strait Islander Elected Body election were successful and are declared elected:

- Lynette Goodwin
- William Hodges
- Dianne Collins
- Brendan Church
- Rod Little
- John Paul Janke
- Roslyn Brown

Phillip Green
Electoral Commissioner
18 May 2011

Appendix B

Scrutiny Sheet

Number of formal ballot papers: 173

Table I - Counting of the Choices

Count	Description of Choices Counted (NAC = Next Available Choice)	Ungrouped															Ballot Papers Exhausted at Count	Total Ballot Papers Counted	Transfer Value	Votes Transferred to Table II						
		HODGES, W.	OAKLEY, J.	ALLAN, R.	GOODWIN, L.	JANKE, J.	CHURCH, B.	DALEY, W.	COLLINS, D.	LITTLE, R.	BELL, B.	BROWN, R.	ROE, J.	WALKER, M.	BANU, M.	BROWN, S.										
1	First choice of all ballot papers	22	6 3	16 6	2 23	14	21	9 7	21	20	5 3	13	3 1	11 6	7 5	21 8	0	173	1	173						
2	NAC after GOODWIN, L. On ballot papers at Count 1	Elected	NV 0	NV 0	Elected			NV 0			NV 0		4 1	14 1	NV 0	NV 0										
3	NAC after ROE, J. On ballot papers at Count 1		NV 0	NV 0				NV 0	0	0	0	0	0	Excluded	NV 0	NV 0	NV 0	0	1	1	1					
4	NAC after ROE, J. On ballot papers at Count 2		NV 0	NV 0				NV 0	0	0	0	0	NV 0		NV 0	NV 0	NV 0	NV 0	0	1	1/23	0				
5	NAC after BELL, B. On ballot papers at Count 1		NV 0	16 1				NV 0	0	0	1	Excluded	1		NV 0	NV 0	NV 0	0	3	1	3					
6	NAC after OAKLEY, J. On ballot papers at Count 1		Excluded	16 1				NV 0	0	0	0				0	NV 0	7 1	NV 0	0	0	3	1	3			
7	NAC after BANU, M. On ballot papers at Count 1,6			NV 0					NV 0	8 2						0	11 2	Excluded	21 1	0	6	1	6			
8	NAC after COLLINS, D. On ballot papers at Count 7			NV 0					NV 0		Elected		0			1	13 1		NV 0	0	0	2	1/2	1		
9	NAC after DALEY, W. On ballot papers at Count 1			NV 0					10 3	Excluded			0			2	NV 0		NV 0	0	2	7	1	7		
10	NAC after CHURCH, B. On ballot papers at Count 9			17 1					1		Elected				0		0		12 1	NV 0	0	0	3	2/3	2	
11	NAC after WALKER, M. On ballot papers at Count 1,7			16 1					3						15 2		1		Excluded	21 1	0	8	1	8		
12	NAC after WALKER, M. On ballot papers at Count 10			NV 0					0							0				22 1	NV 0	0	1	2/3	0	
13	NAC after WALKER, M. On ballot papers at Count 8			NV 0					0							1				NV 0	NV 0	0	1	1/2	0	
14	NAC after WALKER, M. On ballot papers at Count 2			19 1					0							0				NV 0	NV 0	0	0	1	1/23	0
15	NAC after LITTLE, R. On ballot papers at Count 11			18 1					1							0				NV 0	NV 0	0	0	2	1/2	1
16	NAC after ALLAN, R. On ballot papers at Count 1,5,6,11						Excluded		20 5							1				21 3		0	9	1	9	
	NAC after ALLAN, R.																			22						

Table I - Counting of the Choices

Count	Description of Choices Counted (NAC = Next Available Choice)	Ungrouped															Ballot Papers Exhausted at Count	Total Ballot Papers Counted	Transfer Value	Votes Transferred to Table II
		HODGES, W.	OAKLEY, J.	ALLAN, R.	GOODWIN, L.	JANKE, J.	CHURCH, B.	DALEY, W.	COLLINS, D.	LITTLE, R.	BELL, B.	BROWN, R.	ROE, J.	WALKER, M.	BANU, M.	BROWN, S.				
17	On ballot papers at Count 10					Elected					0					1	0	1	2 / 3	0
18	NAC after ALLAN, R. On ballot papers at Count 15										0					NV	1	1	1 / 2	0
19	NAC after ALLAN, R. On ballot papers at Count 14										1					NV	0	1	1 / 23	0
20	NAC after JANKE, J. On ballot papers at Count 16										0					21	3	5	1	3
21	NAC after BROWN, S. On ballot papers at Count 1,7,11,16,20															2		15	1	15

2011 ATSIEB ELECTION

Quota = $\frac{173}{7+1} + 1 = 22$

Table II - Distribution of the Effective Votes

Count	Ungrouped															Votes Exhausted at Count	Loss (Gain) by Fraction	Total Votes at the End of the count	Remarks
	HODGES, W.	OAKLEY, J.	ALLAN, R.	GOODWIN, L.	JANKE, J.	CHURCH, B.	DALEY, W.	COLLINS, D.	LITTLE, R.	BELL, B.	BROWN, R.	ROE, J.	WALKER, M.	BANU, M.	BROWN, S.				
1	22	3	6	23	14	21	7	21	20	3	13	1	6	5	8	0	0		
2	22	3	6	23	14	21	7	21	20	3	13	1	6	5	8	0	0	173	GOODWIN, L. elected 1, HODGES, W. elected without surplus 2 GOODWIN, L.'s surplus distributed
3	22	0	0	- 1	0	0	0	0	0	0	0	0	0	0	0	0	1	173	ROE, J. excluded ROE, J.'s votes distributed
4	22	3	6	22	15	21	7	21	20	3	13	0	6	5	8	0	1	173	ROE, J. partially excluded ROE, J.'s votes distributed
5	22	0	1	22	15	21	7	21	20	3	13	0	6	5	8	0	1	173	ROE, J. fully excluded, BELL, B. excluded (by HC-Auto) BELL, B.'s votes distributed
6	22	3	7	22	15	21	7	21	21	0	14	0	6	5	8	0	1	173	BELL, B. fully excluded, OAKLEY, J. excluded OAKLEY, J.'s votes distributed
7	22	- 3	1	22	1	0	0	0	0	0	0	0	0	1	0	0	0	173	OAKLEY, J. fully excluded, BANU, M. excluded (by count-back) BANU, M.'s votes distributed
8	22	0	8	22	16	21	7	21	21	0	14	0	6	6	8	0	1	173	BANU, M. fully excluded, COLLINS, D. elected 3 COLLINS, D.'s surplus distributed
9	22	0	0	22	17	21	7	23	21	0	14	0	8	0	9	0	2	173	DALEY, W. excluded DALEY, W.'s votes distributed
10	22	0	8	22	17	24	0	22	21	0	16	0	8	0	9	2	2	173	DALEY, W. fully excluded, CHURCH, B. elected 4 CHURCH, B.'s surplus distributed
11	22	1	8	22	17	22	0	22	21	0	16	0	8	0	9	2	4	173	WALKER, M. excluded (by count-back) WALKER, M.'s votes distributed
12	22	0	9	22	20	22	0	22	23	0	17	0	0	0	10	2	4	173	LITTLE, R. elected 5, WALKER, M. partially excluded WALKER, M.'s votes distributed
13	22	0	9	22	20	22	0	22	23	0	17	0	0	0	10	2	4	173	WALKER, M. partially excluded WALKER, M.'s votes distributed
14	22	0	9	22	20	22	0	22	23	0	17	0	0	0	10	2	4	173	WALKER, M. partially excluded WALKER, M.'s votes distributed
15	22	0	9	22	20	22	0	22	23	0	17	0	0	0	10	2	4	173	WALKER, M. fully excluded LITTLE, R.'s surplus distributed
16	22	- 9	9	22	20	22	0	22	22	0	17	0	0	0	10	2	5	173	ALLAN, R. excluded ALLAN, R.'s votes distributed
	22	0	0	22	25	22	0	22	22	0	18	0	0	0	13	2	5	173	JANKE, J. elected 6, ALLAN, R. partially excluded

Table II - Distribution of the Effective Votes

Remarks	Total Votes at the End of the count	Loss (Gain) by Fraction	Votes Exhausted at Count	Ungrouped														
				BROWN, S.	BANU, M.	WALKER, M.	ROE, J.	BROWN, R.	BELL, B.	LITTLE, R.	COLLINS, D.	DALEY, W.	CHURCH, B.	JANKE, J.	GOODWIN, L.	ALLAN, R.	OAKLEY, J.	HODGES, W.
ALLAN, R.'s votes distributed		0	0	0					0									17
ALLAN, R. partially excluded	173	5	2	13					18			22	22	22	0	22		18
ALLAN, R.'s votes distributed		0	0	0					0						0	0		
ALLAN, R. partially excluded	173	5	2	13					18			22	22	22	0	22		19
ALLAN, R.'s votes distributed		0	0	0					0						0			
ALLAN, R. fully excluded	173	5	2	13					18			22	22	22	0	22		20
JANKE, J.'s surplus distributed		1	0	2					0									
BROWN, S. excluded	173	6	2		15				18					22		22		



**ABORIGINAL AND TORRES STRAIT
ISLANDER ELECTED BODY - ACT
BALLOT PAPER
2011 Election**

**Number seven boxes from 1 to 7
in the order of your choice.**

You may then show as many further
preferences as you wish by writing
numbers
from 8 onwards in the other boxes.

Election of 7 Representatives

- | | |
|--------------------------|-------------------|
| <input type="checkbox"/> | William HODGES |
| <input type="checkbox"/> | Jason OAKLEY |
| <input type="checkbox"/> | Richie ALLAN |
| <input type="checkbox"/> | Lynette GOODWIN |
| <input type="checkbox"/> | John Paul JANKE |
| <input type="checkbox"/> | Brendan CHURCH |
| <input type="checkbox"/> | Warren Mark DALEY |
| <input type="checkbox"/> | Dianne COLLINS |
| <input type="checkbox"/> | Rod LITTLE |
| <input type="checkbox"/> | Bradley BELL |
| <input type="checkbox"/> | Roslyn BROWN |
| <input type="checkbox"/> | John ROE |
| <input type="checkbox"/> | Maurice WALKER |
| <input type="checkbox"/> | Masepah BANU |
| <input type="checkbox"/> | Steven BROWN |