



Monash University Student Union Caulfield

**2017 ANNUAL ELECTIONS**

Monday 18 September - Wednesday 20 September 2017

# 2017 ELECTION REPORT

## Contents

1. Introduction
2. Process
3. Results
4. Issues
5. Recommendations
6. Conclusion
7. List of Appendices

## **1. Introduction**

In 2015, MONSU Caulfield (**MONSU**) undertook a competitive tendering process to select a provider to conduct its 2015, 2016 and 2017 annual elections. OGL was successful in that tender process.

Glenn Donahoo was the Returning Officer for the 2017 Annual Elections and is the author of this report.

This report sets out the process by which the elections were undertaken, specifically highlighting areas that required attention by the Returning Officer and electoral participants. An overview of the results is provided, emphasising trends and other observations. The key issues and other areas of concern experienced in the election are discussed in detail. Finally, a set of recommendations are provided to MONSU and future Returning Officers as suggestions by which the electoral process can be improved.

## 2. Process

In 2017, the MONSU Student Council passed an updated set of Election Regulations (**Regulations**) that governed the conduct of these and future elections. In accordance with provisions in the Regulations, the dates of polling were called by the Student Council, with other electoral deadlines being consequently set by the Regulations.

Pursuant to the Regulations, notice was given on 14 August 2017 that Annual Elections would be held from Monday 18 September to Wednesday 20 September 2017 (see [Appendix 1 – Notice of Election](#)). Notice of the election also was disseminated to all Caulfield students by email.

As was the case in 2016, nomination forms and other election paperwork could be submitted to the MONSU Workshop directly or to myself in person or via email. When forms were submitted to the Workshop election participants were given a receipt for the forms that they submitted and all paperwork tendered was scanned and sent daily to the Returning Officer by email by MONSU staff. Electoral participants availed themselves of both methods of submitting election paperwork over the course of the election.

Candidate statements, photos and publicity requiring authorisation were lodged electronically throughout the election process.

### Briefing Session

The Returning Officer held a briefing session for interested students on Monday 21 August in the OSS Lounge. The session was advertised in the notice of election posted to the MONSU website and sent to students by email. The purpose of the session was to provide students with an overview of the electoral process and to answer any questions arising.

The session was attended by approximately twenty students and was well received.

### Tickets

Ticket registrations were opened at 9am on Monday 21 August and closed at 5pm on Thursday 23 August. Five ticket registrations were received in total.

<b>Ticket Name</b>	<b>Ticket Registrant</b>	<b>Notes</b>
Reps For You	Danielle Jumeau	Accepted
Unite	Ziqi Han	Accepted
Evolve	Eric Lee	Accepted
Go!	Aaron Lee	Accepted
More!	Chi Sun	Accepted

### Candidate Nominations

Nominations were opened at 9am on Monday 28 August and closed at 4pm on Monday 4 September.

The final notice of nominations received was posted on Wednesday 6 September.

After the closing of nominations, a detailed verification process was undertaken to ensure that candidates and their nominators and seconders were eligible to participate in the election by virtue of their enrolment as a Caulfield student, and, in the case of candidates, their completion of

the requisite number of semesters of study along with having the requisite number of units left in their course, as provided for in the Constitution.

The verification process resulted in all but three nominations being determined as being eligible.

Name	Position	Reason
Yijie Bian	Queer Officer (Male)	Candidate was not a Caulfield student
Jiajin Wang	Queer Officer (Female)	Nominator (Yijie Bian) was not a Caulfield student
Vinh Phan	Student Council - General Representative	Secunder (Yijie Bian) was not a Caulfield student

A final list of nominees, in ballot order, was posted on Friday 8 September following the Ballot Draw. (see [Appendix 2 – Final Nominations](#)).

The verification of nominations resulted in Unite not qualifying to be set out as a ticket, as provided for by the Regulations. This is discussed further in the 'Issues' section of the report.

**At the close of the nomination and ticket registration periods:**

- **45 nominations had been received**
  - **3 nominations were invalid**
- **5 ticket names had been successfully registered**

### **Ballot Draw**

Candidates were advised of the ballot draw details by way of email. It was conducted on Friday 8 September using the Microsoft Excel RAND() command and occurred in the Returning Officer's office within the MONSU offices. A number of election participants viewed the draw.

### **New Regulations for Appointment of Election Tribunal**

The updated Election Regulations allowed for the Election Tribunal to be filled by an individual who has been admitted to practice as a barrister and solicitor of the Supreme Court of Victoria for at least 2 years. Richard Thompson was appointed as the Election Tribunal for this election. One appeal was sent to the Electoral Tribunal, with a quick turn-around occurring for the decision on the appeal.

### **Statement of Distribution of Preferences**

Statements of Distribution of Preferences were distributed to eligible authorised officers on Monday 11 September, and were required to be submitted by 5pm on Friday 15 September. Copies of the one completed statement was available at the polling place during the days of polling.

### **Candidate Statements**

Candidate statements and accompanying photographs were able to be submitted prior to the close of nominations. Statements were collated by the Returning Officer into a publication that was published on the MONSU website and made available to students during election week.

**Polling**

Polling was conducted in the Student Lounge, Second Floor, S Building during the following dates and times.

<b>Date</b>	<b>Time</b>
Monday 18 September	10am – 4pm
Tuesday 19 September	12pm – 8pm
Wednesday 20 September	10am – 4pm

**Counting**

Counting started at 4.45pm on the last day of voting (Wednesday 20 September) and was held in the Ramler Conference Room, with scrutineers from each ticket present.

Counting went through until approximately 10.00pm, at which time all positions had been declared elected.

### **3. Results**

#### **Declarations**

Results were declared progressively during the count, and were distributed to candidates at approximately 11pm on Wednesday 20 September. The notice was available on the MONSU website shortly thereafter (see [Appendix 3 - Results](#)).

#### **Participation**

The 2017 Election recorded the highest number of students voting in the recorded history of MONSU, with 2365 votes cast over the three days. This represented approximately 14.31% of the student population participating in the elections, well above the comparable participation rate of 8% - 10% observed at most other student organisations in Victoria.

#### **Informal Votes**

The rate of informal voting differed significantly depending on the position being elected. Approximately 2% of votes were informal for office-bearer positions, while the number of informal votes for General Representative positions and NUS delegate positions was approximately 3-4 times higher. It is likely that the relative position of positions in the ballot booklet contributed to the rate of informality, with positions contained deeper within the booklet being subject to a higher rate. The greater complication of multi-member positions as compared to the choice between 2 candidates for office-bearer positions is likely to have also contributed.

Votes were typically informal due to being completely blank, placing multiple 1s in boxes, or by being otherwise illegible.

#### **Ticket Votes**

As provided for in the Regulations, this year's election continued to use a stapled booklet which contained separate pages for each category of position to be elected. The front page of the booklet contained an option for voters who had successfully applied to be set out as a ticket. A vote for a ticket on the front page of the booklet would cast a vote in line with the statement of distribution of preferences submitted by that ticket.

768 votes were for a ticket on the front page (32.5% of all votes cast).

#### 4. Issues

This section deals with specific problems which arose with the election process or logistics, as well as serious disputes or contentious rulings made by the Returning Officer. It is not intended to be an exhaustive account of each issue that became necessary for the Returning Officer to consider.

##### **Unite's Application to be Set Out as a Ticket**

Following the verification of nominations of candidates, I determined that Vinh Phan (one of Unite's candidates for General Representative) was ineligible to stand as a candidate in the election due to their seconder not being a Caulfield Student.

Regulation 19 provides, *inter alia*, as follows:

- 19.1. *An authorised officer of a ticket may apply for candidates who have nominated for a position on that ticket to be set out as a ticket.*
- 19.2. *An application to be set out as a ticket provide for a minimum number of candidates for positions to be elected, being:*
  - 19.2.1. *at least 10 candidates in the case of office-bearer positions as provided for in clauses 28.1(a) – (l) of the Constitution; and*
  - 19.2.2. ***for all other positions, at least 75% of the number of candidates to be elected for each separate position.***
- 19.3. *For the purpose of regulation 19.2.2, decimal places are to be rounded up to the nearest whole number. [emphasis added]*

As a result of determining that the Unite ticket had failed to provide for enough candidates standing for General Representative, I determined that they had failed to comply with regulation 19.2.2.

While it is clear that the Unite ticket failed to successfully apply to be set out as a ticket insofar as the Regulations currently provide, it is questionable whether such an onerous requirement for tickets to fill every vacancy for this multi-member positions in order to be able to be registered as a ticket is appropriate. I make additional comments regarding this matter in the Recommendations section of the report.

##### **Interaction Between Clubs and Electoral Participants**

An issue was raised on the first day of the election that one MONSU affiliated club (Malaysian Students Society) has posted an endorsement of the Evolve ticket on their Facebook page. As the Regulations do not make any mention of MONSU's clubs or the roles they may take in these Elections, I ruled that this content did not breach the Regulations in any way.

While this did not present any significant problems to the conduct of the election, it would be ideal for MONSU to consider this matter specifically, with regard to the existing requirements for MONSU clubs and societies and the past practice generally. This same suggestion was made by the 2016 Returning Officer, but had not been addressed following his report.

##### **Sanctions**

The following sanctions were given over the course of the election week. A ruling was made for each of these sanctions, and these can be found in the appendix.

Name	Ticket	Sanction	Reason
Ziqi Han	Unite	Ban from campaigning (1 hr)	Removing Evolve posters
Nidzam Shah Bin Ekbal Hussain	Evolve	Ban from campaigning (1 hr)	Using a MONSU table as Evolve's campaign table
Shu Shu	Unite	Ban from campaigning (Until close of Tuesday's polling)	Making misleading statements to voters
Gloria Xia	Unite	Ban from campaigning (Until close of Tuesday's polling)	Making misleading statements to voters
Aaron Lee	Unite	Ban from campaigning (Until close of polling)	Making a death threat
Shu Shu	Unite	Ban from campaigning (Until close of polling)	Abusing an opposition campaigner

Throughout the election I received numerous complaints from election participants regarding campaigning being done in languages other than English being misleading or deceptive.

The presence of Mandarin speaking polling clerks allowed some of this behaviour to be monitored and reduced, however complaints were also made that the same conduct was occurring in Cantonese.

### **Campaigner Conduct**

The RO and polling staff monitored campaign zones frequently to ensure campaigning was free from any violence, harassment or intimidation.

On the whole, the behaviour of campaigners was significantly worse than had been the case in previous years. While a number of warnings and reminders were given out by election staff for inappropriate behaviour (eg. blocking and campaigning in the polling area), there were few instances of "repeat offenders" and the level of intervention by the Returning Officer and Deputy Returning Officer was comparable with the level expected in a student election generally.

An incident occurred between campaigners from opposing tickets while the counting of results was occurring, and before the election had been declared. While this incident was serious, and would have resulted in significant sanctions being placed on those involved, the Regulations state that sanctions can only be placed on prohibited conduct that occurs before the close of polling. I make additional statements regarding this in the Recommendations section of the report.

The University's security department and Safer Communities Unit began investigating this incident, along with several other incidents that occurred during the election. I assisted the University in these investigations, including providing details of incidents that occurred and complaints made throughout the election.

### **Appeal Process**

An appeal was made by Eric Lee regarding my ruling on Aaron Lee. I sent all relevant documents relating to my ruling to the Tribunal who decided that they did not need to hear from either the appellant nor the individual the ruling was made about. Upon reviewing this documentation, the Electoral Tribunal ruled that Aaron Lee be banned from campaigning until the close of polling. (see [Appendix 5 – Electoral Tribunal Ruling](#))



No appeals against the result of the election were submitted within the requisite timeframe.

## **5. Recommendations**

### **Recommendation 1 – Requirement for Successful Application to be Set Out as a Ticket**

For the second year in a row a ticket was not eligible to be Set Out as a Ticket due to a nomination being submitted but not accepted. While this does not stop candidates from running, it does make it harder for voters to vote formally, with approximately 6% of votes not for a ticket being at least partially informal.

If the intention is that each ticket is to contest most positions available, MONSU should consider changing the requirement that 75% of positions rounded up must be filled. Rather, it could allow for a maximum of one (or more) positions on a multi-member ballot to not be contested by a ticket, yet still allow the ticket to be Set Out as a Ticket.

### **Recommendation 2 – Eligibility checks by students**

The number of nominations received that were not accepted increased in 2017, including 2 office-bearer candidate nominations being ruled ineligible. These events are completely avoidable as the Regulations provide that between the opening and closing of nominations any student may, by email or in-person, request the Returning Officer check that they are eligible to stand as a candidate in the elections.

Throughout the 2017 election I received no requests from students to determine their eligibility to stand. I highly recommend students make use of this resource in future elections, to reduce the number of invalid nominations that are submitted.

### **Recommendation 3 – Prohibited Conduct**

Following the close of polling it became clear that section 35 of the Election Regulations, that deals with prohibited conduct, requires a number of changes to ensure the proper conduct of elections and to allow several issues to be dealt with.

Firstly, this regulation should be extended such that it applies until the declaration of the election rather than the close of polling. This is necessary not only to ensure that any breaches of rules during the count by scrutineers which could materially impact the result of the election are able to be dealt with, but also to allow incidents between campaigners that do not impact the result but undermine the legitimacy of the election or MONSU to be dealt with appropriately and in the context of the election in which they occur.

Secondly, violence of any kind must be prohibited by the Regulations, as student elections must in all ways be a battle of ideas rather than a physical contest involving any sort of violence such as pushing, punching or kicking. While it is unlikely anyone would disagree that these actions should not be allowed, the Regulations do not currently provide a direct way in which this could be enforced.

Thirdly, any conduct that breaches either Australian or Victorian Law should be prohibited in the context of the election. While any candidate that breaches these laws will face sanctions through the legal system, candidates should also be held to account for these actions within the context of the election they occur within.

MONSU's elections do not occur within a confined bubble, but instead within a University environment that has its own regulations along with the laws that apply outside of the University

as well. Candidates should be reminded that whether or not the Returning Officer can or does make a ruling on their actions, this does not mean that the University or police are not also able to take action, which may have more far-reaching consequences for students.

#### **Recommendation 4 – Notice of Results and Rulings**

Following the conclusion of the elections I received a question regarding how long the notice of results and any rulings that occurred during the election must remain accessible to students on MONSU's website.

While the Regulations state that notices can be put onto the MONSU website to allow it to be seen by students, there is no requirement for how long these notices must remain displayed before they may be removed. In the interests of transparency, I believe that these notices should remain available to students either for at least 1 month following the declaration of the result, or until the Election Report is delivered.

#### **Recommendation 5 – Amendments to Regulations Concerning Interaction Between Clubs and Tickets**

As detailed earlier, there was a question regarding the conduct of MONSU affiliated clubs in the context of the election, and what promotion clubs can and cannot be involved in for candidates or tickets. The regulations are currently silent on what involvement clubs may take in the elections.

Last year the following recommendation was made by the 2016 Returning Officer:

*“the Regulations should be reviewed with a view to establishing a set of requirements for the interaction between Clubs and Societies and electoral participants, including determining the appropriate club body to determine endorsements or support for any ticket or candidate in the election. This review should be done in conjunction with MONSU staff and office-bearers responsible for the management of clubs, in order to facilitate a regime that is compliant with existing MONSU policy.”*

I believe that this recommendation should be reconsidered, as the issues raised are likely to occur in future elections, and the actions of clubs could make a much greater influence on the result of any future elections.

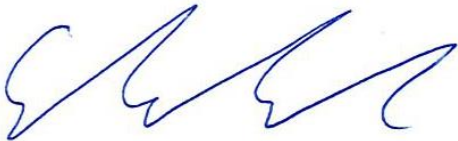
## **6. Conclusion**

This year's elections saw a continuation of the high participation rate of Monash Caulfield students in the electoral process, signifying that once again the student body is remaining both informed and aware of their representation through MONSU.

Thanks go to all the staff involved in running the elections, including both OGL Group and MONSU staff who assisted in various ways throughout the election.

I have enclosed with this report an electronic file, for archive purposes, containing all documents produced throughout the process.

I wish all successful candidates the very best as they undertake their new responsibilities in the coming year.

A handwritten signature in blue ink, appearing to read 'Glenn Donahoo', written in a cursive style.

**Glenn Donahoo**  
**Returning Officer**  
**2017 MONSU Elections**

## **7. List of Appendices**

Appendix 1 – Notice of Election

Appendix 2 – Final Nominations

Appendix 3 – Results

Appendix 4 – Rulings

Appendix 5 – Electoral Tribunal Ruling

# **APPENDIX 1 – NOTICE OF ELECTION**



MONSU Caulfield Inc.  
**2017 ANNUAL ELECTIONS**

Monday 18 September - Wednesday 20 September 2017

# NOTICE OF ELECTION

The MONSU Caulfield Inc. (**MONSU**) 2017 Annual Elections will be held from Monday 18 September 2017 to Wednesday 20 September 2017 for the following positions:

## **Student Council**

- President – Chair
- Vice President – General Secretary
- Overseas Student Service Officer
- Activities Officer (x2)
- Sport and Recreation Officer
- Education Officer
- Welfare Officer
- Queer Officer (Male)
- Queer Officer (Female)
- Clubs Officer
- Women’s Representative
- Postgraduate Representative
- General Representative (x3)

## **National Union of Students**

- Delegates to the National Union of Students (x6)

## **Nominations**

**Nominations will open at 9am Monday 28 August and close at 4pm on Monday 4 September.**

All Monash Caulfield students may stand for the position of Delegate to the National Union of Students.

Monash Caulfield students who have completed *at least two* semesters of study and will have at least 12 credit points remaining in their degree following this semester are eligible to run for the positions of **President** and **Vice President**.

Monash Caulfield students who have completed *at least one* semester of study and will have at least 12 credit points remaining in their degree following this semester are eligible to run for all other positions (with the exception of President and Vice President). However candidates for the position of **Postgraduate Representative** must be enrolled in a postgraduate course of the University in addition to this.

Nomination Forms will be available from Monday 28 August at the MONSU Caulfield office, on the MONSU website ([www.monsu.org](http://www.monsu.org)) or by contacting the Returning Officer.

Candidates may submit a candidate statement and a photograph with their nomination. These must be received by the close of nominations. All statements and photographs must be submitted by emailing the Returning Officer ([monsu.returningofficer@gmail.com](mailto:monsu.returningofficer@gmail.com)). Further details regarding candidate statements can be found in the Election Regulations.

## **Voting**

Polling will be conducted on the Caulfield campus between the hours of 10am – 4pm on Monday 18 September, 12pm – 8pm on Tuesday 19 September and 10am – 4pm on Wednesday 20 September.

Further details of polling will be made available prior to the close of nominations.

Postal votes are available for those unable to attend the election in person. Postal Vote Application Forms will be available from the Returning Officer or on the MONSU Caulfield website ([www.monsu.org](http://www.monsu.org)) from Monday 28 August. **Completed Postal Vote Application Forms must be received by the Returning Officer no later than 5pm Wednesday 13 September.**

## **Tickets**

A person may register a ticket name to allow candidates to run as a group. Ticket registrations will open at **9am on Monday 21 August** and close at **5pm on Thursday 24 August.**

In addition to registering a ticket, the authorised officer of a group of candidates wishing to run on a ticket must complete an application to be set out as a ticket. An application must list candidates for a minimum number of positions in order to be eligible, as provided for in the Election Regulations.

## **Briefing Session**

A briefing session will be held by the Returning Officer on the Monash Caulfield campus from **3pm – 4pm** on **Monday 21 August**. Any students interested in participating in the election are recommended to attend. The briefing will contain additional information regarding the process of ticket registration, applying to be set out as a ticket and nominating for positions in the election. An opportunity will also be available for students to ask questions.

**RSVPing for the session is compulsory and should be done by email to the Returning Officer ([monsu.returningofficer@gmail.com](mailto:monsu.returningofficer@gmail.com)) by no later than 5pm Friday 18 August. The location of the briefing session will be advised to those students who have submitted an RSVP by the deadline.**

## **Contact details**

The contact details for the Returning Officer are:

Email: [monsu.returningofficer@gmail.com](mailto:monsu.returningofficer@gmail.com)

Telephone: 0447 189 538

Post: Attention: MONSU Returning Officer, 1/123 Swan Street, Richmond, VIC, 3121

**Copies of the MONSU Caulfield Election Regulations and the MONSU Caulfield Constitution governing this election are available from the MONSU Caulfield office or via the MONSU Caulfield website at ([www.monsu.org](http://www.monsu.org)). The Returning Officer strongly encourage all those interested in taking part in these elections to make themselves familiar with these important documents as they govern how these elections are run.**

**Glenn Donahoo  
Returning Officer  
0447 189 538**

**14 August 2017**



# **APPENDIX 2 – FINAL NOMINATIONS**



Monash University Student Union Caulfield  
**2017 ANNUAL ELECTIONS**  
 Monday 18 September - Wednesday 20 September 2017

## **FINAL NOTICE OF NOMINATIONS RECEIVED AND ACCEPTED (IN BALLOT ORDER)**

The following nominations have been received by the deadline for positions to be elected at the 2017 MONSU Annual Election. These nominations have been subject to verification checks with the University for eligibility requirements (enrolment and course progression), in accordance with the Election Regulations.

The following nominations have been accepted and have been declared elected unopposed:

First Name	Surname	Position	Ticket
Jordan	Sturgess	Queer Officer (Male)	Evolve

The following nominations have been accepted:

First Name	Surname	Position	Ticket
Ziqi	Han	President	Unite
Eric	Lee	President	Evolve
Yangdongxue	Liu	Vice President	Unite
Hiu Lam	Leung	Vice President	Evolve
Akash	Varma	Overseas Student Service Officer	Unite
Tarun	Kozhikadan	Overseas Student Service Officer	Evolve
Andrew	Li	Activities Officer 1	Evolve
Tong	Yin	Activities Officer 1	Unite
Kirsten	Wilson	Activities Officer 2	Evolve
Bryn	Dodson	Activities Officer 2	Unite
Anubhav	Sharma	Sports & Recreation Officer	Evolve
Shu	Shu	Sports & Recreation Officer	Unite
Olivia	Glynn	Education Officer	Evolve
Miles	Stafford	Education Officer	Unite
Xinyu	Yan	Welfare Officer	Unite
Susan	Craggs	Welfare Officer	Evolve
Cindy	Souphan	Queer Officer (Female)	Evolve
Emily	Thornley	Queer Officer (Female)	
Ka Ho	Chung	Clubs Officer	Unite
Gianne	Phung	Clubs Officer	Evolve
Kriti	Gupta	Postgraduate Representative	Unite
Sujit	Ajit Kumar	Postgraduate Representative	Evolve
Georgia	Kalominidis	Women's Representative	Unite
Lauren	Pinney	Women's Representative	Evolve
Yu Zhe	Su	Student Council - General Representative	Unite

First Name	Surname	Position	Ticket
Jiali	Shi	Student Council - General Representative	Unite
Nidzam Shah Bin	Ekbal Hussain	Student Council - General Representative	Evolve
Rebecca	Alabazo	Student Council - General Representative	Evolve
Machong	Zhang	Student Council - General Representative	Evolve
Ziqi	Han	National Union of Students Delegate	Unite
Tong	Ying	National Union of Students Delegate	Unite
Yangdongxue	Liu	National Union of Students Delegate	Unite
Xinyu	Yan	National Union of Students Delegate	Unite
Shu	Shu	National Union of Students Delegate	Unite
Miles	Stafford	National Union of Students Delegate	Unite
Devarshi	Desai	National Union of Students Delegate	Evolve
Tanya	Goel	National Union of Students Delegate	Evolve
Hiu Lam	Leung	National Union of Students Delegate	Evolve
Eric	Lee	National Union of Students Delegate	Evolve
Nidzam Shah Bin	Ekbal Hussain	National Union of Students Delegate	Evolve
Susan	Craggs	National Union of Students Delegate	Evolve

The following nominations have not been accepted:

First Name	Surname	Position	Ticket	Reason
Yijie	Bian	Queer Officer (Male)	Unite	Candidate is not a Caulfield student
Jiajin	Wang	Queer Officer (Female)	Unite	Nominator (Yijie Bian) is not a Caulfield student
Vinh	Phan	Student Council - General Representative	Unite	Secunder (Yijie Bian) is not a Caulfield student

If there are any errors or omissions in the transcription of names, please contact me by return email as soon as possible.

**Glenn Donahoo**  
**Returning Officer**  
**0447 189 538**

**8 September 2017**

# **APPENDIX 3 – RESULTS**



MONSU Caulfield Inc.  
**2017 ANNUAL ELECTIONS**  
Monday 18 September - Wednesday 20 September 2017

## NOTICE OF RESULTS

### STUDENT COUNCIL

#### PRESIDENT

Name	Ticket	Total
Ziqi Han	Unite	1432
Eric Lee	Evolve	896
Informal		37
<b>TOTAL</b>		2365

*Ziqi Han was declared elected.*

#### VICE PRESIDENT

Name	Ticket	Total
Yangdongxue Liu	Unite	1429
Hiu Lam Leung	Evolve	885
Informal		51
<b>TOTAL</b>		2365

*Yangdongxue Liu was declared elected.*

#### OVERSEAS STUDENT SERVICES OFFICER

Name	Ticket	Total
Akash Varma	Unite	1452
Tarun Kozhikadan	Evolve	863
Informal		50
<b>TOTAL</b>		2365

*Akash Varma was declared elected.*

#### ACTIVITIES OFFICER 1

Name	Ticket	Total
Andrew Li	Evolve	919
Tong Yin	Unite	1397
Informal		49
<b>TOTAL</b>		2365

*Tong Yin was declared elected.*

## ACTIVITIES OFFICER 2

Name	Ticket	Total
Kirsten Wilson	Evolve	893
Bryn Dodson	Unite	1418
Informal		54
<b>TOTAL</b>		2365

*Bryn Dodson was declared elected.*

## SPORTS & RECREATION OFFICER

Name	Ticket	Total
Anubhav Sharma	Evolve	908
Shu Shu	Unite	1406
Informal		50
<b>TOTAL</b>		2365

*Shu Shu was declared elected.*

## EDUCATION OFFICER

Name	Ticket	Total
Olivia Glynn	Evolve	909
Miles Stafford	Unite	1405
Informal		51
<b>TOTAL</b>		2365

*Miles Stafford was declared elected.*

## WELFARE OFFICER

Name	Ticket	Total
Xinyu Yan	Unite	1407
Susan Craggs	Evolve	902
Informal		56
<b>TOTAL</b>		2365

*Xinyu Yan was declared elected.*

## QUEER OFFICER (FEMALE)

*Emily Thornley was declared elected unopposed.*

## CLUBS OFFICER

Name	Ticket	Total
Ka Ho Chung	Unite	1434
Gianne Phung	Evolve	879
Informal		52
<b>TOTAL</b>		2365

*Ka Ho Chung was declared elected.*

## WOMEN'S REPRESENTATIVE

Name	Ticket	Total
Georgina Kalomindis	Unite	1431
Lauren Pinney	Evolve	877
Informal		57
<b>TOTAL</b>		2365

*Georgina Kalomindis was declared elected.*

## POSTGRADUATE REPRESENTATIVE

Name	Ticket	Total
Kriti Gupta	Unite	1436
Sujit Ajit Kumar	Evolve	880
Informal		49
<b>TOTAL</b>		2365

*Kriti Gupta was declared elected.*

## GENERAL REPRESENTATIVE

Name	Ticket	Total
Yu Zhe Su	Unite	1297 - 1 <sup>st</sup> elected
Jiali Shi	Unite	16 - 3 <sup>rd</sup> elected
Nidzam Shah Bin Ekbal Hussain	Evolve	808 - 2 <sup>nd</sup> elected
Rebecca Alabazo	Evolve	37
Machong Zhang	Evolve	9
Informal		198
<b>TOTAL</b>		2365

*Yu Zhe Su, Nidzam Shah Bin Ekbal Hussain and Jiali Shi were declared elected.*

## **NATIONAL UNION OF STUDENTS DELEGATES**

<b>Name</b>	<b>Ticket</b>	<b>Total</b>
Ziqi Han	Unite	1312 – 1 <sup>st</sup> elected
Tong Yin	Unite	7 – 3 <sup>rd</sup> elected
Yangdongxue Liu	Unite	2 – 5 <sup>th</sup> elected
Xinyu Yan	Unite	5 – 6 <sup>th</sup> elected
Shu Shu	Unite	6
Miles Stafford	Unite	14
Devarshi Desai	Evolve	806 – 2 <sup>nd</sup> elected
Tanya Goel	Evolve	9 – 4 <sup>th</sup> elected
Hiu Lam Leung	Evolve	1
Eric Lee	Evolve	30
Nidzam Shah Bin Ekbal Hussain	Evolve	10
Susan Craggs	Evolve	5
Informal		158
<b>TOTAL</b>		2365

*Ziqi Han, Devarshi Desai, Tong Yin, Tanya Goel, Yangdongxue Liu and Xinyu Yan were declared elected.*

**Glenn Donahoo**  
**Returning Officer**

**20 September 2017**



# **APPENDIX 4 – RULINGS**



MONSU Caulfield Inc.  
**2017 ANNUAL ELECTIONS**  
Monday 18 September - Wednesday 20 September 2017

## **RULING – PROMOTION OF SUPPORTERS AND SPONSORS**

1. Regulation 4 of the Election Regulations provides, *inter alia*, the following:
  - 4 Responsibilities of Returning Officer**
    - 4.1 *The Returning Officer:*
      - 4.1.1 *is responsible for the conduct of the election;*
      - 4.1.2 ***may decide all matters not provided for in the Constitution or these regulations; and***
      - 4.1.3 *is subject only to the Electoral Tribunal. (emphasis added)*
2. The Regulations do not contemplate the promotion or advertising of sponsors who may have provided money or goods to support a candidate or a ticket.
3. This conduct however could potentially be misleading to the extent that an advertisement from a sponsor on a ticket's social media page could be seen to be an endorsement of that ticket or that ticket's policies by the sponsor.
4. The election process should also not be seen to be, nor actually be, a potential money-making exercise for any participants.
5. In regards to this, I am ruling that tickets and candidates may not use their social media pages, or any other forms of publicity, to promote or advertise any individuals, groups or businesses that donate to their campaign.
6. Students wishing to appeal this decision may do so pursuant to the procedure outlined in the Election Regulations.

**RULING MADE AT 11.00AM, TUESDAY 12 SEPTEMBER 2017**

**Glenn Donahoo**  
**Returning Officer**



MONSU Caulfield Inc.  
**2017 ANNUAL ELECTIONS**  
Monday 18 September - Wednesday 20 September 2017

## **RULING – Ziqi Han**

I received a complaint that Ziqi Han had removed posters that the Evolve ticket had placed on columns along the K walkway. Ziqi Han confirmed that she had taken down these posters.

35.3.7 of the Election Regulations dictates that students may not interfere with other candidates' election publicity. Removing posters breaches this clause, and as such Ziqi is considered to have acted in a way that breaches the allowable conduct.

In response to this, Ziqi Han has been banned from campaigning for one hour.

**RULING MADE AT 1:30PM, MONDAY 18 SEPTEMBER 2017**

**Glenn Donahoo**  
**Returning Officer**



MONSU Caulfield Inc.  
**2017 ANNUAL ELECTIONS**  
Monday 18 September - Wednesday 20 September 2017

## **RULING – Nidzam Shah Bin Ekbal Hussain & Evolve Table**

I received a complaint that the Evolve ticket was using a table borrowed from MONSU that is generally only available to MONSU affiliated clubs. I asked members of the Evolve ticket where the table was obtained from, with Nidzam Shah Bin Ekbal Hussain confirming that he borrowed it from MONSU on behalf of a club.

35.4.14 of the Election Regulations dictates that students may not use MONSU facilities that are not generally available to students. As tables from MONSU are only available for clubs to borrow, and not students, Nidzam is considered to have breached this regulation.

In response to this, Nidzam Shah Bin Ekbal Hussain has been banned from campaigning for one hour, and has had to return this table to MONSU.

**RULING MADE AT 12:45PM, TUESDAY 19 SEPTEMBER 2017**

**Glenn Donahoo**  
**Returning Officer**



MONSU Caulfield Inc.  
**2017 ANNUAL ELECTIONS**  
Monday 18 September - Wednesday 20 September 2017

## **RULING – Campaigning by Shu Shu**

I received a complaint that the Unite ticket was breaching the election regulations through making misleading statements to voters, and specifically that these statements were made in Mandarin.

One of the election staff was sent out to monitor the conduct of campaigners, and in particular the statements being made in Mandarin. This staff member confirmed that Shu Shu stated to a voter that the other ticket (Evolve) had anti-Chinese and anti-Japanese people involved in their campaign. This statement is misleading and untrue.

35.2 of the Election Regulations dictates that all dishonest conduct is prohibited, while 35.3 of the Election Regulations states that misleading and deceptive conduct is prohibited.

In response to this, Shu Shu has been banned from campaigning until 8pm on Tuesday 19 September.

I will also use this as a reminder to all campaigners that deliberately misleading conduct will face severe punishments and that this is a multi-lingual campaign with multi-lingual staff who will be out throughout the campaign ensuring the Election Regulations are upheld.

**RULING MADE AT 1:15PM, TUESDAY 19 SEPTEMBER 2017**

**Glenn Donahoo**  
**Returning Officer**



MONSU Caulfield Inc.  
**2017 ANNUAL ELECTIONS**  
Monday 18 September - Wednesday 20 September 2017

## **RULING – Campaigning by Gloria Xia**

I received a complaint that the Unite ticket was breaching the election regulations through making misleading statements to voters, and specifically that these statements were made in Mandarin.

One of the election staff was sent out to monitor the conduct of campaigners, and in particular the statements being made in Mandarin. This staff member confirmed that Gloria Xia stated to a voter that the other ticket (Evolve) had anti-Chinese people involved in their campaign. This statement is misleading and untrue.

35.2 of the Election Regulations dictates that all dishonest conduct is prohibited, while 35.3 of the Election Regulations states that misleading and deceptive conduct is prohibited.

In response to this, Gloria Xia has been banned from campaigning until 8pm on Tuesday 19 September.

I will also use this as a reminder to all campaigners that deliberately misleading conduct will face severe punishments and that this is a multi-lingual campaign with multi-lingual staff who will be out throughout the campaign ensuring the Election Regulations are upheld.

**RULING MADE AT 1:45PM, TUESDAY 19 SEPTEMBER 2017**

**Glenn Donahoo**  
**Returning Officer**



MONSU Caulfield Inc.  
**2017 ANNUAL ELECTIONS**  
Monday 18 September - Wednesday 20 September 2017

## **RULING – Aaron Lee**

I received a complaint that at approximately 4pm on Tuesday Aaron Lee has stood next to a campaigner from Evolve and said “do you wanna get killed?”. This complaint was received in the form of a signed Statutory Declaration. I took this complaint to Aaron to determine whether this was true or not. Aaron did not remember the incident occurring, but could also not deny that it had occurred. Due to the effort required to obtain a statutory declaration, I believe that it is therefore likely that this incident occurred. I do however believe that the incident was not intended to be a death threat by Aaron, and instead was a off-hand comment that should not have been said.

These type of comments impede the conduct of the election as they can stop campaigners from being able to continue to campaign out of fear for their safety.

Based on what I believe has occurred from statements from each side, I have banned Aaron Lee for campaigning for one hour.

**RULING MADE AT 1:10PM, WEDNESDAY 20 SEPTEMBER 2017**

**Glenn Donahoo**  
**Returning Officer**



MONSU Caulfield Inc.  
**2017 ANNUAL ELECTIONS**  
Monday 18 September - Wednesday 20 September 2017

## **RULING – Campaigning by Shu Shu (2)**

Shu Shu was nearby the polling area and yelled “Fuck you” at an Evolve campaigner.

This behavior is unacceptable, and as a result Shu Shu has been banned from campaigning for the rest of the election.

**RULING MADE AT 3PM, WEDNESDAY 20 SEPTEMBER 2017**

**Glenn Donahoo**  
**Returning Officer**



# **APPENDIX 5 – ELECTORAL TRIBUNAL RULINGS**



MONSU Caulfield Inc.  
**2017 ANNUAL ELECTIONS**  
Monday 18 September - Wednesday 20 September 2017

## **ELECTORAL TRIBUNAL RULING – Aaron Lee**

Following my ruling on Aaron Lee, I received an appeal to this ruling by Eric Lee, who believe that the ruling was not harsh enough.

I sent this appeal, along with the ruling and supporting documents to the Electoral Tribunal who upheld the appeal and extended the ban on Aaron Lee campaigning until the close of polling.

**Glenn Donahoo**  
**Returning Officer**