



Donella Greer
A/g Director, Funding and Disclosure
AEC
Australian Electoral Commission
P O Box 6172
Kingston ACT 2604

West Block Offices
Queen Victoria Terrace
Parkes ACT 2600

By Hand

Dear Ms Greer

I refer to your correspondence of 19 March 2012.

I provide as requested the documents indicated as necessary to ensure that changes of office bearer have occurred in accordance with the constitution of the Australian Democrats; in particular to enable a determination as to whether the Party had changed its secretary and registered officer in accordance with the constitution.

I confirm that our understanding is that no decision has been made by the delegate as you have previously advised.

I attach a statutory declaration indicating that the contents of this letter and attachments are true and correct and that attachments are true and correct copies of the originals.

Documents are attached as requested in scanned format and are named according to the numbering in your letter. Five folders with the following names have been created. Emails will include the name of the initiating author and the time that the initiating email was created.

- A1_18092012_DocumentName_Your reference 1 to 5
- A2_For documents post this date – Date_Document Name_Your reference 1 to 5
- A3_For motions – Date_Document Name_Motion_Your reference 1 to 5
- A4_For allegations – Date_Document Name_Allegation_Your reference 1 to 5
- A5_For National Dispute Convenor –Date_Document_NDC_Your reference 1 to 2

Further attachments for your information include:

- A6_AD National Constitution and Standing Orders
- A7_Additional referenced material

I note that the burden of proof lies upon the party wishing to make the change.

I provide referenced summary points in a further tabular attachment that may be helpful to the Delegate by way of rebuttal or substantiation that such a change has indeed occurred. In particular the information relevant to each office bearer is included with initial references and submissions as follows –

- Secretary
- Registered officer
- National Disputes Convenor

Other office bearers are also included and a further brief section covers specific rebuttals.

Thankyou for the opportunity to have this issue determined. If you require any further information, please do not hesitate to contact me.



Yours sincerely,

Roger Howe

Attachments

1. Statutory Declaration
2. Index of material and related submissions
3. Directories in soft copy form of material including
 - a. A1
 - b. A2
 - c. A3
 - d. A4
 - e. A5
 - f. A5
 - g. A7

Statutory declaration

This declaration is made under the *Statutory Declarations Act 1959* (the Act) in the knowledge that a person who intentionally makes a false statement in a statutory declaration is guilty of an offence under the Act, the punishment for which is a term of imprisonment for 4 years (see section 11 of the Act) and that Chapter 2 of the Criminal Code applies to all offences under the Act.

This statutory declaration is also made on the basis of the definition of secretary in section 123 of the *Commonwealth Electoral Act 1918* (Electoral Act)

secretary, in relation to a political party, means the person who holds the office (however described) the duties of which involve responsibility for the carrying out of the administration, and for the conduct of the correspondence, of the party.

I, **Mr Roger Michael Howe**, Configuration Manager of 6 Leatherwood Drive, Hoppers Crossing, Victoria make the following declaration under the Statutory Declarations Act 1959.

1. The contents of this my submission is to the best of my knowledge true and correct.
2. The copies of the Attachments annexed to this submission and contained in an email sent by me to the Australian Electoral Commission on this day and to which a copy of this declaration is also attached are true copies.
3. I believe that at this time I am the officer in the Australian Democrats party responsible for the day-to-day administration of the party and for the conduct of its correspondence meeting the definition of secretary in S123 of the Commonwealth Electoral Act 1918.

Signature of person making declaration

[Redacted signature box]

Declared at Mount Waverley
on the 5th day of April 2013.

Before me

Signature of person Witnessing declaration

[Redacted witness signature box]

Full printed name of Witness

VITENJ BECHA

Full address of witness

Qualification to witness

this statutory declaration

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