**From:** Paul Pirani
**Sent:** Wednesday, May 20, 2015 2:03 PM
**To:** FAD <FAD@aec.gov.au>; Tom Rogers <Tom.Rogers@aec.gov.au>; Kristen Wild <Kristen.Wild@aec.gov.au>; Tim Courtney <Tim.Courtney@aec.gov.au>; Seema Srivastava <Seema.Srivastava@aec.gov.au>
**Cc:** Legal Services - NO <LegalServices-NO@aec.gov.au>; Michael Ross <Michael.Ross@aec.gov.au>
**Subject:** RE: DLP of Australia - Request for extension of Time : Letter Attached [DLM=For-Official-Use-Only]

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I phoned Mr Byrne

I advised him that the Electoral Commissioner was unable to grant an extension of time. This could only be done by the full three person Commission and they would not be considering this matter until well after tomorrow's deadline expired.

I directed him to the case of Hunter Valley Developments and Cohen which contains the test that would be applied for any extension of time request by the Commission. I strongly advised that he obtain his own legal advice and made it clear that I was not giving legal advice.

I advised him that the safest course of action would be for him to attempt to lodge a formal application for review by the deadline of COB tomorrow. I stated that it would appear that the issue was fairly simple I.e. Does the DLP believe that they have 500 members and exactly what evidence can they provide to support their contention. I also indicated that similar to others he may also wish to consider a challenge to the sampling methodology as providing an accurate assessment of their membership.

I said that I would confirm the advice on extension of time tomorrow morning.

He thanked me for the call.

Paul P

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Sent with Good (www.good.com)

-----Original Message-----
**From:** FAD
**Sent:** Wednesday, May 20, 2015 01:39 PM AUS Eastern Standard Time
**To:** Paul Pirani
**Cc:** Legal Services - NO; Michael Ross
**Subject:** FW: DLP of Australia - Request for extension of Time : Letter Attached [DLM=For-Official-Use-Only]

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For-Official-Use-Only

Hi Paul,

As you discussed with Delyse, attached is the request for extension from Michael Byrne, Federal Secretary of the DLP.

Tomorrow, Thursday 21 May 2015 is 28 days after the party was sent notice of its deregistration on 23 April 2015.

His mobile number is below.

Regards,

**Giles Tranter | Project Officer**
Funding & Disclosure Branch
Australian Electoral Commission
T: (02) 6271 4552 | F: (02) 6293 7655

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AEC Australian Electoral Commission

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**From:** 6 [redacted]
**Sent:** Wednesday, 20 May 2015 11:21 AM
**To:** FAD
**Subject:** DLP of Australia - Request for extension of Time : Letter Attached

Good morning

Please forward the letter to the Commissioner's office.

As well, please confirm receipt of this email.

Kind Regards

Michael Byrne

Federal Secretary - Democratic Labour Party of Australia

7 [redacted]

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Released under the Freedom of Information Act 1982

## REDACTION CODES

1 Personal Information (name) redacted.

2 Personal Information (date of birth) redacted.

3 Personal Information (photograph) redacted

4 Personal Information (facsimile of signature) redacted.

5 Personal Information (facsimile of manuscript initialling) redacted.

6 Personal Information (Individual's address) redacted.

7 Personal Information (individual's telephone number) redacted.

8 Personal Information (individual's opinion) redacted.

9 Personal Information (opinion about individual) redacted.

10 Personal Information (employment history) redacted.

11 Personal Information (qualifications) redacted.

12 Personal Information (health) redacted.

13 Business information (Bank Account details) redacted.

14 Business information (Billing Account details) redacted.

15 Legal Professional Communication redacted.

16 Deliberative material redacted.

17 Irrelevant material redacted.

18 Electoral Roll material redacted.

19 Tests, examinations or audits material redacted.

20 Management or assessment of personnel material redacted.

21 Proper and efficient conduct of the operations of AEC material redacted.