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From: Authorisations
Sent: Wednesday, 26 March 2025 6:04 PM
To: info@nuclearforaustralia.com
Cc: Authorisations; FAD
Subject: Correspondence from the Australian Electoral Commission (LEX7449)
[SEC=OFFICIAL]
Attachments: Authorisation Obligations - Mums for Nuclear (LEX7449).pdf
Categories: Anti-avoidance

Attn: Jasmin Diab – Mums for Nuclear

Dear Ms Diab

Please find attached correspondence from the Australian Electoral Commission.

Kind regards

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Electoral Authorisation Team
Australian Electoral Commission
T: 13 23 26



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Our Ref: LEX7449

Ms Jasmin Diab
Mums for Nuclear

By email: info@nuclearforaustralia.com

Dear Ms Diab

Obligation to authorise electoral matter

With an upcoming federal election, this letter is to assist you in meeting your authorisation obligations when communicating matter relating to federal electoral events.

The Australian Electoral Commission (AEC) has become aware that Mums for Nuclear has communicated printed matter that may be considered electoral matter (Attachment A), and that is not authorised under:

- section 321D of the *Commonwealth Electoral Act 1918* ('Electoral Act'), and
- the *Commonwealth Electoral (Authorisation of Voter Communication) Determination 2021* ('the Determination').

It is the AEC's expectation that advertisements such as Attachment A, when communicated in close proximity to a federal election, should notify a compliant authorisation message.

What communications need to be authorised

You need to authorise communications containing electoral matter if the communication is:

- a **paid advertisement** which is approved by a person, including any paid-for social media posts.
- **printed matter** – a communication that forms part of a sticker, fridge magnet, leaflet, flyer, pamphlet, notice, poster or how-to-vote card and the content was approved by a person
- a communication made by, or on behalf of, a **disclosure entity**.

**(unless exceptions apply)*

A disclosure entity includes a person or entity that incurs expenditure over \$16,900 for 2024-25, communicating electoral matter. A disclosure entity also includes a person or entity that is registered and/or has reporting requirements under the Electoral Act (i.e. a registered political party, an associated entity, an electoral donor, a significant third party, a member of the House of Representatives or Senator, or a candidate in an election or by-election).

Particulars and placement of the authorisation

The content of an authorisation message will depend on:

- who approved the communication (e.g. a person or an entity)
- how the message is communicated (e.g. in print form such as a poster or flyer, a video posted on a website, a post on social media, etc).

Section 321D of the Electoral Act and section 11 of the Determination require the authorisation for printed communications containing electoral matter include and be placed as follows:

Authorisation particulars:

Required authorisation particulars for printed communications by a disclosure entity that is not a natural person:

- the name of the entity
- the address of the entity
- the name of the natural person responsible for giving effect to the authorisation.

Required authorisation particulars for printed communications by an entity that is not a disclosure entity or natural person:

- the name of the entity
- the address of the entity.

Authorisation Placement

Required authorisation placement for print communication:

- at the end of the communication.

The authorisation must also be:

- reasonably prominent
- legible at a distance at which the communication is intended to be read
- not placed over complex pictorial or multicoloured backgrounds
- in a text that contrasts with the background on which the text appears
- printed in a way that cannot be removed or erased under normal conditions or use
- printed in a way that the particulars will not fade, run or rub off.

Action

Please ensure that **any printed communications of electoral matter include a compliant authorisation**, and that all communications containing electoral matter, where they are paid-for, printed, or by or on behalf of a disclosure entity are also properly authorised.

The AEC is putting you on notice that electoral communications by Mums for Nuclear will be monitored for compliance with the Electoral Act and Determination throughout the upcoming federal election.

There are penalties for failing to comply with the authorisation requirements.

Further information

Please see below for further information on authorisation requirements:

- [Authorising electoral communications](#)
- [Authorisations Better Practice Guide](#)
- [Authorisation flowchart](#)
- [What needs to be included in the authorisation message?](#) (see the table at s 321D(5) of the Electoral Act)
- [What are the formatting and placement requirements?](#) (see sections 11 and 12 of the Determination).

The AEC's general advice is "if in doubt, authorise it".

If you have any questions about the electoral authorisation requirements, please contact the AEC at authorisations@aec.gov.au.

Election expenditure and donation disclosure requirements

If your entity intends to spend more than \$16,900 for 2024-25 on election advertising, receives donations or makes donations to another entity campaigning for the election, you may also have an obligation to report that information under the Electoral Act.

There are also registration requirements for significant third parties and associated entities.

For further information on the financial disclosure and registration requirements, see the [financial disclosure website](#), which provides information on:

- [which entities need to be registered](#)
- [definitions of financial disclosure entities](#)
- [restrictions on foreign donations](#)
- [lodgement of financial disclosure returns](#).

If you have any questions relating to funding and disclosure requirements, please call the FAD line on 02 6271 4552 or email fad@aec.gov.au.

Please note that this letter is not to be considered legal advice and you should seek your own independent legal advice.

Sincerely

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Electoral Authorisation Team
Australian Electoral Commission

26 March 2025



AEC

Australian Electoral Commission

Attachment A

MUMS FOR NUCLEAR We're not activists or lobbyists – we're mums.

Nuclear energy reduces energy costs by at least 25%

Let's legalise nuclear energy, so our families don't get left behind:

Sign the petition today



Jasmin Dlab
Nuclear engineer

Kirsty Braydon
Nuclear lawyer

Lenka Kollar
Nuclear engineer

Source: Frontier Economics Nov 2024