



Fair Work
Commission

11 August 2023

Bernadette Zimmermann
Branch Secretary
Police Federation of Australia-South Australia Police Branch
Sent via email: bernadettezimmermann@pasa.asn.au
CC: pfa@pfa.org.au

Dear Bernadette Zimmermann

Section 271 application for certificate of exemption from the requirements of Part 3 of Chapter 8 of the Fair Work (Registered Organisations) Act 2009 (the Act) (FR2023/121)

I refer to the application lodged pursuant to section 271(1) of the Act by the Police Federation of Australia-South Australia Police Branch (the reporting unit) for the financial year ended 30 June 2023. The application was lodged with the Fair Work Commission on 25 July 2023.

The application has been granted. The certificate is attached.

If you have any queries regarding this letter, please call 1300 341 665 or email regorgs@fwc.gov.au.

Yours sincerely

Chris Enright
Executive Director
Fair Work Commission



CERTIFICATE

Fair Work (Registered Organisations) Act 2009

s.271—Certificate of exemption from requirements of Chapter 8, Part 3

Police Federation of Australia-South Australia Police Branch

FR2023/121

MR ENRIGHT

MELBOURNE, 11 AUGUST 2023

Certificate of exemption from the requirements of Part 3 of Chapter 8 of the Fair Work (Registered Organisations) Act 2009

[1] On 25 July 2023 an application was made under section 271(1) of the *Fair Work (Registered Organisations) Act 2009* by the Police Federation of Australia-South Australia Police Branch for a certificate of exemption in respect of the financial year ended 30 June 2023.

[2] I am satisfied that the reporting unit did not have any financial affairs in respect of the financial year ended 30 June 2023.



DELEGATE OF THE GENERAL MANAGER

Printed by authority of the Commonwealth Government Printer



Fair Work
Commission

Part A: Reporting unit details

1. Details of the reporting unit making the application

Reporting unit	South Australia Police Branch of the Police Federation of Australia	
Financial year ending	30 June 2023	
Name of authorised person signing on behalf of the reporting unit	Bernadette Zimmermann	
Position of authorised person	Secretary	
Contact person	As above	
Contact details	Email b2@psa.asn.au	Telephone (08) 8212 3055

Part B: Prescribed circumstances

Whether the reporting unit expends economic resources or incurs any financial obligations to conduct its activities

2. During the financial year, did the reporting unit or an officer of the reporting unit (on behalf of the reporting unit):

Expend funds allocated to the reporting unit?	Yes/No <input checked="" type="radio"/>
Receive any revenue?	Yes/No <input checked="" type="radio"/>
Incur liabilities?	Yes/No <input checked="" type="radio"/>
Conduct transactions?	Yes/No <input checked="" type="radio"/>
Employ staff directly?	Yes/No <input checked="" type="radio"/>

3. Does the reporting unit:

Maintain a bank account?	Yes/No <input checked="" type="radio"/>
Hold money in cash?	Yes/No <input checked="" type="radio"/>



Fair Work
Commission

4. Has an officer of the reporting unit:

Been issued with a corporate credit card?	Yes <input type="radio"/> No <input checked="" type="radio"/>
If yes, has the corporate credit card been used during the financial year?	Yes/No

Whether another reporting unit of the organisation expends its own economic resources or incurs financial obligations so that the reporting unit may conduct its activities

5. During the financial year did another reporting unit receive money or incur financial obligations so that the reporting unit could conduct its activities?

No	<input checked="" type="checkbox"/>	
Yes	<input type="checkbox"/>	Complete the table below

Name of the reporting unit	
Details of the arrangement	
Do the rules of your organisation allow for this arrangement?*	

* If yes, please include the relevant rule number(s)

Whether any person, body corporate or trust expends its own economic resources or incurs financial obligations so that the reporting unit may conduct its activities

6. During the financial year did another person, body corporate or trust receive money or incur financial obligations so that the reporting unit could conduct its activities?

No	<input checked="" type="checkbox"/>	
Yes	<input type="checkbox"/>	Complete the table below ▼

Please refer to Attachment A.

Name of the person, body corporate or trust	
Details of the arrangement	
Do the rules of your organisation allow for this arrangement?*	

*If yes, please include the relevant rule number(s)



Fair Work
Commission

Part C: Declaration and signature

Under the Act, the General Manager can only grant an exemption when satisfied that the reporting unit did not have any financial affairs in a financial year.

Declaration

In submitting this application on behalf of the reporting unit mentioned in Part A, I declare:

- that I am a designated officer of the reporting unit as per s.243 of the RO Act
- the information that I have supplied in this application is complete and correct
- I am aware that giving false or misleading information is a serious offence. A person who:
 - knowingly or recklessly makes a false or misleading statement in an application for registration; or
 - knowingly gives false or misleading information in an application for registration
 - is guilty of an offence, the punishment for which is imprisonment for up to 12 months (if a statement is made or information is provided knowingly) or up to 6 months (if a statement is made recklessly) – see Part 7.4, section 136 and 137.1 of the *Criminal Code*.

Printed name of designated officer	Bernadette Zimmermann
Signature	
Signature date	25 July 2023



Please lodge the completed form with the Fair Work Commission by email to regorgs@fwc.gov.au.



**Police Federation
of Australia**

The National Voice of Policing

ABN 31 384 184 778

Level 1, 21 Murray Crescent
GRIFFITH ACT 2603

Tel: (02) 6239 8900

Fax: (02) 6239 8999

Ref: BZ:am:1830/23

25 July 2023

General Manager
Fair Work Commission

Via email: regorgs@fwc.gov.au

Dear General Manager,

**Re: Lodgment of Financial Report for Year Ended 30 June 2023
S.271 Fair Work (Registered Organisations) Act 2009 (the RO Act)
Request for Certificate of Exemption from Reporting Obligations**

I, Bernadette Zimmermann, Secretary of the Police Federation of Australia – South Australia Police Branch, an authorised officer under the Rules to act on behalf of the Branch and in consideration of s.271 of the *Fair Work Act* (“the Act”) hereby apply for a Certificate to exempt the Branch from the requirements of the Act relating to financial matters occurring in the year ended 30 June 2023.

I make the following statements in support of the request for the Certificate of Exemption:

1. The Branch does not expend economic resources or incur any financial obligations to conduct its activities and does not carry out any trade or engage in any financial transactions of any kind.
2. The Branch does not have an account with a bank or any other financial institution nor does it have custody of any real property, moneys, or other assets.
3. The Branch accordingly has no reason to keep accounting records.
4. The reason that the Branch does not trade or engage in financial transactions is because of the relationship between the Branch and another body corporate known as the Police Association of South Australia (the “Associated Body”), referred to in Rules 6 and 6A of the membership application form at Annexure “A” of the Rules of the Police Federation of Australia (“the Rules”).
5. The Associated Body was incorporated on 9 July 1926.

6. The Associated Body is registered with the Industrial Relations Commission of South Australia, registration date 9 July 1926.
7. The Branch was not formed until 31 December 1997 when the Police Federation of Australia was registered as an organisation.
8. The Associated Body expends economic resources and incurs financial obligations, including the collection of membership fees, the payment of accounts for expenses incurred in carrying out regular business (such as the production of a journal, for example), operates a bank account, has leased and/or owned property and office machinery and employs and pays wages of employees.
9. The Membership of the Branch and the Associated Body are identical and indistinguishable. No member of the Branch is ineligible for membership of the Associated Body. No prospective member has applied to be a member of the Branch and not also a member of the Associated Body.
10. The only financial concern of the Branch relates to the payment of capitation fees by the Branch to the Federal Fund pursuant to Rule 7 of the Rules but this is paid by the Associated Body in accordance with Rule 7A of the Rules.
11. The Branch in all other aspects carries out its functions as set out in the Objects of the Federation (Rule 4). In particular, the Officers of the Associated Body are the officers elected by the Branch in accordance with the Branch Rules and the Federal Rules. The Branch Executive meets at least 12 times per annum and regulates the affairs of the Branch in a thorough and consistent manner.
12. The Associated Body's financial reports are made available to members both in hard copy (on request) and online via the Association's website. Hard copies are also provided to delegates at the annual conference of delegates held in October of each year.
13. The Associated Body financially reports as per the requirements of the Associations Incorporations Act (South Australia) – as per in the Annual Report.

Please do not hesitate to contact me should you have any queries in relation to this application.

Yours sincerely



BERNADETTE ZIMMERMANN
SECRETARY