



Fair Work
Commission

25 June 2024

Grahame Kelly
General Secretary
Mining and Energy Union
Sent via email: gkelly@meu.org.au
CC: mm@daley.com.au

Dear Grahame Kelly

**Mining and Energy Union
Financial Report for the year ended 31 December 2023 – (FR2023/270)**

I acknowledge receipt of the financial report for the year ended 31 December 2023 for the Mining and Energy Union. The documents were lodged with the Fair Work Commission (the Commission) on 29 May 2024.

The financial report has now been filed. You are not required to take any further action in respect of the report lodged.

Reporting Requirements

The Commission website provides a number of factsheets in relation to the financial reporting process and associated timelines. The website also contains the section 253 reporting guidelines and a model set of financial statements.

The Commission recommends that reporting units use these model financial statements to assist in complying with the *Fair Work (Registered Organisations) Act 2009* (RO Act), the section 253 reporting guidelines and Australian Accounting Standards. Access to this information is available via [this link](#).

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

Yours sincerely

Fair Work Commission

MINING & ENERGY UNION

DESIGNATED OFFICER CERTIFICATE

Certificate for the period ended 31 December 2023

I, Grahame Kelly, being the General Secretary of the Mining and Energy Division of the Construction, Forestry, Maritime, Mining and Energy Union, certify:

- That the documents lodged herewith are copies of the full report for the Mining and Energy Union for the period ended 31 December 2023, referred to in s.268 the Fair Work (Registered Organisations) Act 2009; and
- That the full report, was provided to members of the reporting unit on 26 March 2024, after adoption of the accounts by the Central Council; and
- That the full report was supplied to members through the union website, and circulation at work sites. A series of meetings were held by members of the Mining and Energy Union, the last meeting being on 16 May 2024; in accordance with section 266 of the Fair Work (Registered Organisations) Act 2009.



Grahame Kelly
General Secretary

29 May 2024

Mining and Energy Union

Formerly known as "Construction Forestry Maritime Mining and Energy Union - Mining and Energy Division"
ABN: 18 128 983 744

Consolidated Financial Statements

For the Year Ended 31 December 2023

Mining and Energy Union

Formerly known as "Construction Forestry Maritime Mining and Energy Union - Mining and Energy Division"

ABN: 18 128 983 744

Financial Statements

For the Year Ended 31 December 2023

Contents	Page
Operating Report	1
Committee of Management Statement	5
Consolidated Statement of Profit or Loss and Other Comprehensive Income	6
Consolidated Balance Sheet	7
Consolidated Statement of Changes in Equity	8
Consolidated Statement of Cash Flows	9
Notes to the Financial Statements	10
Report Required Under Subsection 255(2A)	49
Officer Declaration Statement	50
Independent Audit Report	52

Mining and Energy Union

Formerly known as "Construction Forestry Maritime Mining and Energy Union - Mining and Energy Division"

ABN: 18 128 983 744

Operating Report

For the Year Ended 31 December 2023

The Committee of Management presents its operating report on the reporting unit, for the financial year ended 31 December 2023.

Names of committee of management members and period positions held during the financial year

The names of each person who has been on the Committee of Management during the year are:

Name	Position	Period of Appointment
Mr A Maher	General President	1/1/2023 - 31/12/2023
Mr G Kelly	General Secretary	1/1/2023 - 31/12/2023
Mr S Smyth	General Vice President	1/1/2023 - 31/12/2023
Mr Robin Williams	Central Councillor	1/1/2023 - 31/12/2023
Mr M Schofield	Central Councillor	1/1/2023 - 31/12/2023
Mr P Compton	Central Councillor	1/1/2023 - 31/12/2023
Mr G Pearce	Central Councillor	1/1/2023 - 31/12/2023
Mr D Hopkins	Central Councillor	1/1/2023 - 31/12/2023
Mr R Gale	Central Councillor	1/1/2023 - 31/12/2023
Mr G Busson	Central Councillor	1/1/2023 - 31/12/2023
Ms S Smoothy	Central Councillor	1/1/2023 - 31/12/2023
Mr G Osborne	Central Councillor	1/1/2023 - 31/12/2023
Mr H Timmins	Central Councillor	1/1/2023 - 31/12/2023
Mr M Dobie	Central Councillor	1/1/2023 - 22/11/2023
Mr T Williams	Central Councillor	1/1/2023 - 26/10/2023
Mr G Hedley	Central Councillor	1/1/2023 - 6/3/2023
Mr M Reid	Central Councillor	1/1/2023 - 14/7/2023
Mr S Duff	Central Councillor	30/8/2023 - 31/12/2023
Mr B Smith	Central Councillor	1/9/2023 - 31/12/2023
Mr M Hughes	Central Councillor	21/11/2023 - 31/12/2023
Mr S Baird	Central Councillor	22/11/2023 - 31/12/2023

Mining and Energy Union

Formerly known as "Construction Forestry Maritime Mining and Energy Union - Mining and Energy Division"

ABN: 18 128 983 744

Operating Report

For the Year Ended 31 December 2023

Review of principal activities, the results of those activities and any significant changes in the nature of those activities during the year

The principal activities of the Reporting Unit during the financial year were the:

- Adherence to the rules of the Union in furtherance of the objects of the Union consistent with the industrial relations legislation.
- Implementation of the decisions of the Union's Executive and Committee of Management.
- Implementation of the Union's organising agenda, including assistance and advice on organising site projects, training and development of officials and planning and resourcing campaigns.
- Industrial Support including assistance with legal and legislative matters.
- The administration and variation of federal and state awards.
- Negotiation and registration of certified industrial instruments on behalf of members consistent with the objects of the Fair Work Act 2009 and the Union rules.
- Media and other communication to members of the Union and to the broader local communities on issues affecting the rank and file.
- Monitoring and improving the health and safety of members

No significant change in the nature of these activities occurred during the year.

The consolidated surplus of the Reporting Unit amounted to \$22,324,800 (2022: \$25,097,104).

A review of the operations and results of the Group is performed in the meetings of the Executive Officers and by the Committee of Management. Additionally, such matters are considered periodically at a regular meeting of the National Officers of the Union. The Committee of Management believe that they have furthered the interests of their members throughout the financial year through the conducting of the Union's principal activities.

Significant changes in financial affairs

By way of order dated 20 November 2023, Justice Shariff of the Federal Court of Australia in the matter of Grahame Patrick Kelly v Construction, Forestry, Maritime, Mining and Energy Union [NSD1120/2023] made an order pursuant to s.109(1)(a) of the Fair Work (Registered Organisations) Act 2009 ("RO Act") that the withdrawal of the Mining and Energy Division from the Construction, Forestry, Maritime, Mining and Energy Union was to take effect on 1 December 2023.

On 1 December 2023, the Mining and Energy Union ("the Reporting Unit") was registered as an organisation under subsection 26(1) of the RO Act. Up to the withdrawal date of 1 December 2023, the Reporting Unit was a division of the then Construction, Forestry, Maritime, Mining and Energy Union ("CFMMEU") and known as the CFMMEU Mining and Energy Division (the "Former Reporting Unit").

Mining and Energy Union

Formerly known as "Construction Forestry Maritime Mining and Energy Union - Mining and Energy Division"

ABN: 18 128 983 744

Operating Report

For the Year Ended 31 December 2023

Significant changes in financial affairs (Continued)

The Reporting Unit is a newly formed legal entity and a separate Organisation under the RO Act from the Former Reporting Unit, which has ceased to exist. The Reporting Unit carries on the same business as the Former Reporting Unit. Accordingly, there have been no changes in the rights or obligations attached to any assets, liabilities or capital of the Reporting Unit, with all being transferred (or in the process of being transferred) from the formal title of the Former Reporting Unit to the Reporting Unit, at their carrying amounts as at 1 December 2023, and under the same accounting policies referred to in the notes to these financial statements. Similarly, all membership, workplace and District structures have also remained unchanged and have been transferred over to the Reporting Unit.

Accordingly, for financial reporting purposes, the Fair Work Commission have agreed that it is appropriate that the Reporting Unit report to members with one financial report as at and for the year ending 31 December 2023, as if it were the same reporting unit for the entirety of that period.

There have been no other significant changes in the financial affairs of entities in the Reporting Unit during the year.

Right of members to resign

All members of the Union have the right to resign in accordance with Rule 5(iv)(a) of the Union Rules [and section 174 of the *Fair Work Act 2009*], namely, by providing written notice addressed and delivered to either the District Secretary, a Lodge Secretary or authorised delegate.

Officers or members who are superannuation fund trustee(s) or director of a company that is a superannuation fund trustee where being a member or officer of a registered organisation is a criterion for them holding such position

- Anthony Maher is a Director of Auscoal Superannuation Pty Ltd, which acts as a trustee for the Mine Superannuation Fund.
- Grahame Kelly is a Director of Auscoal Superannuation Pty Ltd, which acts as a trustee for the Mine Superannuation Fund.

These positions are held because of a criterion which requires that the reporting unit nominate a director of this entity.

No other officer or employee of the Union acts:

- i) as a trustee of a superannuation entity or an exempt public sector superannuation scheme; or
- ii) as a director of a company that is a trustee of a superannuation entity or an exempt public sector superannuation scheme.

Mining and Energy Union

Formerly known as "Construction Forestry Maritime Mining and Energy Union - Mining and Energy Division"

ABN: 18 128 983 744

Operating Report

For the Year Ended 31 December 2023

Number of members

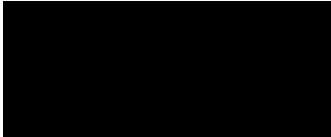
There were 22,720 members of the Union as at 31 December 2023 (2022: 21,582).

Number of employees

As at 31 December 2023 the Union had 32 full-time equivalent employees (2022: 29).

Officers and employees who are directors of a company or a member of a board in connection with their role as a member of the Reporting Unit

- Anthony Maher, Robin Williams, Stephen Smyth, Graeme Osborne, and Grahame Kelly are directors of Unite Organising Pty Ltd
- Anthony Maher, Robin Williams, Stephen Smyth, Graeme Osborne, Mitch Hughes and Grahame Kelly are directors of NMEAF Pty Ltd
- Grahame Kelly is a director of Unity Bank Ltd
- Grahame Kelly is a director of Auscoal Superannuation Pty Ltd
- Grahame Kelly is a director of the Coal Mining Industry (Long Service Leave Funding) Corporation
- Grahame Kelly is a director of United Collieries Pty Ltd
- Grahame Kelly is a director of United Coal Sales Pty Ltd
- Alison Goodwin is a board member of the NSW Renewable Energy Sector Board
- Anthony Maher is a director of Auscoal Superannuation Pty Ltd
- Anthony Maher is a member of the advisory board of The Net Zero Economy Agency
- Anthony Maher is a director of AUSMASA
- Graeme Osborne is a director of Coal Services Pty Ltd
- Eliza Sarlos is a director of Coal Mining Industry (Long Service Leave Funding) Corporation

.....


Anthony Maher
General President

.....


Grahame Kelly
General Secretary

Dated: 14 March 2024

Mining and Energy Union

Formerly known as "Construction Forestry Maritime Mining and Energy Union - Mining and Energy Division"

ABN: 18 128 983 744

Committee of Management Statement For the Year Ended 31 December 2023

On 14 March 2024 the Committee of Management ("Central Council") of the Mining and Energy Union passed the following resolution in relation to the General Purpose Financial Report for the year ended 31 December 2023:

The Central Council declares that in its opinion:

- (a) the financial statements and notes comply with the Australian Accounting Standards;
- (b) the financial statements and notes comply with any other requirements imposed by the Reporting Guidelines or Part 3 of Chapter 8 of the *Fair Work (Registered Organisations) Act 2009* ("the RO Act");
- (c) the financial statements and notes give a true and fair view of the financial performance, financial position and cash flows of the reporting unit for the financial year to which they relate;
- (d) there are reasonable grounds to believe that the reporting unit will be able to pay its debts as and when they become due and payable; and
- (e) during the financial year to which the General Purpose Financial Report relates and since the end of that year:
 - i) meetings of the Central Council were held in accordance with the rules of the organisation including the rules of a branch concerned; and
 - ii) the financial affairs of the reporting unit have been managed in accordance with the rules of the organisation including the rules of a branch concerned; and
 - iii) the financial records of the reporting unit have been kept and maintained in accordance with the RO Act; and
 - iv) where the organisation consists of two or more reporting units, the financial records of the reporting unit, have been kept, as far as practicable, in a consistent manner with each of the other reporting units of the organisation; and
 - v) where information has been sought in any request by a member of the reporting unit or General Manager duly made under section 272 of the RO Act, that information has been provided to the member or the General Manager; and
 - vi) where any order for inspection of financial records has been made by the Fair Work Commission under section 273 of the RO Act, there has been compliance.

This declaration is made in accordance with a resolution of the Central Council.


Anthony Marrer
General President


Grahame Kelly
General Secretary

Dated: 14 March 2024

Mining and Energy Union

Formerly known as "Construction Forestry Maritime Mining and Energy Union - Mining and Energy Division"

ABN: 18 128 983 744

Consolidated Statement of Profit or Loss and Other Comprehensive Income For the Year Ended 31 December 2023

	Note	2023 \$	2022 \$
Revenue	4	12,572,363	11,507,662
Employee benefits expense	5	(7,889,292)	(6,854,928)
Legal campaign fund expense	5	(859,058)	(793,072)
Advertising and campaign expenses		(1,346,186)	(1,513,829)
Depreciation and amortisation expense	10(a)	(939,652)	(851,639)
Operating expenditure		(1,961,780)	(1,115,625)
Property expenses		(1,514,333)	(732,677)
Travel and accommodation costs		(864,203)	(624,297)
Affiliation fees	5	(530,528)	(404,882)
Investment costs		(153,942)	(138,132)
Insurance expenses		(199,490)	(84,535)
Motor vehicle expenses		(180,120)	(195,148)
Professional fees		(280,197)	(94,437)
Donations	5	(125,610)	(671,869)
Conference and meeting expenses	5	(112,925)	(20,642)
Right-of-use assets		(6,170)	(6,473)
Gain/(loss) on sale of property, plant equipment		42,060	16,092
Fair value (loss)/gain on equity investments		1,759,707	(1,506,344)
Net gains from equity-accounted associates	20	24,914,156	29,181,879
Result for the year		22,324,800	25,097,104
Other comprehensive income for the year		-	-
Total comprehensive income/(loss) for the year		22,324,800	25,097,104

The accompanying notes form part of these financial statements.

Mining and Energy Union

Formerly known as "Construction Forestry Maritime Mining and Energy Union - Mining and Energy Division"

ABN: 18 128 983 744

Consolidated Balance Sheet As at 31 December 2023

	Note	2023 \$	2022 \$
ASSETS			
CURRENT ASSETS			
Cash and cash equivalents	6	18,229,244	18,545,667
Trade and other receivables	7	3,376,570	3,193,501
Financial assets	8	75,605,172	43,095,153
Prepayments		419,189	223,212
Non-current assets held for sale		586,684	-
TOTAL CURRENT ASSETS		98,216,859	65,057,533
NON-CURRENT ASSETS			
Financial assets	8	361,467	333,984
Property, plant and equipment	10	22,159,723	22,951,195
Intangible assets	11	-	-
Right-of-use assets		14,665	19,997
Investment in associate	20	12,663,143	17,506,969
TOTAL NON-CURRENT ASSETS		35,198,998	40,812,145
TOTAL ASSETS		133,415,857	105,869,678
LIABILITIES			
CURRENT LIABILITIES			
Trade and other payables	12	565,888	816,863
Lease liabilities		15,466	20,626
Employee benefits	13	3,255,020	2,949,301
TOTAL CURRENT LIABILITIES		3,836,374	3,786,790
NON-CURRENT LIABILITIES		-	-
TOTAL LIABILITIES		3,836,374	3,786,790
NET ASSETS		129,579,483	102,082,888
EQUITY			
Reserves	14	29,507,085	24,335,290
Retained earnings		100,072,398	77,747,598
TOTAL EQUITY		129,579,483	102,082,888

The accompanying notes form part of these financial statements.

Mining and Energy Union

Formerly known as "Construction Forestry Maritime Mining and Energy Union - Mining and Energy Division"

ABN: 18 128 983 744

Consolidated Statement of Changes in Equity For the Year Ended 31 December 2023

	Retained Earnings \$	Capital Reserve \$	Total \$
Balance at 31 December 2022	77,747,598	24,335,290	102,082,888
Result for the year	22,324,800	-	22,324,800
Capital contributions to the fund	-	5,568,991	5,568,991
Capital distributions from the fund	-	(397,196)	(397,196)
Balance at 31 December 2023	100,072,398	29,507,085	129,579,483
Balance at 31 December 2021	52,650,494	22,605,531	75,256,025
Result for the year	25,097,104	-	25,097,104
Capital contributions to the fund	-	3,442,245	3,442,245
Capital distributions from the fund	-	(1,712,486)	(1,712,486)
Balance at 31 December 2022	77,747,598	24,335,290	102,082,888

The accompanying notes form part of these financial statements.

Mining and Energy Union

Formerly known as "Construction Forestry Maritime Mining and Energy Union - Mining and Energy Division"

ABN: 18 128 983 744

Consolidated Statement of Cash Flows For the Year Ended 31 December 2023

	2023	2022
Note	\$	\$
CASH FLOWS FROM OPERATING ACTIVITIES:		
Receipts from customers and contributions	40,039,917	34,019,948
Capital Contributions from fund members	5,568,991	3,442,245
Payments to suppliers, beneficiaries and employees	(15,570,147)	(18,543,989)
Dividends received	962,080	1,053,099
Interest received	2,061,656	142,155
Net cash provided/(used) by operating activities	24 <u>33,062,497</u>	<u>20,113,458</u>
CASH FLOWS FROM INVESTING ACTIVITIES:		
Net proceeds/(purchases) of financial assets at amortised cost	(15,049,580)	(9,192,780)
Purchase of property, plant and equipment	(836,259)	(265,749)
Net proceeds/(purchase) of financial assets at FVTPL	(17,487,921)	(1,696,956)
Net cash provided/(used) by investing activities	<u>(33,373,760)</u>	<u>(11,155,485)</u>
CASH FLOWS FROM FINANCING ACTIVITIES:		
Payment of lease liabilities	(5,160)	(4,860)
Net cash provided/(used) by financing activities	<u>(5,160)</u>	<u>(4,860)</u>
Net increase/(decrease) in cash and cash equivalents held	(316,423)	8,953,113
Cash and cash equivalents at beginning of year	18,545,667	9,592,554
Cash and cash equivalents at end of financial year	6 <u>18,229,244</u>	<u>18,545,667</u>

The accompanying notes form part of these financial statements.

Mining and Energy Union

Formerly known as "Construction Forestry Maritime Mining and Energy Union - Mining and Energy Division"

ABN: 18 128 983 744

Notes to the Financial Statements

For the Year Ended 31 December 2023

The financial report covers the Mining and Energy Union and its controlled entities ("the Group" or "the Reporting Unit").

Each of the entities within the Group prepare their financial statements based on the currency of the primary economic environment in which the entity operates (functional currency). The consolidated financial statements are presented in Australian dollars which is the parent entity's functional and presentation currency.

1 Basis of Preparation

By way of order dated 20 November 2023, Justice Shariff of the Federal Court of Australia in the matter of Grahame Patrick Kelly v Construction, Forestry, Maritime, Mining and Energy Union [NSD1120/2023] made an order pursuant to s.109(1)(a) of the Fair Work (Registered Organisations) Act 2009 ("RO Act") that the withdrawal of the Mining and Energy Division from the Construction, Forestry, Maritime, Mining and Energy Union was to take effect on 1 December 2023.

On 1 December 2023, the Mining and Energy Union ("the Reporting Unit") was registered as an organisation under subsection 26(1) of the RO Act. Up to the withdrawal date of 1 December 2023, the Reporting Unit was a division of the then Construction, Forestry, Maritime, Mining and Energy Union ("CFMMEU") and known as the CFMMEU Mining and Energy Division (the "Former Reporting Unit").

The Reporting Unit is a newly formed legal entity and a separate Organisation under the RO Act from the Former Reporting Unit, which has ceased to exist. The Reporting Unit carries on the same business as the Former Reporting Unit. Accordingly, there have been no changes in the rights or obligations attached to any assets, liabilities or capital of the Reporting Unit, with all being transferred (or in the process of being transferred) from the formal title of the Former Reporting Unit to the Reporting Unit, at their carrying amounts as at 1 December 2023, and under the same accounting policies referred to in the notes to these financial statements. Similarly, all membership, workplace and District structures have also remained unchanged and have been transferred over to the Reporting Unit.

Accordingly, for financial reporting purposes, with the agreement of the Fair Work Commission, it is appropriate that, having regard to sections 35 and 93 of the Act, that in practical terms the reporting requirements are continuous for the financial year for the various units, as if the Former Reporting Unit and the Reporting Unit were the same reporting entity.

That is, the Union/Reporting Unit shall report to members with one financial report as at and for the year ending 31 December 2023, as if it were the same reporting unit for the entirety of that period.

Refer to note 2(r) for further information.

Mining and Energy Union

Formerly known as "Construction Forestry Maritime Mining and Energy Union - Mining and Energy Division"

ABN: 18 128 983 744

Notes to the Financial Statements For the Year Ended 31 December 2023

1 Basis of Preparation (Continued)

These general purpose financial statements have been prepared in accordance with the Australian Accounting Standards and Standards and Interpretations issued by the Australian Accounting Standards Board (AASB) that apply for the reporting period, and the *Fair Work (Registered Organisations) Act 2009*. For the purpose of preparing the general purpose financial statements, the Union is a not-for-profit entity.

The financial statements, except for cash flow information, have been prepared using the accrual basis of accounting. The financial statements have been prepared on a historical cost basis, except for certain assets and liabilities measured at fair value, as explained in the accounting policies below. Historical cost is generally based on the fair values of the consideration given in exchange for assets. Except where stated, no allowance is made for the effect of changing prices on the results or the financial position.

Material accounting policy information relating to the preparation of these financial statements is presented below and is consistent with prior reporting periods unless otherwise stated.

Where required, comparative figures have been adjusted to conform with changes in presentation in the current financial year.

2 Material Accounting Policies Information

(a) Basis of consolidation

The consolidated financial statements include the financial position and performance of controlled entities from the date on which control is obtained until the date that control is lost.

Intragroup assets, liabilities, equity, income, expenses and cashflows relating to transactions between entities in the consolidated entity have been eliminated in full for the purpose of these financial statements.

Appropriate adjustments have been made to a controlled entity's financial position, performance and cash flows where the accounting policies used by that entity were different from those adopted by the consolidated entity. All controlled entities have a December financial year end.

A list of controlled entities is contained in Note 18 to the financial statements.

Subsidiaries

Subsidiaries are all entities (including structured entities) over which the parent has control. Control is established when the parent is exposed to, or has rights to variable returns from its involvement with the entity and has the ability to affect those returns through its power to direct the relevant activities of the entity.

Mining and Energy Union

Formerly known as "Construction Forestry Maritime Mining and Energy Union - Mining and Energy Division"

ABN: 18 128 983 744

Notes to the Financial Statements

For the Year Ended 31 December 2023

2 Material Accounting Policies Information (Continued)

(a) Basis of consolidation (Continued)

Associates

Interests in associates, where the investor has significant influence over the investee, are accounted for using the equity method in accordance with AASB 128 Investments in Associates and Joint Ventures. Under this method, the investment is initially recognised as cost and the carrying amount is increased or decreased to recognise the investor's share of the profit or loss and other comprehensive income of the investee after the date of acquisition.

(b) Business combinations

Business combinations are accounted for by applying the acquisition method which requires an acquiring entity to be identified in all cases. The acquisition date under this method is the date that the acquiring entity obtains control over the acquired entity.

The fair value of identifiable assets and liabilities acquired are recognised in the consolidated financial statements at the acquisition date.

Goodwill or a gain on bargain purchase may arise on the acquisition date, this is calculated by comparing the consideration transferred and the amount of non-controlling interest in the acquiree with the fair value of the net identifiable assets acquired. Where consideration is greater than the net assets acquired, the excess is recorded as goodwill. Where the net assets acquired are greater than the consideration, the measurement basis of the net assets are reassessed and then a gain from bargain purchase recognised in profit or loss.

All acquisition-related costs are recognised as expenses in the periods in which the costs are incurred except for costs to issue debt or equity securities.

Any contingent consideration which forms part of the combination is recognised at fair value at the acquisition date. If the contingent consideration is classified as equity then it is not remeasured and the settlement is accounted for within equity. Otherwise subsequent changes in the value of the contingent consideration liability are measured through profit or loss.

(c) Income tax

The Union is exempt from income tax under section 50.1 of the *Income Tax Assessment Act 1997*, however still has an obligation for Fringe Benefits Tax (FBT) and the Goods and Services Tax (GST).

Mining and Energy Union

Formerly known as "Construction Forestry Maritime Mining and Energy Union - Mining and Energy Division"

ABN: 18 128 983 744

Notes to the Financial Statements For the Year Ended 31 December 2023

2 Material Accounting Policies Information (Continued)

(d) Leases

At inception of a contract, the Group assesses whether a lease exists - i.e. does the contract convey the right to control the use of an identified asset for a period of time in exchange for consideration.

This involves an assessment of whether:

- The contract involves the use of an identified asset - this may be explicitly or implicitly identified within the agreement. If the supplier has a substantive substitution right then there is no identified asset.
- The Group has the right to obtain substantially all of the economic benefits from the use of the asset throughout the period of use.
- The Group has the right to direct the use of the asset i.e. decision making rights in relation to changing how and for what purpose the asset is used.

Lessee accounting

The non-lease components included in the lease agreement have been separated and are recognised as an expense as incurred.

Right-of-use asset

At the lease commencement, the Group recognises a right-of-use asset and associated lease liability for the lease term. The lease term includes extension periods where the Group believes it is reasonably certain that the option will be exercised.

The right-of-use asset is measured using the cost model where cost on initial recognition comprises of the lease liability, initial direct costs, prepaid lease payments, estimated cost of removal and restoration less any lease incentives received.

The right-of-use asset is depreciated over the lease term on a straight line basis and assessed for impairment in accordance with the impairment of assets accounting policy.

Lease liability

The lease liability is initially measured at the present value of the remaining lease payments at the commencement of the lease. The discount rate is the rate implicit in the lease, however where this cannot be readily determined then the Group's incremental borrowing rate is used.

Mining and Energy Union

Formerly known as "Construction Forestry Maritime Mining and Energy Union - Mining and Energy Division"

ABN: 18 128 983 744

Notes to the Financial Statements

For the Year Ended 31 December 2023

2 Material Accounting Policies Information (Continued)

(d) Leases (Continued)

Lease liability (Continued)

Subsequent to initial recognition, the lease liability is measured at amortised cost using the effective interest rate method. The lease liability is remeasured whether there is a lease modification, change in estimate of the lease term or index upon which the lease payments are based (e.g. CPI) or a change in the Group's assessment of lease term.

Where the lease liability is remeasured, the right-of-use asset is adjusted to reflect the remeasurement or is recorded in profit or loss if the carrying amount of the right-of-use asset has been reduced to zero.

The Group as a lessor

Lessor accounting

When the Group is a lessor, the lease is classified as either an operating or finance lease at inception date based on whether substantially all of the risks and rewards incidental to ownership of the underlying asset have been transferred to the lessee. If the risks and rewards have been transferred then the lease is classified as a finance lease, otherwise it is an operating lease.

If the lease contains lease and non-lease components then the non-lease components are accounted for in accordance with AASB 15 Revenue from Contracts with Customers.

The lease income from operating leases is recognised on a straight line basis over the lease term. Finance income under a finance lease is recorded on a basis to reflect a constant periodic rate of return on the Group's net investment in the lease.

(e) Revenue and other income

Revenue from contracts with customers

The core principle of AASB 15 is that revenue is recognised on a basis that reflects the transfer of promised goods or services to customers at an amount that reflects the consideration the Group expects to receive in exchange for those goods or services.

Mining and Energy Union

Formerly known as "Construction Forestry Maritime Mining and Energy Union - Mining and Energy Division"

ABN: 18 128 983 744

Notes to the Financial Statements For the Year Ended 31 December 2023

2 Material Accounting Policies Information (Continued)

(e) Revenue and other income (Continued)

Revenue from contracts with customers (Continued)

Revenue is recognised by applying a five-step model as follows:

1. Identify the contract with the customer
2. Identify the performance obligations
3. Determine the transaction price
4. Allocate the transaction price to the performance obligations
5. Recognise revenue as and when control of the performance obligations is transferred

Generally the timing of the payment for sale of goods and rendering of services corresponds closely to the timing of satisfaction of the performance obligations, however where there is a difference, it will result in the recognition of a receivable, contract asset or contract liability.

None of the revenue streams of the Group have any significant financing terms as there is less than 12 months between receipt of funds and satisfaction of performance obligations.

Specific revenue streams

The revenue recognition policies for the principal revenue streams of the Group are:

Member income and capitation fees

For membership subscription and capitation fee arrangements that meet the criteria to be contracts with customers, revenue is recognised when the promised goods or services transfer to the customer as a member of the Group.

There is only one distinct service promised in the arrangement. Accordingly, the Group recognises revenue as the service is provided, which is typically based on the passage of time over the subscription period to reflect the Group promise to stand ready to provide assistance and support to the member as required.

When a member subsequently purchases additional goods or services from the Group at their standalone selling price, the Group accounts for those sales as a separate contract with a customer.

Rental income

Rental revenue is recognised on a straight-line basis over a period of the lease term so as to reflect a constant periodic rate of return on the net investment.

Mining and Energy Union

Formerly known as "Construction Forestry Maritime Mining and Energy Union - Mining and Energy Division"

ABN: 18 128 983 744

Notes to the Financial Statements

For the Year Ended 31 December 2023

2 Material Accounting Policies Information (Continued)

(e) Revenue and other income (Continued)

Dividend revenue

Dividends are recognised when the entity's right to receive payment is established.

Other income

Other income is recognised on an accrual basis when the Group is entitled to it.

(f) Goods and services tax (GST)

Revenue, expenses and assets are recognised net of the amount of goods and services tax (GST), except where the amount of GST incurred is not recoverable from the Australian Taxation Office (ATO).

Receivables and payables are stated inclusive of GST.

The net amount of GST recoverable from, or payable to, the ATO is included as part of receivables or payables in the consolidated balance sheet.

Cash flows in the consolidated statement of cash flows are included on a gross basis and the GST component of cash flows arising from investing and financing activities which is recoverable from, or payable to, the taxation authority is classified as operating cash flows.

(g) Property, plant and equipment

Each class of property, plant and equipment is carried at cost, where applicable, any accumulated depreciation and impairment.

Under cost model, the asset is carried at its cost less any accumulated depreciation and any impairment losses. Costs include purchase price, other directly attributable costs and the initial estimate of the costs of dismantling and restoring the asset, where applicable.

Depreciation

Property, plant and equipment, excluding freehold land, is depreciated on a straight-line basis over the assets useful life to the Group, commencing when the asset is ready for use.

Mining and Energy Union

Formerly known as "Construction Forestry Maritime Mining and Energy Union - Mining and Energy Division"

ABN: 18 128 983 744

Notes to the Financial Statements For the Year Ended 31 December 2023

2 Material Accounting Policies Information (Continued)

(g) Property, plant and equipment (Continued)

The depreciation rates used for each class of depreciable asset are shown below:

Fixed asset class	Depreciation rate
Buildings	2 - 20 %
Furniture, Fixtures and Fittings	5 - 40 %
Motor Vehicles	22.5 %

At the end of each annual reporting period, the depreciation method, useful life and residual value of each asset is reviewed. Any revisions are accounted for prospectively as a change in estimate.

(h) Financial instruments

Financial assets

All recognised financial assets are subsequently measured in their entirety at either amortised cost or fair value, depending on the classification of the financial assets.

Classification

On initial recognition, the Group classifies its financial assets into the following categories, those measured at:

- amortised cost
- fair value through profit or loss - FVTPL

Amortised cost

The Group's financial assets measured at amortised cost comprise trade and other receivables, term deposits and cash and cash equivalents in the consolidated balance sheet.

Fair assets through profit or loss (FVTPL)

The Group holds various financial assets for the purposes returning investment income in the form of dividends or capital appreciation or both. The Group's financial assets measured at FVTPL comprises of investments in listed and unlisted entities, as well as managed funds, which are recorded in the consolidated balance sheet. Changes in the fair value of financial assets at fair value through profit or loss are recognised in the consolidated statement of profit or loss and other comprehensive income.

Mining and Energy Union

Formerly known as "Construction Forestry Maritime Mining and Energy Union - Mining and Energy Division"

ABN: 18 128 983 744

Notes to the Financial Statements

For the Year Ended 31 December 2023

2 Material Accounting Policies Information (Continued)

(h) Financial instruments (Continued)

Financial assets (Continued)

Trade receivables and contract assets

Impairment of trade receivables and contract assets have been determined using the simplified approach in AASB 9 which uses an estimation of lifetime expected credit losses.

The amount of the impairment is recorded in a separate allowance account with the loss being recognised in finance expense. Once the receivable is determined to be uncollectable then the gross carrying amount is written off against the associated allowance.

Where the Group renegotiates the terms of trade receivables due from certain customers, the new expected cash flows are discounted at the original effective interest rate and any resulting difference to the carrying value is recognised in profit or loss.

Financial liabilities

The financial liabilities of the Group comprise trade and other payables and lease liabilities.

(i) Impairment of non-financial assets

At the end of each reporting period the Group determines whether there is an evidence of an impairment indicator for non-financial assets.

Where an indicator exists and regardless for goodwill, indefinite life intangible assets and intangible assets not yet available for use, the recoverable amount of the asset is estimated.

Where assets do not operate independently of other assets, the recoverable amount of the relevant cash-generating unit (CGU) is estimated.

The recoverable amount of an asset or CGU is the higher of the fair value less costs of disposal and the value in use. Value in use is the present value of the future cash flows expected to be derived from an asset or cash-generating unit.

Where the recoverable amount is less than the carrying amount, an impairment loss is recognised in profit or loss.

Reversal indicators are considered in subsequent periods for all assets which have suffered an impairment loss, except for goodwill.

Mining and Energy Union

Formerly known as "Construction Forestry Maritime Mining and Energy Union - Mining and Energy Division"

ABN: 18 128 983 744

Notes to the Financial Statements For the Year Ended 31 December 2023

2 Material Accounting Policies Information (Continued)

(j) Intangibles

Amortisation

Amortisation is recognised in profit or loss on a straight-line basis over the estimated useful lives of intangible assets, other than goodwill, from the date that they are available for use.

Amortisation methods, useful lives and residual values are reviewed at each reporting date and adjusted if appropriate.

Software

Software has a finite life and is carried at cost less any accumulated amortisation and impairment losses. It has an estimated useful life of between one and three years.

(k) Cash and cash equivalents

Cash and cash equivalents comprises cash on hand, on-demand deposits and short-term highly liquid investments with original maturity of 3 months or less that are readily convertible to known amounts of cash and which are subject to an insignificant risk of change in value.

(l) Employee benefits

Defined contribution schemes

Obligations for contributions to defined contribution superannuation plans are recognised as an expense in profit or loss in the periods in which services are provided by employees.

Short-term obligations

Liabilities for wages and salaries, including non-monetary benefits and accumulating sick leave that are expected to be settled wholly within 12 months after the end of the period in which the employees render the related service are recognised in respect of employees' services up to the end of the reporting period and are measured at the amounts expected to be paid when the liabilities are settled. The liabilities are presented as current employee benefit obligations in the balance sheet.

Mining and Energy Union

Formerly known as "Construction Forestry Maritime Mining and Energy Union - Mining and Energy Division"

ABN: 18 128 983 744

Notes to the Financial Statements

For the Year Ended 31 December 2023

2 Material Accounting Policies Information (Continued)

(l) Employee benefits (Continued)

Other long-term employee benefit obligations

The liabilities for long service leave, annual leave, accumulating personal leave and separation and redundancy entitlements that are not expected to be settled wholly within 12 months after the end of the period in which the employees render the related service. They are therefore measured as the present value of expected future payments to be made in respect of services provided by employees up to the end of the reporting period. Consideration is given to expected future wage and salary levels, experience of employee departures and periods of service. Expected future payments are discounted using market yields at the end of the reporting period of high-quality corporate bonds with terms and currencies that match, as closely as possible, the estimated future cash outflows. Remeasurements as a result of experience adjustments are recognised in profit or loss.

The obligations are presented as current liabilities in the balance sheet if the entity does not have an unconditional right to defer settlement for at least twelve months after the reporting period, regardless of when the actual settlement is expected to occur.

(m) Provisions

Provisions are recognised when the Group has a legal or constructive obligation, as a result of past events, for which it is probable that an outflow of economic benefits will result and that outflow can be reliably measured.

(n) Foreign currency transactions and balances

Transaction and balances

Foreign currency transactions are recorded at the spot rate on the date of transaction.

At the end of the reporting period:

- Foreign currency monetary items are translated using the closing rate;
- Non-monetary items that are measured at historical cost are translated using the exchange rate at the date of the transaction; and
- Non-monetary items that are measured at fair value are translated using the rate at the date when fair value was determined.

Mining and Energy Union

Formerly known as "Construction Forestry Maritime Mining and Energy Union - Mining and Energy Division"

ABN: 18 128 983 744

Notes to the Financial Statements For the Year Ended 31 December 2023

2 Material Accounting Policies Information (Continued)

(n) Foreign currency transactions and balances (Continued)

Transaction and balances (Continued)

Exchange differences arising on the settlement of monetary items or on translating monetary items at rates different from those at which they were translated on initial recognition or in prior reporting periods are recognised through profit or loss, except where they relate to an item of other comprehensive income.

(o) Capitation fees

Capitation fees and levies are recognised on an accrual basis and recorded as a revenue and/or expense in the year to which it relates.

(p) Volunteer services

During the year, the Group did not recognise any volunteer services as revenue because it could not reliably measure the fair value of those services.

(q) Adoption of new and revised accounting standards

The Group has adopted all standards which became effective for the first time at 31 December 2023, none of the new standards had a material impact on the reported financial position, or performance.

(r) Withdrawal from the CFMMEU

By way of order dated 20 November 2023, Justice Shariff of the Federal Court of Australia in the matter of Grahame Patrick Kelly v Construction, Forestry, Maritime, Mining and Energy Union [NSD1120/2023] made an order pursuant to s.109(1)(a) of the Fair Work (Registered Organisations) Act 2009 ("RO Act") that the withdrawal of the Mining and Energy Division from the Construction, Forestry, Maritime, Mining and Energy Union was to take effect on 1 December 2023.

As referred to above at note 1, on 1 December 2023, the Mining and Energy Union ("the Reporting Unit") was registered as an organisation under subsection 26(1) of the RO Act. Up to the withdrawal date of 1 December 2023, the Reporting Unit was a division of the then Construction, Forestry, Maritime, Mining and Energy Union ("CFMMEU") and known as the CFMMEU Mining and Energy Division (the "Former Reporting Unit").

Mining and Energy Union

Formerly known as "Construction Forestry Maritime Mining and Energy Union - Mining and Energy Division"

ABN: 18 128 983 744

Notes to the Financial Statements

For the Year Ended 31 December 2023

2 Material Accounting Policies Information (Continued)

(s) Related party disclosures

Related party disclosures in this financial report are presented on an accruals basis. Whilst the financial records of the Group have been kept, as far as practicable, in a manner consistent with each of the other reporting units of the organisation, the balances and transactions reported in this financial report may differ to those recorded in the financial report of the counterparty reporting unit. This may arise due to timing differences in the respective record keeping of the related reporting units, for example, in the receipt of payments, correspondence in transit or the alternative categorisation of balances/transactions.

3 Critical Accounting Estimates and Judgements

The Committee of Management make estimates and judgements during the preparation of these financial statements regarding assumptions about current and future events affecting transactions and balances.

These estimates and judgements are based on the best information available at the time of preparing the financial statements, however as additional information is known then the actual results may differ from the estimates.

The significant estimates and judgements made have been described below:

Key estimates - impairment of property, plant and equipment

The Group assesses impairment at the end of each reporting period by evaluating conditions specific to the Group that may be indicative of impairment triggers.

Key estimates - useful lives of depreciable assets

Management reviews its estimate of the useful lives of depreciable assets at each reporting date, based on the expected utility of the assets. Uncertainties in these estimates relate to technical obsolescence that may change the utility of certain property, plant and equipment.

Key estimates - receivables

The receivables at reporting date have been reviewed to determine whether there is any objective evidence that any of the receivables are impaired. An impairment provision is included for any receivable where the entire balance is not considered collectible. The impairment provision is based on the best information at the reporting date.

Mining and Energy Union

Formerly known as "Construction Forestry Maritime Mining and Energy Union - Mining and Energy Division"

ABN: 18 128 983 744

Notes to the Financial Statements For the Year Ended 31 December 2023

3 Critical Accounting Estimates and Judgements (Continued)

Key estimates - employee entitlements

As described in the accounting policies, provisions are measured at management's best estimate of the expenditure required to settle the obligation at the end of the reporting period. These estimates are made after taking into account a range of possible outcomes, probabilities and assumptions and will vary as further information is obtained.

(a) *Key judgements - control assessments*

The Committee of Management have determined that they do not control a company called Auscoal Superannuation Pty Limited even though the Union holds 50% of the issued capital of this entity. Auscoal Superannuation Pty Ltd is the Trustee of Mine Superannuation Fund. It is not a controlled entity of the Union because the Union is not exposed, and has no right, to variable returns from this entity and is not able to use its power over the entity to affect those returns. The investment has a fair value of \$4 (2021: \$4) and is included in unlisted shares.

The Committee of Management have determined that they do not control a company called Coal Services Pty Limited even though the Union holds 50% of the issued capital of this entity. It is not a controlled entity of the Union because the Union is not exposed, and has no right, to variable returns from this entity and is not able to use its power over the entity to affect those returns. The investment has a fair value of \$1 (2021: \$1) and is included in unlisted shares.

The Committee of Management have determined that they control a company called NMEAF Pty Limited even though the Union owns no shares in the company. As both the parent and subsidiary are not-for-profit entities, control has been determined in accordance with the implementation guidance for not-for-profit entities included in AASB 10 Consolidated Financial Statements. NMEAF Pty Limited is the trustee of the National Assistance Fund and therefore the Union is deemed to also control this Trust. The Union is the income beneficiary of the trust and receives the net income of the trust on an annual basis. The Union will receive the repository assets of the fund at the vesting date of the trust. Refer to note 18 for further information regarding the restriction of the assets and capital reserve of the fund.

(b) *Key judgement - significant influence*

The Committee of Management have determined they have significant influence over the United Joint Venture even though the Union does not hold 20% of the voting rights of this entity. The Committee of Management believe that they have the power to participate in the financial and operating policy decisions of the Joint Venture, however they do not have control or joint control of those policies. This joint venture has therefore been accounted for as an investment in an associate (refer note 20).

Mining and Energy Union

Formerly known as "Construction Forestry Maritime Mining and Energy Union - Mining and Energy Division"

ABN: 18 128 983 744

Notes to the Financial Statements

For the Year Ended 31 December 2023

4 Revenue and other income

Revenue from contracts with customers

	2023	2022
	\$	\$
<i>Capitation fees by branch</i>		
- Northern Mining and NSW Energy District	2,668,156	2,641,833
- Queensland District	2,346,789	2,096,161
- South West District	1,089,791	1,031,976
- AWU WA Branch	478,373	499,854
- Western Australian District	182,954	248,152
- Victorian District	175,446	170,160
- Tasmanian District	26,082	22,725
Campaign and special administration funds received	705	1,123,450
	<u>6,968,296</u>	<u>7,834,311</u>
Other revenue		
- Rental income	1,782,960	1,644,934
- Interest received	2,335,011	378,595
- Dividend received	962,080	1,053,099
- Realised profit on shares	86,547	-
- Other income	429,060	595,178
- Grants received - government subsidies	8,409	1,545
	<u>5,604,067</u>	<u>3,673,351</u>
	<u>12,572,363</u>	<u>11,507,662</u>

Disaggregation of revenue from contracts with customers

Revenue from contracts with customers has been disaggregated and the following table shows this breakdown:

Timing of revenue recognition

- At a point in time	705	1,123,450
- Over time	6,967,591	6,710,861
	<u>6,968,296</u>	<u>7,834,311</u>

Revenue from contracts with customers

Mining and Energy Union

Formerly known as "Construction Forestry Maritime Mining and Energy Union - Mining and Energy Division"

ABN: 18 128 983 744

Notes to the Financial Statements For the Year Ended 31 December 2023

5 Result for the year

(a) Employee benefits expense comprises:

	2023	2022
	\$	\$
<i>Office holders:</i>		
- Wages and salaries	754,288	592,468
- Superannuation	70,593	57,351
- Movement in leave and other entitlements	451,663	41,001
- Separation and redundancies	124,435	16,130
- Other employee expenses (including FBT, payroll tax and other expenses)	152,624	57,041
	<u>1,553,603</u>	<u>763,991</u>
<i>Employees other than office holders:</i>		
- Wages and salaries	4,811,217	4,897,055
- Superannuation	641,168	628,820
- Movement in leave and other entitlements	328,579	(22,999)
- Separation and redundancies	-	43,500
- Other employee expenses (including FBT, payroll tax, uniforms and other expenses)	554,725	544,561
	<u>6,335,689</u>	<u>6,090,937</u>
Total employee benefits expense	<u><u>7,889,292</u></u>	<u><u>6,854,928</u></u>

Mining and Energy Union

Formerly known as "Construction Forestry Maritime Mining and Energy Union - Mining and Energy Division"

ABN: 18 128 983 744

Notes to the Financial Statements For the Year Ended 31 December 2023

5 Result for the year (Continued)

(b) Other expense disclosures

	2023	2022
	\$	\$
<i>Affiliation Fees</i>		
CFMMEU - capitation fees	342,370	226,617
IndustriALL Global Union	49,597	42,311
ACTU	138,561	135,954
	<u>530,528</u>	<u>404,882</u>
Conference and meeting expenses	112,925	20,642
Fees or allowances paid, to attend conferences or meetings as a representative of the Reporting Unit	-	20,320
Donations - total paid that were less \$1,000 or less	230	933
Donations - total paid that exceeded \$1,000	125,380	682,351
	<u>125,610</u>	<u>683,284</u>
Legal costs - litigation	74,842	71,809
Legal costs - other legal matters	784,216	721,263
	<u>859,058</u>	<u>793,072</u>

6 Cash and cash equivalents

Cash on hand	1,121	180
Cash at bank	18,228,123	18,545,487
	<u>18,229,244</u>	<u>18,545,667</u>

Restricted cash

The Group has restricted cash balance of \$6,971,983 (2022: \$5,587,820) which is held for a specific purpose and cannot be used to settle the liabilities of the Group. Refer note 18 for further information.

Mining and Energy Union

Formerly known as "Construction Forestry Maritime Mining and Energy Union - Mining and Energy Division"

ABN: 18 128 983 744

Notes to the Financial Statements For the Year Ended 31 December 2023

7 Trade and other receivables

	2023	2022
Note	\$	\$
Trade Receivables from contracts with customers	1,077,293	1,394,194
Provision for impairment	7(b) -	-
Other receivables	2,299,277	1,799,307
	<u>3,376,570</u>	<u>3,193,501</u>

(a) Aged analysis

The ageing analysis of trade receivables is as follows:

0-30 days	871,517	1,145,532
31-60 days	98,577	210,929
61-90 days (past due not impaired)	99,856	-
91+ days (past due not impaired)	7,343	37,733
	<u>1,077,293</u>	<u>1,394,194</u>

The carrying value of trade receivables is considered a reasonable approximation of fair value due to the short-term nature of the balances.

The maximum exposure to credit risk at the reporting date is the fair value of each class of receivable in the financial statements.

(b) Impairment of receivables

The Group applies the simplified approach to providing for expected credit losses prescribed by AASB 9, which permits the use of the lifetime expected loss provision for all trade receivables. To measure the expected credit losses, trade receivables have been grouped based on shared credit risk characteristics and the days past due. The loss allowance provision as at 31 December 2023 is determined incorporating forward looking information, and no provision is considered necessary (2022: NIL).

Mining and Energy Union

Formerly known as "Construction Forestry Maritime Mining and Energy Union - Mining and Energy Division"

ABN: 18 128 983 744

Notes to the Financial Statements For the Year Ended 31 December 2023

7 Trade and other receivables (Continued)

(c) Receivables from other reporting units

	Note	2023 \$	2022 \$
Mining and Energy Union (formerly CFMMEU - Mining and Energy Division)			
- Queensland District Branch		223,133	490,037
- Northern Mining and NSW Energy District Branch		259,316	239,887
- South Western District Branch		427,058	261,171
- AWU Western Australian Branch		120,794	141,931
- Western Australian District Branch		36,000	107,500
- Victorian District Branch		581,833	781,291
- Tasmanian District Branch		17,435	41,575
		<u>1,665,569</u>	<u>2,063,392</u>

Receivables from other reporting units are not considered impaired (2022: Nil).

Please refer to note 2(s) for further commentary in relation to the consistency of transactions and balances between reporting units.

8 Financial assets

CURRENT

Financial assets at fair value through profit or loss	8(a)	39,190,564	22,702,604
Other financial assets at amortised cost	8(b)	36,414,608	20,392,549
		<u>75,605,172</u>	<u>43,095,153</u>

NON-CURRENT

Financial assets at fair value through profit or loss	8(a)	361,467	333,984
---	------	---------	---------

Mining and Energy Union

Formerly known as "Construction Forestry Maritime Mining and Energy Union - Mining and Energy Division"

ABN: 18 128 983 744

Notes to the Financial Statements For the Year Ended 31 December 2023

8 Financial assets (Continued)

(a) Financial assets at fair value through profit or loss comprise:

	2023	2022
	\$	\$
CURRENT		
Listed investments - fair value		
- shares in listed corporations	39,190,564	22,702,604
NON-CURRENT		
Listed investments - fair value		
- shares in listed corporations	361,446	333,966
Unlisted investments		
- shares in other corporations	21	21
	<u>361,467</u>	<u>333,987</u>

(b) Other financial assets at amortised cost comprise:

Term deposits	<u>36,414,608</u>	<u>20,392,549</u>
---------------	-------------------	-------------------

9 Leases

The Group as a lessor - operating leases

The Group leases out a number of properties. These leases have been classified as operating leases for financial reporting purposes and the assets are included as property plant and equipment in the consolidated balance sheet (refer note 10).

Minimum lease payments receivable on leases of property are as follows:

Less than 1 year	1,492,199	1,445,101
Between 1 – 2 years	853,282	1,294,070
Between 2 – 3 years	476,792	1,215,788
Between 3 – 4 years	401,592	-
Between 4 – 5 years	401,592	-
Greater than 5 years	1,606,367	-
	<u>5,231,824</u>	<u>3,954,959</u>

Mining and Energy Union

Formerly known as "Construction Forestry Maritime Mining and Energy Union - Mining and Energy Division"

ABN: 18 128 983 744

Notes to the Financial Statements For the Year Ended 31 December 2023

10 Property, plant and equipment

	2023	2022
	\$	\$
Land & buildings		
At cost	28,853,107	28,866,389
Accumulated depreciation and impairment	<u>(7,694,260)</u>	<u>(6,540,701)</u>
	<u>21,158,847</u>	<u>22,325,688</u>
Furniture, fixture and fittings		
At cost	1,062,539	817,038
Accumulated depreciation	<u>(757,193)</u>	<u>(641,854)</u>
	<u>305,346</u>	<u>175,184</u>
Motor vehicles		
At cost	1,002,848	793,040
Accumulated depreciation	<u>(307,318)</u>	<u>(342,717)</u>
	<u>695,530</u>	<u>450,323</u>
Total property, plant and equipment	<u>22,159,723</u>	<u>22,951,195</u>

Mining and Energy Union

Formerly known as "Construction Forestry Maritime Mining and Energy Union - Mining and Energy Division"

ABN: 18 128 983 744

Notes to the Financial Statements For the Year Ended 31 December 2023

10 Property, plant and equipment (Continued)

(a) Movements in carrying amounts of property, plant and equipment

Movement in the carrying amounts for each class of property, plant and equipment between the beginning and the end of the current financial year:

	Land & Buildings	Furniture, Fixtures and Fittings	Motor Vehicles	Total
	\$	\$	\$	\$
Year ended 31 December 2023				
Balance at the beginning of year	22,325,688	175,184	450,323	22,951,195
Additions	95,798	245,500	494,961	836,259
Disposals - written down value	(586,684)	-	(101,395)	(688,079)
Depreciation expense	(675,955)	(115,338)	(148,359)	(939,652)
Balance at the end of the year	21,158,847	305,346	695,530	22,159,723
Year ended 31 December 2022				
Balance at the beginning of year	23,002,063	107,617	477,676	23,587,356
Additions	-	118,341	147,408	265,749
Disposals - written down value	-	-	(50,271)	(50,271)
Depreciation expense	(676,375)	(50,774)	(124,490)	(851,639)
Balance at the end of the year	22,325,688	175,184	450,323	22,951,195

11 Intangible Assets

	2023	2022
	\$	\$
Computer software		
At cost	341,550	341,550
Accumulated amortisation	(341,550)	(341,550)
	-	-

Mining and Energy Union

Formerly known as "Construction Forestry Maritime Mining and Energy Union - Mining and Energy Division"

ABN: 18 128 983 744

Notes to the Financial Statements

For the Year Ended 31 December 2023

12 Trade and other payables

	2023	2022
	\$	\$
Trade Payables	250,717	504,698
Other Payables	315,171	312,165
	<u>565,888</u>	<u>816,863</u>

All amounts are short term and the carrying values are considered to be a reasonable approximations of fair value.

(a) Payables to other reporting entities:

Mining and Energy Union (formerly CFMMEU - Mining and Energy Division)		
- Northern Mining and NSW Energy District Branch	65,334	44,881
- South Western District Branch	40,152	63,078
- Queensland District Branch	39,654	-
- Western Australian District Branch	56,495	-
- Victorian District Branch	4,672	-
- Tasmanian District Branch	570	-
	<u>206,877</u>	<u>107,959</u>

Please refer to note 2(s) for further commentary in relation to the consistency of transactions and balances between reporting units.

(b) Amounts included in payables:

Legal fees payable - litigation	-	144,449
Legal fees payable - other legal matters	20,227	4,448
	<u>20,227</u>	<u>148,897</u>

Mining and Energy Union

Formerly known as "Construction Forestry Maritime Mining and Energy Union - Mining and Energy Division"

ABN: 18 128 983 744

Notes to the Financial Statements For the Year Ended 31 December 2023

13 Employee benefits

	2023	2022
Note	\$	\$
Provision for employee benefits	<u>3,255,020</u>	<u>2,949,301</u>
(a) Total employee benefits attributable to:		
Office Holders - Current:		
Annual leave	366,012	166,301
Long service leave	692,191	478,656
Less: Right of indemnity	13(b) (692,191)	(478,656)
Separations and redundancies	423,511	299,076
Personal leave	376,557	338,139
	<u>1,166,080</u>	<u>803,516</u>
Employees other than Office Holders - Current:		
Annual leave	745,984	654,695
Long service leave	845,461	984,127
Personal leave	497,495	506,963
	<u>2,088,940</u>	<u>2,145,785</u>
National Officers other than Office Holders - Current:		
Long service leave	3,482,232	3,308,734
Less: Right of indemnity	13(b) (3,482,232)	(3,308,734)
	<u>-</u>	<u>-</u>
	<u>3,255,020</u>	<u>2,949,301</u>

(b) Right of indemnity

All long service leave entitlements relating to National Officers are the responsibility of 'The CFMEU Mining & Energy Employees' Entitlement Trust' from which all relevant long service leave entitlements and obligations are settled from. Accordingly, the provision for long service leave is reduced by the fair value of trust assets available and set aside to settle those entitlements. The Trust is an ATO approved Employee Entitlement Trust.

Mining and Energy Union

Formerly known as "Construction Forestry Maritime Mining and Energy Union - Mining and Energy Division"

ABN: 18 128 983 744

Notes to the Financial Statements For the Year Ended 31 December 2023

14 Reserves

	Note	2023 \$	2022 \$
Capital reserve			
Opening balance		24,335,290	22,605,531
Capital contributions		5,568,991	3,442,245
Capital distributions		(397,196)	(1,712,486)
Closing balance		29,507,085	24,335,290

The capital reserve are restricted funds. Refer note 18.

15 Financial risk management

The main risks the Group is exposed to through its financial instruments are liquidity risk, credit risk and market risk consisting of interest rate risk and equity price risk.

The Group's financial instruments consist mainly of deposits with banks, short-term investments, accounts receivable and payable and lease liabilities.

The totals for each category of financial instruments, measured as detailed in the accounting policies to these financial statements, are as follows:

Financial Assets

Cash and cash equivalents	6	18,229,244	18,545,667
Trade receivables	7	1,077,293	1,394,194
Other receivables	7	2,299,277	1,034,307
Other financial assets at amortised cost	8	36,414,608	20,392,549
Financial assets at fair value through profit or loss			
- listed investments	8	39,552,010	23,036,573
- unlisted investments	8	21	15
Total financial assets		97,572,453	64,403,305

Financial Liabilities

Financial liabilities at amortised cost			
- Trade and other payables	12	565,888	816,863
- Lease liabilities		15,466	20,626
Total financial liabilities		581,354	837,489

Mining and Energy Union

Formerly known as "Construction Forestry Maritime Mining and Energy Union - Mining and Energy Division"

ABN: 18 128 983 744

Notes to the Financial Statements For the Year Ended 31 December 2023

15 Financial risk management (Continued)

Liquidity risk

Liquidity risk arises from the Group's management of working capital and the finance charges and principal repayments on its debt instruments. It is the risk that the Group will encounter difficulty in meeting its financial obligations as they fall due.

The Group's policy is to ensure that it will always have sufficient cash to allow it to meet its liabilities as and when they fall due.

The Group's liabilities have contractual maturities which are summarised below:

	Less than 1 year	
	2023	2022
	\$	\$
Trade and other payables (excluding estimated annual leave)	<u>565,887</u>	<u>816,863</u>

Credit risk

Credit risk refers to the risk that a counterparty will default on its contractual obligations resulting in a financial loss to the Company.

Credit risk arises from cash and cash equivalents and deposits with banks and financial institutions, as well as credit exposure to customers, including outstanding receivables and committed transactions.

The Company has adopted a policy of only dealing with creditworthy counterparties as a means of mitigating the risk of financial loss from defaults.

Management considers that all the financial assets that are not impaired for each of the reporting dates under review are of good credit quality, including those that are past due.

The credit risk for liquid funds and other short-term financial assets is considered negligible, since the counterparties are reputable banks.

Accordingly, the Group does not have any material credit risk exposure to any single receivable or group of receivables.

Mining and Energy Union

Formerly known as "Construction Forestry Maritime Mining and Energy Union - Mining and Energy Division"

ABN: 18 128 983 744

Notes to the Financial Statements

For the Year Ended 31 December 2023

15 Financial risk management (Continued)

Market risk

The Group is exposed to market risk, consisting of equity securities price risk. This arises from listed and unlisted investments held by the Group and classified as financial assets at fair value through profit or loss on the consolidated balance sheet.

The Group is not exposed to commodity price risk, nor does it have a material exposure to foreign exchange risk.

At reporting date, if the respective Stock Exchange index had increased / decreased by -% with all other variables held constant and all of the Group's equity instruments moved according to the historical correlation with the index, the impact on profit and equity is shown in the table below:

	2023		2022	
	+10.00%	-10.00%	+10.00%	-10.00%
Australian and international market indices				
Impact on result	<u>3,955,203</u>	<u>(3,955,203)</u>	<u>2,303,657</u>	<u>(2,303,657)</u>

Equity would increase / decrease as a result of fair value movements through the investment reserve.

The price risk for the unlisted securities held by the Group is immaterial in terms of the possible impact on profit or loss or total equity. It has therefore not been included in the sensitivity analysis.

Net income and expense from Financial Assets

	2023	2022
	\$	\$
Financial assets at amortised cost		
Interest revenue	2,335,011	378,595
Financial assets held at fair value through profit or loss		
Gain/(loss) recognised in profit or loss	1,846,254	(1,506,344)
Dividends	962,080	1,053,099
Brokerage fees	(157,255)	(138,132)

Mining and Energy Union

Formerly known as "Construction Forestry Maritime Mining and Energy Union - Mining and Energy Division"

ABN: 18 128 983 744

Notes to the Financial Statements For the Year Ended 31 December 2023

16 Key Management Personnel Disclosures

Key management personnel remuneration included within employee expenses for the year is shown below:

	2023	2022
	\$	\$
Salary (including annual leave taken)	626,546	504,100
Leave accrued	98,020	81,566
	724,566	585,666
Long-term benefits	28,589	14,727
Superannuation	60,673	48,295
	813,828	648,688

17 Auditor's remuneration

Remuneration of the auditor of the Union, Daley Audit, for:

- auditing the financial report	64,050	46,890
- accounting and bookkeeping assistance	150,833	29,620
- taxation services	1,670	1,590
	216,553	78,100

18 Interests in Subsidiaries

	Principal place of business / Country of Incorporation	Percentage Owned (%) ¹ 2023	Percentage Owned (%) ¹ 2022
Subsidiaries:			
Unite Organising Pty Limited	Australia	100	100
NMEAF Pty Limited	Australia	-	-
National Assistance Fund	Australia	-	-
Unity Law Pty Limited ²	Australia	-	-

1. The percentage of ownership interest held is equivalent to the percentage voting rights for all subsidiaries. Refer note 3 for further information regarding control assessments made.

2. Unity Law Pty Limited was deregistered on 9 November 2022.

Mining and Energy Union

Formerly known as "Construction Forestry Maritime Mining and Energy Union - Mining and Energy Division"

ABN: 18 128 983 744

Notes to the Financial Statements

For the Year Ended 31 December 2023

18 Interests in Subsidiaries (Continued)

Significant restrictions relating to subsidiaries

The assets and capital reserve of the National Assistance Fund are restricted by the terms and provisions of its Trust Deed and cannot be used to settle the liabilities of the other entities within the Group. The total value of the restricted assets and the restricted capital funds as at balance date are recorded at note 19.

19 Material Subsidiaries

The amounts disclosed below are prior to any inter-entity eliminations.

	2023	2022
	\$	\$
National Assistance Fund		
<i>Summarised Balance Sheet</i>		
Current assets	30,259,217	23,608,027
Non-current assets	138,141	125,066
Current liabilities	(936,764)	(6,500)
Non-current liabilities	-	-
<i>Net Assets</i>	29,460,594	23,726,593
<i>Summarised Statement of Profit or Loss and Other Comprehensive Income</i>		
Revenue	1,617,954	834,295
Profit/(Loss)	1,490,280	(562,207)
Total comprehensive income	1,490,280	(562,207)

20 Interests in Associates

Material associate

The following information is provided for associates that are material to the Group and is the amount per the Joint Venture financial statements, adjusted for fair value adjustments at acquisition date and differences in accounting policies, rather than the Group's share.

The Group holds a 5% ownership interest in the United Joint Venture. Refer note 3(b) for further information in relation to the level of influence of the Group over the Joint Venture and how this investment is accounted for.

Mining and Energy Union

Formerly known as "Construction Forestry Maritime Mining and Energy Union - Mining and Energy Division"

ABN: 18 128 983 744

Notes to the Financial Statements For the Year Ended 31 December 2023

20 Interests in Associates (Continued)

Material associate (Continued)

	2023	2022
	\$	\$
<i>United Joint Venture</i>		
<i>Summarised Balance Sheet</i>		
Cash and cash equivalents	57,711,635	50,039,697
Other current assets	72,036,535	163,960,668
Non-current assets	280,641,630	274,544,690
Other current liabilities	(98,047,914)	(199,270,374)
Other non-current liabilities	(38,725,414)	(33,384,081)
<i>Net assets</i>	<u>273,616,472</u>	<u>255,890,600</u>
<i>Summarised Statement of Profit or Loss and Changes in Equity</i>		
<i>Revenue</i>		
Interest income	2,363,350	772,633
Finance costs	(1,010,058)	(1,696,545)
Depreciation and amortisation	(37,841,360)	(32,510,250)
Profit / (loss) from continuing operations	(345,453,236)	(316,728,913)
Contributions received	353,651,247	321,404,377
<i>Commitment - Joint Venture</i>		
Commitment to provide funding for the Joint Ventures Capital Commitments	19,385,233	1,288,692

Reconciliation of carrying amount of interest in associate to summarised financial information for associates accounted for using the equity method:

Group's share of 5% of net assets	13,680,824	12,794,530
Less: Ableshore loan receivable/(payable)	(1,017,681)	4,712,439
Carrying amount	<u>12,663,143</u>	<u>17,506,969</u>

The United Joint Venture has a 50% share in the United Wambo Joint Venture, which is included in the results above.

Mining and Energy Union

Formerly known as "Construction Forestry Maritime Mining and Energy Union - Mining and Energy Division"

ABN: 18 128 983 744

Notes to the Financial Statements For the Year Ended 31 December 2023

20 Interests in Associates (Continued)

	2023	2022
	\$	\$
Movement in the Ableshore loan	(5,730,120)	6,356,413
Movement in the share of Joint Venture net assets	886,294	(242,190)
Distributions received during the year	29,757,982	23,067,656
Net gains from equity accounted associates	24,914,156	29,181,879

21 Fair Value Measurement

The Group measures its financial assets, being shares at fair value on a recurring basis.

Fair value hierarchy

AASB 13 *Fair Value Measurement* requires all assets and liabilities measured at fair value to be assigned to a level in the fair value hierarchy as follows:

Level 1	Unadjusted quoted prices in active markets for identical assets or liabilities that the entity can access at the measurement date.
Level 2	Inputs other than quoted prices included within Level 1 that are observable for the asset or liability, either directly or indirectly.
Level 3	Unobservable inputs for the asset or liability.

The table below shows the assigned level for each asset and liability held at fair value by the Group:

	Level 1	Level 2	Level 3	Total
	\$	\$	\$	\$
31 December 2023				
Recurring fair value measurements				
Financial assets				
Listed shares	39,552,010	-	-	39,552,010
Unlisted shares	-	-	21	21
31 December 2022				
Recurring fair value measurements				
Financial assets				
Listed shares	23,036,570	-	-	23,036,570
Unlisted shares	-	-	21	21

Mining and Energy Union

Formerly known as "Construction Forestry Maritime Mining and Energy Union - Mining and Energy Division"

ABN: 18 128 983 744

Notes to the Financial Statements For the Year Ended 31 December 2023

21 Fair Value Measurement (Continued)

Level 3 measurements

The Committee of Management believe that the fair value of these shares is equal to the cost that was paid for them, as they have no right to variable return for the entities.

22 Contingencies

In the opinion of the Committee of Management, the Union did not have any contingencies as at 31 December 2023 (31 December 2022: None).

23 Related parties

(a) Parent entity

The ultimate parent entity, which exercises control over the Group, is the Mining and Energy Union (formerly the Construction Forestry Maritime Mining and Energy Union - Mining and Energy Division).

(b) Key management personnel

Any person(s) having authority and responsibility for planning, directing and controlling the activities of the entity, directly or indirectly, including any director (whether executive or otherwise) of that entity is considered key management personnel.

For details of remuneration disclosures relating to key management personnel, refer to Note 16: Key Management Personnel Disclosures.

(c) Associate entities that are accounted for under the equity method

The Group has a 5% interest in the joint venture entity, United Joint Venture. The interest in the associate is accounted for in these consolidated financial statements of the Group, using the equity method of accounting. For details of interests held in associate entities, refer to Note 20: Interests in Associates.

(d) Transactions with related parties

Transactions between related parties are on normal commercial terms and conditions no more favourable than those available to other parties unless otherwise stated.

Mining and Energy Union

Formerly known as "Construction Forestry Maritime Mining and Energy Union - Mining and Energy Division"

ABN: 18 128 983 744

Notes to the Financial Statements For the Year Ended 31 December 2023

23 Related parties (Continued)

The following transactions occurred with related parties and other reporting units [please refer to note 2(s) for further commentary in relation to the consistency of transactions and balances between reporting units]:

(i) Purchase of goods and services:

	2023	2022
	\$	\$
Northern Mining and NSW Energy District Branch		
- Director fees	153,442	30,581
- Legal officer costs	110,138	131,845
- ISHR funding	28,560	26,919
- Central council wages	8,940	7,233
- LSL entitlement payment	-	327,094
- UDS	286,420	108,240
Queensland District Branch		
- Director fees	90,371	-
- Legal officer costs	97,517	-
- Central council wages	3,771	7,233
- LSL entitlement payment	-	20,337
- UDS	258,894	87,120
- Office rental expenses	15,608	-
- Donation	50,000	-
South Western District Branch		
- Director fees	110,751	73,273
- ISHR funding	74,258	69,988
- Central council wages	7,432	6,518
- LSL entitlement payment	140,442	-
- UDS	122,008	42,240
Tasmanian District Branch		
- UDS	3,720	2,640

Mining and Energy Union

Formerly known as "Construction Forestry Maritime Mining and Energy Union - Mining and Energy Division"

ABN: 18 128 983 744

Notes to the Financial Statements For the Year Ended 31 December 2023

23 Related parties (Continued)

Purchase of goods and services: (Continued)

	2023	2022
	\$	\$
Victorian District Branch		
- Central council wages	9,000	6,370
- LSL entitlement payment	71,484	-
- UDS	30,502	10,560
Western Australia District Branch		
- Central council wages	13,266	3,661
- UDS	42,405	13,200
- Service fee	117,832	-
Australian Workers' Union Western Australia Branch		
- Wages Contribution	61,492	73,038
- Membership Support services	30,418	35,449
- Coordinator contribution	200,000	-

Mining and Energy Union

Formerly known as "Construction Forestry Maritime Mining and Energy Union - Mining and Energy Division"

ABN: 18 128 983 744

Notes to the Financial Statements For the Year Ended 31 December 2023

23 Related parties (Continued)

(ii) Revenue:

	2023	2022
	\$	\$
Northern Mining and NSW Energy District Branch		
- Campaign and special administration fees	-	412,936
- Reimbursements	12,402	405
- Employee Benefits	32,339	49,987
Queensland District Branch		
- Campaign and special administration fees	-	438,355
- Reimbursements	10,666	-
- Employee benefits	139,703	-
- Organising service fees	239,127	291,667
South Western District Branch		
- Campaign and special administration fees	-	164,318
- Legal assistant fees	88,365	70,072
- Reimbursements	6,114	-
Tasmanian District Branch		
- Campaign and special administration fees	-	4,993
- Reimbursements	13,025	9,681
Victorian District Branch		
- Campaign and special administration fees	-	43,831
Western Australia District Branch		
- Campaign and special administration fees	33,205	56,515
- Reimbursements	1,936	-
Australian Workers Union Western Australia Branch		
- Reimbursements	70,743	72,392

Receivables and payables with related parties are disclosed in notes 7 and 12 respectively. Other transactions with related parties are shown within their respective notes.

Mining and Energy Union

Formerly known as "Construction Forestry Maritime Mining and Energy Union - Mining and Energy Division"

ABN: 18 128 983 744

Notes to the Financial Statements For the Year Ended 31 December 2023

24 Cash flow information

(a) Reconciliation of result for the year to cashflows from operating activities

	2023	2022
	\$	\$
Result for the year	22,324,800	25,097,104
Cash flows excluded from profit attributable to operating activities		
Adjustments for:		
- depreciation/amortisation	944,984	856,972
- gain on investment in associate	4,843,826	(6,114,223)
- net capital fund reserve movement	5,171,795	1,729,759
- loss on sale of assets/intangibles	688,079	50,271
Changes in assets and liabilities:		
- decrease in trade and other receivables	(183,069)	(349,284)
- (increase)/decrease in prepayments	(782,662)	(462,416)
- increase/(decrease) in trade and other payables	(250,975)	(301,070)
- increase/(decrease) in employee benefits	305,719	(393,655)
Cashflow from operations	<u>33,062,497</u>	<u>20,113,458</u>

Mining and Energy Union

Formerly known as "Construction Forestry Maritime Mining and Energy Union - Mining and Energy Division"

ABN: 18 128 983 744

Notes to the Financial Statements For the Year Ended 31 December 2023

24 Cash flow information (Continued)

(b) Cash flow information - other reporting units

	2023	2022
	\$	\$
Cash inflows		
Northern Mining and NSW Energy District Branch	2,961,508	3,623,067
Queensland District Branch	3,270,426	3,125,077
South Western District Branch	1,109,884	1,545,896
Western Australian District Branch	304,804	349,035
Victorian District Branch	392,449	254,646
AWU Western Australian Branch	571,734	588,026
Tasmanian District Branch	68,794	41,837
	<u>8,679,599</u>	<u>9,527,584</u>
Cash outflows		
South Western District Branch	(508,437)	(291,616)
Queensland District Branch	(533,395)	(275,419)
Northern Mining and NSW Energy District Branch	(621,906)	(788,195)
Victorian District Branch	(113,792)	(783,001)
Western Australian District Branch	(180,899)	(19,036)
AWU Western Australian District Branch	(292,710)	(109,707)
Tasmanian District Branch	(3,465)	(2,904)
CFMMEU National Office	-	(249,278)
	<u>(2,254,604)</u>	<u>(2,519,156)</u>

In the current year, the parent entity was entitled to receive a trust distribution of \$928,073 (2022: \$NIL) from a subsidiary, the National Assistance Fund, which has been eliminated on consolidation in preparing this financial report.

Please refer to note 2(s) for further commentary in relation to the consistency of transactions and balances between reporting units.

Mining and Energy Union

Formerly known as "Construction Forestry Maritime Mining and Energy Union - Mining and Energy Division"

ABN: 18 128 983 744

Notes to the Financial Statements For the Year Ended 31 December 2023

25 Events after the end of the Reporting Period

A property classified as available for sale asset at 31 December 2023 was subsequently settled in January 2024 and the sale resulted in a profit of \$1.2 million. The profit is recognised at the time of settlement and will be included in the results for the Group in the 2024 financial year.

With the exception of the above, no other matters or circumstances have arisen since the end of the financial year which significantly affected or could significantly affect the operations of the Group, the results of those operations, or the state of affairs of the Group in future financial years.

26 Parent entity

The following information has been extracted from the books and records of the parent, Mining and Energy Union and has been prepared in accordance with Australian Accounting Standards.

The financial information for the parent entity, the Mining and Energy Union has been prepared on the same basis as the consolidated financial statements.

	2023	2022
	\$	\$
Balance Sheet		
Assets		
Current assets	19,655,919	22,666,241
Non-current assets	83,665,674	59,435,859
Non-current assets held for sale	586,684	-
Total Assets	<u>103,908,277</u>	<u>82,102,100</u>
Liabilities		
Current liabilities	3,827,683	3,780,290
Total Liabilities	<u>3,827,683</u>	<u>3,780,290</u>
Equity		
Retained earnings	100,080,594	78,321,810
Total Equity	<u>100,080,594</u>	<u>78,321,810</u>
Consolidated Statement of Profit or Loss and Other Comprehensive Income		
Total profit or loss for the year	<u>21,758,784</u>	25,638,606
Total comprehensive income	<u>21,758,784</u>	<u>25,638,606</u>

Mining and Energy Union

Formerly known as "Construction Forestry Maritime Mining and Energy Union - Mining and Energy Division"

ABN: 18 128 983 744

Notes to the Financial Statements

For the Year Ended 31 December 2023

27 Additional disclosures required under the Fair Work (Registered Organisations) Act 2009

As required under the reporting guidelines provided for under section 255 of the *Fair Work Act (Registered Organisations) Act 2009*, it is confirmed that up until the date of withdrawal [refer note 2(r)] the Union had agreed to provide financial support as necessary to the Construction, Forestry, Maritime, Mining and Energy Union (CFMMEU) National Office. The support will be in proportion to the Union's membership of the CFMMEU in accordance with the National Rule 23(i).

28 Section 272 Fair Work (registered Organisations) Act 2009

In accordance with the requirements of the *Fair Work (Registered Organisations) Act 2009*, the attention of the members is drawn to the provisions of Sub-sections (1) to (3) of Section 272, which reads as follows:

Information to be provided to members or the General Manager:

1. A member of a reporting unit, or the General Manager, may apply to the reporting unit for specified prescribed information in relation to the reporting unit to be made available to the person making the application.
2. The application must be in writing and must specify the period within which, and the manner in which, the information is to be made available. The period must not be less than 14 days after the application is given to the reporting unit.
3. A reporting unit must comply with an application made under subsection (1).

Mining and Energy Union

Formerly known as "Construction Forestry Maritime Mining and Energy Union - Mining and Energy Division"

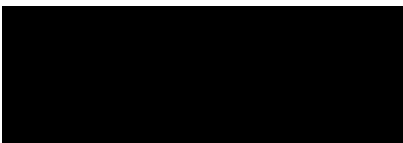
ABN: 18 128 983 744

Report required under subsection 255(2A)

For the Year Ended 31 December 2023

The Committee of Management presents the expenditure report as required under subsection 255(2A) on the Reporting Unit for the year ended 31 December 2023.

Categories of expenditure	2023 \$	2022 \$
Remuneration and other employment-related costs and expenses - employees	7,889,292	6,854,298
Advertising	237,753	218,395
Operating costs	7,031,561	5,378,817
Donations to political parties	-	-
Legal costs	859,058	653,072



Grahame Kelly
General Secretary

Dated: 14 March 2024

Mining and Energy Union

Formerly known as "Construction Forestry Maritime Mining and Energy Union - Mining and Energy Division"

ABN: 18 128 983 744

Officer Declaration Statement

I, Grahame Kelly, being the General Secretary of the Mining Energy Union ("the Reporting Unit"), declare that the following activities did not occur during the reporting period ending 31 December 2023.

The Reporting Unit did not:

- agree to receive financial support from another reporting unit to continue as a going concern (refers to agreement regarding financial support not dollar amount)
- ~~agree to provide financial support to another reporting unit to ensure they continue as a going concern (refers to agreement regarding financial support not dollar amount)~~
- acquire an asset or liability due to an amalgamation under Part 2 of Chapter 3 of the RO Act, a restructure of the branches of an organisation, a determination or revocation by the General Manager, Fair Work Commission
- receive periodic or membership subscriptions
- ~~receive capitation fees from another reporting unit~~
- ~~receive any other revenue amount from another reporting unit~~
- receive revenue via compulsory levies
- receive donations
- ~~receive grants~~
- receive revenue from undertaking recovery of wages activity
- incur fees as consideration for employers making payroll deductions of membership subscriptions
- ~~pay capitation fees to another reporting unit~~
- ~~pay any other expense to another reporting unit~~
- ~~pay affiliation fees to other entity~~
- pay compulsory levies
- pay a grant that was \$1,000 or less
- pay a grant that exceeded \$1,000
- ~~pay a donation that was \$1,000 or less~~
- ~~pay a donation that exceeded \$1,000~~
- ~~pay wages and salaries to holders of office~~
- ~~pay superannuation to holders of office~~
- ~~pay leave and other entitlements to holders of office~~
- ~~pay separation and redundancy to holders of office~~
- ~~pay other employee expenses to holders of office~~
- ~~pay wages and salaries to employees (other than holders of office)~~
- ~~pay superannuation to employees (other than holders of office)~~
- ~~pay leave and other entitlements to employees (other than holders of office)~~
- pay separation and redundancy to employees (other than holders of office)
- ~~pay other employee expenses to employees (other than holders of office)~~
- ~~pay to a person fees or allowances to attend conferences or meetings as a representative of the reporting unit~~
- ~~incur expenses due to holding a meeting as required under the rules of the organisation~~
- ~~pay legal costs relating to litigation~~
- ~~pay legal costs relating to other legal matters~~
- pay a penalty imposed under the RO Act or the Fair Work Act 2009

Mining and Energy Union

Formerly known as "Construction Forestry Maritime Mining and Energy Union - Mining and Energy Division"

ABN: 18 128 983 744

Officer Declaration Statement

- ~~• have a receivable with other reporting unit(s)~~
- ~~• have a payable with other reporting unit(s)~~
- have a payable to an employer for that employer making payroll deductions of membership subscriptions
- ~~• have a payable in respect of legal costs relating to litigation~~
- ~~• have a payable in respect of legal costs relating to other legal matters~~
- ~~• have an annual leave provision in respect of holders of office~~
- ~~• have a long service leave provision in respect of holders of office~~
- ~~• have a separation and redundancy provision in respect of holders of office~~
- ~~• have other employee provisions in respect of holders of office~~
- ~~• have an annual leave provision in respect of employees (other than holders of office)~~
- ~~• have a long service leave provision in respect of employees (other than holders of office)~~
- have a separation and redundancy provision in respect of employees (other than holders of office)
- ~~• have other employee provisions in respect of employees (other than holders of office)~~
- have a fund or account for compulsory levies, voluntary contributions or required by the rules of the organisation or branch
- ~~• transfer to or withdraw from a fund (other than the general fund), account, asset or controlled entity~~
- ~~• have a balance within the general fund~~
- ~~• provide cash flows to another reporting unit and/or controlled entity~~
- ~~• receive cash flows from another reporting units and/or controlled entity~~
- have another entity administer the financial affairs of the reporting unit
- make a payment to a former related party of the reporting unit



Grahame Kelly
General Secretary

Dated: 14 March 2024

Independent Audit Report to the members of the Mining and Energy Union

Report on the Audit of the Financial Report

Opinion

We have audited the financial report of the Mining and Energy Union [the Union and its subsidiaries (the Group or Reporting Unit)], which comprises the consolidated balance sheet as at 31 December 2023, the consolidated statement of comprehensive income, consolidated statement of changes in equity and consolidated statement of cash flows for the year ended 31 December 2023, notes to the financial statements, including material accounting policy information, the Committee of Management statement, the subsection 255(2A) report and the Officer declaration statement.

In our opinion, the accompanying financial report presents fairly, in all material aspects, the financial position of the Reporting Unit as at 31 December 2023, and their financial performance and their cash flows for the year ended on that date in accordance with:

- the Australian Accounting Standards; and
- any other requirements imposed by the reporting guidelines or Part 3 of Chapter 8 of the *Fair Work (Registered Organisations) Act 2009* ("the RO Act").

We declare that management's use of the going concern basis in the preparation of the financial statements of the reporting unit is appropriate.

Basis for Opinion

We conducted our audit in accordance with Australian Auditing Standards. Our responsibilities under those standards are further described in the *Auditor's Responsibilities for the Audit of the Financial Report* section of our report. We are independent of the reporting unit in accordance with the ethical requirements of the Accounting Professional and Ethical Standards Board's APES 110 *Code of Ethics for Professional Accountants* ("the Code") that are relevant to our audit of the financial report in Australia. We have also fulfilled my other ethical responsibilities in accordance with the Code.

We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our opinion.

Wollongong

PO Box 333
Wollongong NSW 2520

☎ 02 4229 6477

✉ wollongong@daley.com.au

Bowral

PO Box 1032
Bowral NSW 2576

☎ 02 4862 1082

✉ bowral@daley.com.au

Sydney

PO Box 903
Sydney NSW 2001

☎ 02 8236 8177

✉ sydney@daley.com.au

🌐 daley.com.au

ABN 43 152 844 231

Accounting & Finance
100 Years of Excellence
2023-2024
Chartered Accountants
Australia & New Zealand





Independent Audit Report to the members of the Mining and Energy Union

Information Other than the Financial Report and Auditor's Report Thereon

The Committee of Management is responsible for the other information. The other information obtained at the date of this auditor's report is in the Operating Report accompanying the financial report.

Our opinion on the financial report does not cover the other information and accordingly we do not express any form of assurance conclusion thereon.

In connection with our audit of the financial report, our responsibility is to read the other information and, in doing so, consider whether the other information is materially inconsistent with the financial report or our knowledge obtained in the audit or otherwise appears to be materially misstated. If, based on the work we have performed, we conclude that there is a material misstatement of this other information, we are required to report that fact. We have nothing to report in this regard.

Responsibilities of Committee of Management for the Financial Report

The Committee of Management of the reporting unit is responsible for the preparation of the financial report that gives a true and fair view in accordance with Australian Accounting Standards and the RO Act, and for such internal control as the Committee of Management determine is necessary to enable the preparation of the financial report that gives a true and fair view and is free from material misstatement, whether due to fraud or error.

In preparing the financial report, the Committee of Management is responsible for assessing the reporting unit's ability to continue as a going concern, disclosing, as applicable, matters related to going concern and using the going concern basis of accounting unless the Committee of Management either intend to liquidate the reporting unit or to cease operations, or have no realistic alternative but to do so.

Auditor's Responsibilities for the Audit of the Financial Report

Our objective is to obtain reasonable assurance about whether the financial report as a whole is free from material misstatement, whether due to fraud or error, and to issue an auditor's report that includes our opinion. Reasonable assurance is a high level of assurance, but is not a guarantee that an audit conducted in accordance with Australian Auditing Standards will always detect a material misstatement when it exists. Misstatements can arise from fraud or error and are considered material if, individually or in the aggregate, they could reasonably be expected to influence the economic decisions of users taken on the basis of the financial report.



Independent Audit Report to the members of the Mining and Energy Union

As part of an audit in accordance with the Australian Auditing Standards, we exercise professional judgement and maintain professional scepticism throughout the audit. We also:

- Identify and assess the risks of material misstatement of the financial report, whether due to fraud or error, design and perform audit procedures responsive to those risks, and obtain audit evidence that is sufficient and appropriate to provide a basis for our opinion. The risk of not detecting a material misstatement resulting from fraud is higher than for one resulting from error, as fraud may involve collusion, forgery, intentional omissions, misrepresentations, or the override of internal control.
- Obtain an understanding of internal control relevant to the audit in order to design audit procedures that are appropriate in the circumstances, but not for the purpose of expressing an opinion on the effectiveness of the reporting unit's internal control.
- Evaluate the appropriateness of accounting policies used and the reasonableness of accounting estimates and related disclosures made by the committee of management.
- Conclude on the appropriateness of the committee of management's use of the going concern basis of accounting and, based on the audit evidence obtained, whether a material uncertainty exists related to events or conditions that may cast significant doubt on the reporting unit's ability to continue as a going concern. If we conclude that a material uncertainty exists, we are required to draw attention in our auditor's report to the related disclosures in the financial report or, if such disclosures are inadequate, to modify our opinion. Our conclusions are based on the audit evidence obtained up to the date of our auditor's report. However, future events or conditions may cause the reporting unit to cease to continue as a going concern.
- Evaluate the overall presentation, structure and content of the financial report, including the disclosures, and whether the financial report represents the underlying transactions and events in a manner that achieves fair presentation.
- Obtain sufficient appropriate audit evidence regarding the financial information of the entities or business activities within the reporting unit to express an opinion on the financial report. We are responsible for the direction, supervision and performance of the reporting unit audit. We remain solely responsible for our audit opinion.



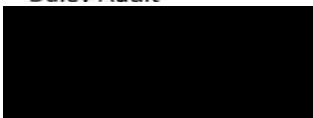
**Independent Audit Report
to the members of the Mining and Energy Union**

We communicate with the Committee of Management regarding, among other matters, the planned scope and timing of the audit and significant audit findings, including any significant deficiencies in internal control that we identify during our audit.

I declare that I am an auditor registered under the RO Act.



Daley Audit



/ Michael Myndt
Partner

Wollongong

Dated: 14 March 2024

Registration number (as registered under the RO Act): AA 2017/67

Liability limited by a scheme approved under Professional Standards Legislation