

**MOUVEVELIS, Michael**

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**From:** sydney@fwc.gov.au  
**Sent:** Tuesday, 20 January 2015 9:54 AM  
**To:** Orgs  
**Subject:** FW: Office of AMOU Vice President and President  
**Attachments:** FWC20012015.pdf

**GAIL RUTLEDGE**  
Team Leader, NSW Registry

**FAIR WORK COMMISSION**  
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Level 10, Terrace Towers, 80 William Street, East Sydney NSW 2011

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**From:** John Wydell [<mailto:John@amou.com.au>]  
**Sent:** Tuesday, 20 January 2015 9:45 AM  
**To:** [sydney@fwc.gov.au](mailto:sydney@fwc.gov.au)  
**Subject:** Office of AMOU Vice President and President

Dear Registrar/General Manager

Please find attached correspondence from the AMOU.

Kind regards

John Wydell  
Australian Maritime Officers' Union



# AUSTRALIAN MARITIME OFFICERS UNION

ABN: 56 181 230 800

Incorporating: Merchant Service Guild of Australia and Australian Stevedoring Supervisors Association

5<sup>th</sup> Floor, Labor Council Building, 377 Sussex Street, Sydney ● Postal Address: PO Box 407, Haymarket NSW 1240  
Telephone: (02) 9264 2388 ● Facsimile: (02) 9267 4766 ● E-Mail: amou@amou.com.au

Our Ref: FWC20012015

The Registrar/General Manager  
Fair Work Commission  
80 William Street  
EAST SYDNEY NSW 2016

By Email: [sydney@fwc.gov.au](mailto:sydney@fwc.gov.au)

Dear Registrar/General Manager

**RE: OFFICE OF AMOU VICE PRESIDENT AND PRESIDENT**

On 18 November 2014, Ms Kate Ellis, Vice President of the AMOU resigned from the Office of Vice President.

Also on 18 November 2014, the Executive Council, pursuant to Rule 48(a), appointed Mr Tim Higgs, formerly an Offshore Divisional Delegate, as Vice President.

At an Extraordinary Meeting of the Executive Council held on 12 December 2014, Capt Wayne Moore advised the Vice President in writing of his intention to take a leave of absence from the Office of AMOU President due to family reasons.

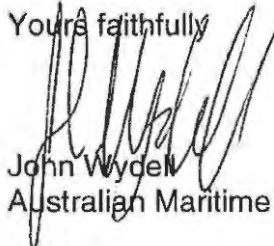
Rule 24(a) provides that, *if the President has advised the Vice President in writing of a period of absence ...then the Vice President will assume the powers and duties of the President.*

During the period of Capt Moore's absence, the Vice President, Mr Tim Higgs will assume the powers and duties of the President.

Rule 48(a) permits the Executive Council to fill a casual or extraordinary vacancy by appointment. At this stage the Executive Council has not appointed any person to fill the Offshore Divisional Delegate vacancy created by Mr Higgs appointment as Vice President.

The AMOU is due to conduct elections in 2015.

Yours faithfully



John Wyden

Australian Maritime Officers' Union



10 May 2014

Captain Wayne Stephen Moore  
President  
The Australian Maritime Officers' Union  
amou@amou.com.au

Dear Captain Moore,

**Annual Return of Information for 2014 [AR2014/143]**

I acknowledge receipt on 28 March 2014 of your Declaration providing information in accordance with subsection 233(1) of the *Fair Work (Registered Organisations) Act 2009*.

The documents lodged cover the required information for the 2014 Annual Return of Information of Australian Maritime Officers' Union, The.

The document can be viewed on the Fair Work Commission website through the List of Registered Organisations - <http://www.fwc.gov.au/index.cfm?pagename=regorgslist>

Yours sincerely

Michael Moutevelis  
Regulatory Compliance Branch

**MOULEVELIS, Michael**

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**From:** John Wydell [John@amou.com.au]  
**Sent:** Friday, 28 March 2014 11:25 AM  
**To:** Orgs  
**Subject:** Annual Return AR2014-143 Australian Maritime Officers' Union  
**Attachments:** AR Yr end 31 December 2013.pdf

Dear Registrar

Please find attached Annual Return of Information for the Australian Maritime Officers' Union.

Kind regards

John Wydell  
AMOU

COMMONWEALTH OF AUSTRALIA

STATUTORY DECLARATION

I, Wayne Stephen Moore of Suite 1, 5<sup>th</sup> Floor, 377 Sussex Street, Sydney, NSW, 2000, do solemnly and sincerely declare as follows:-

1. I am the President of the Australian Maritime Officers' Union ("the AMOU").
2. Annexed hereto is a document entitled "Annual Return of Information for Year End 31 December 2013" which contains the following information: the National Office as well as the Eastern, Southern, and Western Area offices of the AMOU, including their respective addresses; and the persons who held an elected position as provided for by the Rules of the AMOU, including contact details for those persons.
3. The Register of Members of the organisation required to be kept under sections 230(1)(a) and 230(2) has, during the immediately preceding calendar year, been kept and maintained in accordance with the Act.
4. Elections are not required to be held in 2014.
5. As at 31 December 2013, the AMOU had 2367 full members, 176 deferred members, 696 associate members, 15 life members.

And I make this solemn declaration by virtue of the Statutory Declarations Act 1959, and subject to the penalties provided by that Act for the making of false statements in statutory declarations, conscientiously believing the statements contained in this declaration to be true in every particular.

Declared at.....Sydney.....)

this.....twentieth.....day of)

.....March..... 2014)

before me:

John Wydell

Justice of the Peace/Solicitor

John Wydell

Print full name (and number if JP).

Wayne Moore  
Wayne Moore

**FAIR WORK COMMISSION**

*Fair Work (Registered Organisations) Act 2009*

**ANNUAL RETURN OF INFORMATION**

**FOR YEAR END 31 DECEMBER 2013**

**AUSTRALIAN MARITIME OFFICERS' UNION**

**(AR 2013/143-[001N])**

**List of Offices, Office Holders and Branches**

**NATIONAL OFFICE**

**Address of Office**

Suite 1, 5<sup>th</sup> Floor, 377 Sussex Street, Sydney NSW 2000

PO Box 407 Haymarket NSW 1240

**Office Holders**

President: Wayne Stephen Moore Occupation: Ship's Master

Vice President: Kate Ellis Occupation: VTS Operator

The postal address for the above Officers is PO Box 407 Haymarket NSW 1240.

**Eastern Area**

**Address of Office**

Suite 1, 5<sup>th</sup> Floor, 377 Sussex Street, Sydney NSW 2000

PO Box 407 Haymarket NSW 1240

**Office Holders**

President: Vacant

Vice President Stephen Midgley Occupation: Tug Master

Secretary Richard Barnes Occupation: Tug Master

The postal address for the above Officers is PO Box 407 Haymarket NSW 1240.



## **Southern Area**

### **Address of Office:**

Lawrence House, 194 Drummond Street, Carlton VIC 3053

### **Office Holders**

President:	Neil Francis Hunter	Occupation: Shipwright
Vice President:	Graeme Stone	Occupation: Tug Master
Secretary:	Stephen Taylor Groves	Occupation: Union Official

## **Western Area**

### **Address of Office**

1 High Street, Fremantle WA 6160

PO Box 568, Fremantle WA 6160

### **Office Holders**

President:	Allan Heyne	Occupation: Deck Officer
Vice President:	Paul Dolan	Occupation: Deck Officer
Secretary:	Daniel Alexander Pearson	Occupation: Ship's Master

The postal address for the above Officers is PO Box 568, Fremantle WA 6160.

## **Other Office Holders**

### **National Delegates**

Kerry Bullock	Occupation: Marine Pilot
Aaron Wild	Occupation: Deck Officer

### **Divisional Delegates**

#### **Offshore Division**

Tim Higgs	Occupation: Deck Officer
John McDonald	Occupation: Deck Officer



**Port Services Division**

Darryl Dorrn

Occupation: Marine Safety Officer

The postal address for the above Office holders is PO box 407 Haymarket NSW 1240

A handwritten signature in black ink, located in the bottom right corner of the page. The signature is stylized and appears to be the name 'Darryl Dorrn'.





17 March 2014

Captain Wayne Stephen Moore  
President  
The Australian Maritime Officers' Union  
Sent by email: [amou@amou.com.au](mailto:amou@amou.com.au)

Dear Captain Moore

**The Australian Maritime Officers' Union  
Annual Return of Information for 2014 [AR2014/143]**

I refer to our letter dated 17 February 2014 reminding you of the obligation to lodge an Annual Return of Information for 2014 in respect of the above by **31 March 2014**. As it is noted that you have not as yet lodged your Annual Return, we provide the following as a second and final reminder. Please ignore this letter if you have lodged the Annual Return for 2014 in the last few days.

A signed and dated declaration certifying matters prescribed in the *Fair Work (Registered Organisations) Act 2009* [the 'RO Act'] must be lodged with the Fair Work Commission ('the FWC') by that date. The matters to be included in the declaration are set out in the attached checklist.

The declaration must be signed by the Secretary, or where applicable, such other elected official who is required under the rules or by resolution of the organisation, to keep the relevant records. A declaration signed by a non-elected person does not meet this requirement. The Secretary or other prescribed officer must also notify the FWC within 35 days of any changes to such records.

Once an Annual Return or change of records has been lodged, a copy will be posted on our website at [www.fwc.gov.au](http://www.fwc.gov.au)— under *Registered organisations - List of registered organisations*. In order to protect the privacy of the relevant office holders listed in declarations, you may wish to list their official mailing address rather than personal home address.

We encourage you to lodge all returns electronically e.g. as pdf files at [orgs@fwc.gov.au](mailto:orgs@fwc.gov.au). Please ensure that emailed documents include signatures where required.

**Please note: failure to comply with these obligations is subject to a civil penalty provision** (up to \$51,000 for a body corporate and \$10,200 for an individual per contravention) - see s.305 of the RO Act. Further, in maintaining the register of members, your attention is drawn to s.171A of the RO Act that outlines the circumstances where membership ceases to exist.

Please do not hesitate to contact me on (03) 8661 7936 or by e-mail at [robert.pfeiffer@fwc.gov.au](mailto:robert.pfeiffer@fwc.gov.au) if you wish to discuss the requirements outlined in this correspondence.

Yours sincerely

Robert Pfeiffer  
Senior Adviser  
Regulatory Compliance Branch

### Obligation to lodge Annual Return of Information by 31 March

For full details see ss.230-233 of the *Fair Work (Registered Organisations) Act 2009* (the 'RO Act'), and rr.147-151 of the *Fair Work (Registered Organisations) Regulations 2009* (the 'RO Regulations').

A copy of each of the following records must be lodged with the Fair Work Commission ('The Commission') between 1 January and 31 March each year. They must be certified by a declaration stating that it is a correct statement of the information contained in that record, signed by the Secretary or such other elected official who is required under the rules, or by resolution of the organisation, to keep the relevant records (**other prescribed officer** see r.150 of the RO Regulations).

**Failure to comply with these obligations is subject to a civil penalty provision – see s.305 of the RO Act.**

Requirement	Details of requirement
Maintenance of Register of Members	A declaration by the Secretary or other prescribed officer certifying that the register of members has, during the immediately preceding calendar year, been kept and maintained as required by ss.230(1)(a) and (2) [s.233(1)(a)]  <b>Note:</b> In maintaining the register of members, your attention is drawn to s.171A of the RO Act that outlines the circumstances where membership ceases to exist.
List of Offices	A list of the offices in the organisation and each branch (note the definition of <b>office</b> and <b>officer</b> in ss.6 and 9) [s.230(1)(b)]
List of Office holders	A list of the names, postal addresses and occupations of the persons holding the offices (note the definition of <b>office</b> and <b>officer</b> in ss.6 and 9) [s.230(1)(c)]
List of Branches	A record of the name of each branch of the organisation [s.230(1)(d) and r.147(a)]
New Branches	A record of the name of each branch that commenced operation in the previous 12 months [s.230(1)(d) and r.147(b)]
Old Branches	A record of the name of each branch that ceased operation in the previous 12 months [s.230(1)(d) and r.147(c)]
Addresses of Organisation and Branches	A record of the address of the office of the organisation and the address of the office of each branch [s.230(1)(d) and r.147(d)]
Elections in Organisation and Branches	A record of each election that must, under the rules of the organisation, be held during the year commencing 1 January of the year in which the return is lodged, for any offices in the organisation and branches of the organisation . [s.230(1)(d) and r.147(e)]  <b>Note:</b> this provision does not relieve an organisation or branch from the separate requirement to lodge prescribed information prior to each election, as required by s.189 of the RO Act
Statement concerning number of members	A record of the number of members on 31 December in the previous year; and If the organisation has entered into an agreement relating to members of State unions under s.151(1) of the RO Act,- a record of the number of members of the organisation who were (on 31 December in the previous year) ineligible State members in relation to the organisation within the meaning of s.150 of the RO Act. [s.230(1)(d) and rr.147(f) and (g)]

### Obligation to notify of changes within 35 days

If there are any changes during the year to the list of offices, list of officeholders, list of branches (where relevant) and the address of the organisation and/or its branches an organisation must, within 35 days of the change, lodge with The Commission, a notification of such changes certified by declaration signed by the secretary or other prescribed officer of the organisation to be a correct statement of the changes made [RO Act s.233(2) and RO Regulations r.151 refer].



17 February 2014

Captain Wayne Stephen Moore  
President  
The Australian Maritime Officers' Union

Sent by email: [amou@amou.com.au](mailto:amou@amou.com.au)

Dear Captain Moore

**The Australian Maritime Officers' Union  
Annual Return of Information for 2014 [AR2014/143]**

This is a courtesy letter to remind you of the obligation to lodge an Annual Return of Information for 2014 in respect of the above by **31 March 2014**.

A signed and dated declaration certifying matters prescribed in the *Fair Work (Registered Organisations) Act 2009* [the 'RO Act'] must be lodged with the Fair Work Commission ('the Commission') by that date. The matters to be included in the declaration are set out in the attached checklist.

The declaration must be signed by the Secretary, or where applicable, such other elected official who is required under the rules or by resolution of the organisation, to keep the relevant records (other prescribed officer). A declaration signed by a non-elected person does not meet this requirement. The Secretary or other prescribed officer must also notify the Commission within 35 days of any changes to such records.

Once an Annual Return or change of records has been lodged, a copy will be posted on the Commission's website at [www.fwc.gov.au](http://www.fwc.gov.au)— under *Registered organisations - List of registered organisations*. In order to protect the privacy of the relevant office holders listed in the declarations, you may wish to list their official mailing address rather than personal home address.

The Commission encourages you to lodge all returns electronically e.g. as pdf or tif files at [orgs@fwc.gov.au](mailto:orgs@fwc.gov.au). Please ensure that emailed documents include signatures where required.

**Please note: failure to comply with these obligations is subject to a civil penalty provision** (up to \$33,000 for a body corporate and \$6,600 for an individual per contravention), see s.305 of the RO Act. Further, in maintaining the register of members, your attention is drawn to s.171A of the RO Act that outlines the circumstances where membership ceases to exist.

Should you seek any clarification in relation to the above, please contact Mr Robert Pfeiffer on (03) 8661 7936 or via email at [robert.pfeiffer@fwc.gov.au](mailto:robert.pfeiffer@fwc.gov.au).

Yours sincerely

Ingrid Fraser  
Adviser  
Regulatory Compliance Branch

### Obligation to lodge Annual Return of Information by 31 March

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**Failure to comply with these obligations is subject to a civil penalty provision – see s.305 of the RO Act.**

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### Obligation to notify of changes within 35 days

If there are any changes during the year to the list of offices, list of officeholders, list of branches (where relevant) and the address of the organisation and/or its branches an organisation must, within 35 days of the change, lodge with The Commission, a notification of such changes certified by declaration signed by the secretary or other prescribed officer of the organisation to be a correct statement of the changes made [RO Act s.233(2) and RO Regulations r.151 refer].