



FAIR WORK
AUSTRALIA

8 February 2010

Mr Noel Strickland
President
Australian Principals Federation
Western Australian Branch
440 Vincent Street west
LEEDERVILLE WA 6007

By email: apf@apf.net.au

Dear Mr Strickland

**Fair Work (Registered Organisations) Act 2009 – (RO Act)
Section 271 Certificate of exemption from requirements of Chapter 8, Part 3
Financial report for year ended 30 June 2008 – FR2008/219**

I refer to the s271(1) application for the Western Australian Branch of the Australian Principals Federation (APF) dated 19 October 2009. Following a request by Fair Work Australia on 11 December 2009, further information was provided in support of that application lodged on 23 December 2009. I also refer to the s271(3) application for extension of time.

Given the circumstances as they relate to the registration of the AFP as an organisation, I have granted an extension of time under s271(3) for the s271(1) application.

I am satisfied that the reporting unit, Western Australian Branch of the Australian Principals Federation, did not have any financial affairs in the year ended 30 June 2008.

The certificate is attached.

Yours sincerely,

Terry Nassios
Delegate of the General Manager
Fair Work Australia



FAIR WORK
AUSTRALIA

Fair Work (Registered Organisations) Act 2009
s. 271 certificate of exemption from requirements of Chapter 8, Part 3

Australian Principals Federation

(FR2008/219)

CERTIFICATE

On 19 October 2009 an application was made under section 271(1) of the *Fair Work (Registered Organisations) Act 2009* by the Western Australian Branch of the Australian Principals Federation for a certificate of exemption in respect of the financial year ended 30 June 2008. I am satisfied that the said Branch is a reporting unit that did not have any financial affairs in the year ended 30 June 2008.



T. NASSIOS
Delegate of the General Manager
Fair Work Australia

8 February 2010



Australian Principals Federation

WA Branch

11/12/09

Ms Cynthia Lo-Booth
Tribunal Services and Organisations
Fairwork Australia
11 Exhibition St
Melbourne
Victoria 3000

Dear Ms Lo-Booth

I write in response to your letter dated 11/12/09 requesting a response to questions raised in relation to the APF financial reporting obligations.

There were no members of the APF WA Branch prior to June 30th 2008 and as such no fees were collected.

I hope this clears up any queries.

Regards

Noel Strickland
President.



FAIR WORK
AUSTRALIA

11 December 2009

Mr Noel Strickland
President
Western Australian Branch
Australian Principals Federation
440 Vincent Street West
LEEDERVILLE WA 6007

By email: apf@apf.net.au

Dear Mr Strickland

**Fair Work (Registered Organisations) Act 2009 (RO Act)
Financial report for year ended 30 June 2008 (FR2008/219)**

I acknowledge receipt of the application under s271 of the RO Act for the Western Australian Branch of the Australian Principals Federation (APF) to be exempt from its financial reporting obligations for the year ended 30 June 2008. I also acknowledge receipt of the application under s271(3) seeking an extension of time beyond the required 90 days due to the Full Court of the Federal Court decision in *Australian Education Union v Lawler & Ors* [2008] FCAFC 135 quashing the registration of the APF as a registered organisation on 18 July 2008. The applications were lodged with Fair Work Australia on 23 October 2009.

Before taking the applications to the General Manager I require further written information.

The section 271 application appears to be saying that:

- Under a joint membership agreement between the APF Western Australian Branch and the Western Australian Principals' Federation (WAPF) subscriptions are paid to WAPF. WAPF then remits the monies to the APF Federal Office on behalf of the APF Western Australian Branch members and part of the monies (less capitation fees) is paid to the APF Western Australian Branch.
- This joint membership agreement commenced in September 2008 and fees were not collected in accordance with this agreement until then.

The section 271 application appears to provide no information between 3 September 2007 (date of when the Western Australian Branch of the APF was created) and 30 June 2008 (end of the financial year for this application). You are requested to provide further written information regarding the following in support of the section 271 application:

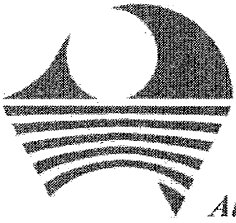
- Were there any members of the Western Australian Branch of the APF during that period?
- Were membership subscriptions paid during that period?
- If membership subscriptions were paid, to which body were they paid?

If you have any queries regarding this letter please do not hesitate to contact me on (03) 8661 7989 (Wed – Fri) or via email at cynthia.lobooth@fwa.gov.au

Yours sincerely,

A handwritten signature in black ink, appearing to read 'Cynthia Lo-Booth', with a long horizontal flourish extending to the right.

Cynthia Lo-Booth
Tribunal Services and Organisations



Australian Principals Federation
ABN: 57 322 696 251

APF

Unit 2/13-21 Vale Street
North Melbourne Vic 3051
Phone: 03 9320 7100
Fax: 03 9326 8147
Email: apf@apf.net.au

440 Vincent Street West
Leederville WA 5007
Phone: 08 6380 2344
Fax: 08 6380 2955
Email: apf@apf.net.au

The Registrar
Fair Work Australia
11 Exhibition Street
Melbourne Vic 3000

Dear Sir/Madam,

Re: Australian Principals Federation WA Branch

We make the following representation with respect to the application for exemption pursuant to s271 of the *Workplace Relations Act 1996* for the above mentioned branch for the financial year ended 30 June 2008 and apply for an extension of time beyond the required 90 days due to the quashing of the APF registration in 18 July 2008 by order of the full court of the Federal Court arising from the decision *Australian Education Union v Lawler & Others (2008) FCAFC*

- The APF - Western Australian Branch did not hold an interest in any real property or personal property for the financial year ending 30 June 2008
- The APF - Western Australian Branch did not have any financial affairs in the same financial year
- The APF - Western Australian Branch does not act as trustee in any form
- The APF - Western Australian Branch not have any funds under rule 27 of Association's Constitution
- The members of p The APF - Western Australian Branch pay subscriptions under the rules of the Branch to which they are attached. The APF has a joint membership agreement with the Western Australian Principals' Federation (separate organisation). The WAPF pays the APF fees to the APF on behalf of its members and part of this fee is paid to the APF WA Branch.
- Fees were not collected until September 2008 as the agreement did not come into being until 2008
- The APF- Western Australian Branch has not secured any funds to discharge its obligations
- The APF- Western Australian branch did not produce financial accounts for the financial year ending June 2008.

Signed by and on behalf of the APF – Western Australian Branch


President

Date: 19 October 2009