



FAIR WORK
COMMISSION

22 May 2013

Mr Ian MacDonald
National Industrial Relations Manager
Australian Public Transport Industrial Association
Level 2, 14-16 Brisbane Avenue
BARTON ACT 2600

Dear Mr MacDonald,

Re: Annual Return of Information Contained in Records of Organisation - s233 Fair Work (Registered Organisations) Act 2009 - Australian Public Transport Industrial Association (AR2013/297)

I refer to the declaration and copy of records providing information in accordance with subsection 233(1) of the *Fair Work (Registered Organisations) Act 2009* ('the Act') which were lodged with the Fair Work Commission on 28 March 2013.

The documents lodged cover the following information:

- Declaration that the register of members was kept in accordance with paragraph 230(1)(a) and subsection 230(2);
- List of offices in the organisation as required by paragraph 230(1)(b);
- List of names, addresses and occupations of the persons holding those offices as required by paragraph 230(1)(c);
- Information prescribed by regulation 147 as required by paragraph 230(1)(d),
- A declaration certifying that the particulars lodged are a correct statement of the information contained in the records of the organisation.

The documents have been filed.

Yours sincerely

Stephen Kellett
Senior Adviser
Regulatory Compliance Branch

From: KELLETT, Stephen
To: ["jimacdonald@aptia.com.au"](mailto:jimacdonald@aptia.com.au)
Subject: Annual Return of Information - s233 RO Act - filing
Date: Wednesday, 22 May 2013 9:29:00 PM
Attachments: [AR2013_297_APTIA \(final\).pdf](#)

Dear Mr MacDonald,

Please see attached letter in relation to the above.

Yours sincerely

STEPHEN KELLETT
Senior Adviser,

Regulatory Compliance Branch

Fair Work Commission

Tel: (02) 6723 7237

Mob: 0429 462 979

Fax: +61 2 9380 6990
stephen.kellett@fwc.gov.au

80 William Street, East Sydney NSW 2011

www.fwc.gov.au

From: [Orgs](#)
To: [KELLETT, Stephen](#)
Subject: FW: On CMS+ AR2013/297 2012 Annual Return
Date: Saturday, 18 May 2013 3:23:53 PM
Attachments: [Annual Return.pdf](#)
[List of Offices.pdf](#)

From: Ian Macdonald [mailto:imacdonald@bic.asn.au]
Sent: Tuesday, 26 March 2013 3:36 PM
To: Orgs
Cc: Wayne Patch; Michael Apps; admin@bic.asn.au
Subject: On CMS+ AR2013/297 2012 Annual Return

To the General Manager
Fair Work Commission
Please find attached the Annual Return for the Australian Public Transport Industrial Association along with a List of Office Bearers.
Yours faithfully

Ian MacDonald, National Industrial Relations Manager

**Australian
Public
Transport
Industrial
Association** | **Industrial
Arm of the
Bus
Industry
Confederation**

Phone: +612 6247 5990
Mobile: 0427 206 326
Email: imacdonald@aptia.com.au
Address: Level 2, 14-16 Brisbane
Avenue, Barton ACT 2600



The General Manager
Fair Work Commission
Level 8, Terrace Tower
80 William Street
East Sydney NSW 2011

26 March 2013

Dear Sir

Subject: AUSTRALIAN PUBLIC TRANSPORT INDUSTRIAL ASSOCIATION (APTIA) – ANNUAL RETURN

This letter constitutes the statutory return, with respect to the Australian Public Transport Industrial Association (APTIA) for the year 2013.

I, Wayne Patch, being the Chairperson for the Australian Public Transport Industrial Association declare that

1. The register of members has been kept throughout 2012, in accordance with s. 230 (1) (a), s 230 (2) and s. 233 of the Fair Work (Registered organizations) Act 2009.
2. Attached is a list of Office Bearers, their addresses and occupations of APTIA as at the 31st December 2012.
3. The Registered Office of APTIA is Level 2, 14-16 Brisbane Avenue, Barton, ACT, 2600.
4. There are no branch offices nor were any branch offices created or ceased to exist in 2012.
5. No election under the Rules of APTIA must be held during the year, commencing January 2013.
6. As at the 31st December 2012 APTIA had 16 members.

The particulars contained in herein and lodged herewith are a correct statement of the information contained within the records of APTIA.

Please do not hesitate to contact me should you have any matters to discuss.

Yours faithfully



Wayne Patch, Chairperson

LIST OF OFFICE HOLDERS (As at 31st December 2012)

OFFICE BEARERS

- Wayne Patch, Chairperson, Transit Australia Group (General Manager), Level 1, 43 Commerce Drive, Robina, Queensland 4226 (07 5579 5900/ 0411 232 799).
- Steve Scott, Deputy Chairperson, Punchbowl Bus Company (Director), 56 Hannans Road, Riverwood, NSW 2210 (02 9153 8787/ 0419 254 060).

COUNCILLORS

- Stephen Lucas, Managing Director, Warrnambool Bus Lines, 1 Wannon Street, Warrnambool, Victoria (03 5562 1866)
- Neil Smith, Managing Director, Transit Systems, 137-151 Bloomfield Street, Cleveland, QLD, 4163 (07 3488 6100/ 0417 184 204)
- Anthony Hopkins, Manager of Public Relations, Greyhound Australia, 595 Curtin Avenue East, Eagle Farm, QLD 4009 (07 3868 0953/ 0418 157 525)
- Shane Dale Dewsbery, Managing Director, Redlines Coaches, 9 Edwards Street, Devonport, Tasmania 7310 (1300 360 000)
- Stephen Rowe, Managing Director, Busways, level 1/ 5 Bridge Street, Pymble NSW 2073 (0438 537 989)
- Michael Baulch, TFWA representative, Kogonup Bus Service, 1323 Nookanellup South Road, Kogonup, WA 6395 (08 9831 1166/ 0419354803)
- Robert P Wright, Managing Director, Moreland Buslines, 65 Colebrook Street, Brunswick Victoria 3056 (03 9384 7555)
- Sam Lucas, SABus, Managing Director, Mt Gambier City Bus Service, 221 Jubilee Highway, Mt Gambier SA 5290 (Telephone: 08 8724 9978)
- Nick Lines, Managing Director, Ventura Motors, 21 Scotchmer Street, North Fitzroy, Victoria 3068 (Telephone: 03 9488 2186)



Wayne Patch, Chairperson



FAIR WORK
COMMISSION

22 March 2013

Mr Ian MacDonald
National Industrial Relations Manager, Bus Industry Confederation
Australian Public Transport Industrial Association
Sent by email: imacdonald@bic.asn.au

Dear Mr MacDonald

**Australian Public Transport Industrial Association
Annual Return of Information for 2013 [AR2013/297]**

I refer to our letter of mid February 2013 reminding you of the obligation to lodge an Annual Return of Information for 2013 in respect of the above by **31 March 2013**. 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 2013 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 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. 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 – 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.

The Commission encourages you to lodge all returns electronically e.g. as pdf files at 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.

Please do not hesitate to contact me on (03) 8661 7936 or by e-mail at 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) <i>[s.233(1)(a)]</i> Note: 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 office and officer in ss.6 and 9) <i>[s.230(1)(b)]</i>
List of Office holders	A list of the names, postal addresses and occupations of the persons holding the offices (note the definition of office and officer in ss.6 and 9) <i>[s.230(1)(c)]</i>
List of Branches	A record of the name of each branch of the organisation <i>[s.230(1)(d) and r.147(a)]</i>
New Branches	A record of the name of each branch that commenced operation in the previous 12 months <i>[s.230(1)(d) and r.147(b)]</i>
Old Branches	A record of the name of each branch that ceased operation in the previous 12 months <i>[s.230(1)(d) and r.147(c)]</i>
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 <i>[s.230(1)(d) and r.147(d)]</i>
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 . <i>[s.230(1)(d) and r.147(e)]</i> Note: 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. <i>[s.230(1)(d) and rr.147(f) and (g)]</i>

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*].



FAIR WORK
COMMISSION

19 February 2013

Mr Ian MacDonald
National Industrial Relations Manager, Bus Industry Confederation
Australian Public Transport Industrial Association
Sent by email: imacdonald@bic.asn.au

Dear Mr MacDonald

**Australian Public Transport Industrial Association
Annual Return of Information for 2013 [AR2013/297]**

This is a courtesy letter to remind you of the obligation to lodge an Annual Return of Information for 2013 in respect of the above by **31 March 2013**.

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— 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.

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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.

Please do not hesitate to contact me on (03) 8661 7936 or by e-mail at 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').

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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].