

29 April 2014

Mr Neil Chambers
Acting Secretary/Treasurer
Australian Road Transport Industrial Organization-Victoria Branch
by email: reception@vta.com.au

Dear Mr Chambers,

# Australian Road Transport Industrial Organization-Victoria Branch Financial Report for the year ended 30 June 2013 [FR2013/224]

I acknowledge receipt of the financial report of the Australian Road Transport Industrial Organization-Victoria Branch. The documents were lodged with the Fair Work Commission on 4 December 2013.

The financial report has now been filed.

The financial report was filed based on a primary review. This involved confirming that the financial reporting timelines required under s.253, s.265, s.266 and s.268 of the *Fair Work (Registered Organisations) Act 2009* (RO Act) have been satisfied, all documents required under s.268 of the RO Act were lodged and that various disclosure requirements under the Australian Accounting Standards, RO Act and Reporting Guidelines have been complied with. A primary review does not examine all disclosure requirements.

Please note that the financial report for the year ending 30 June 2014 may be subject to an advanced compliance review.

I make the following comments to assist you when you next prepare a financial report. You are not required to take any further action in respect of the report lodged. The Fair Work Commission will confirm these concerns have been addressed prior to filing next year's report.

# **Activities under Reporting Guidelines not disclosed**

#### Revenue

Paragraph 16 of the Reporting Guidelines states that if any of the activities identified in Paragraph 15 have not occurred in the reporting period, a statement to this effect must be included in the notes to the GPFR. I note that membership subscriptions have been disclosed in accordance with Paragraph 15(a), but no disclosures have been made with respect to the other items of revenue contained in Paragraph 15.

### Expense

Paragraph 18 of the Reporting Guidelines states that if any of the activities identified in Paragraph 18 have not occurred in the reporting period, a statement to this effect must be included in the notes to the GPFR. I note that the transfer of membership subscriptions to the National Association has been disclosed as an expense in accordance with Paragraph 17(b), but no disclosures have been made with respect to other items of expense contained in Paragraph 17.

Email: orgs@fwc.gov.au

Internet: www.fwc.gov.au

### Liabilities

Paragraph 22 of the Reporting Guidelines states that if any of the activities identified in Paragraph 21 have not occurred in the reporting period, a statement to this effect must be included in the notes to the GPFR. I note that the GPFR does not disclose each item contained in Paragraph 21.

In future years, please ensure that the required disclosures are made even where the activities listed in the Reporting Guidelines have not occurred. For example, I note that although your Operating Report explains that the Branch has no employees, it is still a requirement that the GPFR contain a statement to the effect that there were no employee expenses or provisions relating to office holders and other employees during the financial year (see Paragraphs 17(f) and (g) and 21(c) and (d)).

### Auditor's statement: declaration regarding going concern

Paragraph 45 of the Reporting Guidelines requires an auditor to include in their statement a declaration that as part of the audit of the financial statements they have concluded that management's use of the going concern basis of accounting in the preparation of the reporting unit's financial statements is appropriate. This declaration was not included in the auditor's statement.

If you have any queries regarding this letter, please contact me on (03) 8661 7942 or via email at <a href="mailto:rebecca.lee@fwc.gov.au">rebecca.lee@fwc.gov.au</a>.

Yours sincerely,

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Rebecca Lee

Regulatory Compliance Branch

ourne VIC 3000 Internet : www.fwc.gov.au GPO Box 1994

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# Australian Road Transport INDUSTRIAL ORGANISATION

Respect, Respond and Represent

ABN: 63 734 697 902

The General Manager Fair Work Australia GPO Box 1994 MELBOURNE VIC 3000

3 December 2013

Dear Ms O'Neill

# RE: ARTIO Vic Branch Financial Accounts for 2012/13

Please find attached the financial statements for ARTIO Vic Branch 2012/13 financial year. These statements along with the supporting paperwork were presented to a second Committee of Management meeting on 3 December 2013 and accepted by that Committee of Management meeting.

As you would be aware, following the alterations to our rules in 2009 there is no longer any requirement to have them accepted and approved at a general meeting of members. The accounts and accompanying documents have been available to members from 3 December 2013.

Should you require any further information please contact our National Industrial Advisor on

Yours sincerely,

**ARTIO TAS** 

Acting Secretary/Treasurer

3 December 2013

#### **ARTIO National**

PO Box 5, South Melbourne, Victoria 3205

T 03 9646 8590 | F 03 9646 8596 | E reception@vta.com.au

State Branches

ARTIO VIC PO Box 5, South Melbourne, Victoria 3205 ARTIO QLD PO Box 325, Stones Corner, Queensland 4120 **ARTIO NSW** PO Box 277, Hurstville, New South Wales 2220 ARTIO WA

37-41 Cohn Street, Carlisle, Western Australia 6101 PO Box 728, Riverside, Tasmania 7250

T 07 3394 4388 T 02 9579 2333 T 08 9355 3022 T 0409 274 482

T 03 9646 8590

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#### OPERATING REPORT FOR THE YEAR ENDED 30 JUNE 2013

### **Principal Activities**

The principal activities of the Branch during the financial year were to promote, protect and advance the interests of its members through the maintenance of Industrial Instruments, including Modern Awards, the development of EBA's and representation of members in various state and federal Industrial Commissions and Tribunals, including the Road Safety Remuneration Tribunal.

# **Results of Principal Activities**

The Branch's principal activities resulted in maintaining and improving the position of its members within the Industrial Relations framework.

## Significant Changes in Nature of Principal Activities

There were no significant changes in the nature of the Branch's principal activities during the financial year.

# Significant Changes in Branch's Financial Affairs

No matters or circumstances arose during the reporting year which significantly affected the financial affairs of the Branch.

# <u>Trustee or Director of Trustee Company of Superannuation Entity or Exempt Public Sector Superannuation Scheme</u>

The following officer of the Branch held a reserved positions in the following entity:

Philip Lovel is a Director of TWU Superannuation Nominees Pty Ltd, a trustee company that is the trustee of TWUSUPER.

#### **Number of Members**

The number of persons who, at the end of the financial year, were recorded on the Register of Members was 285.

#### Rights of Members to Resign

Any member has the right to resign from Branch in accordance with the provisions of Rule 11 of the organisation's rules which states:

### "11 - RESIGNATION FROM MEMBERSHIP

- (1) A member of the Organization may resign from membership by written notice addressed and delivered to the Secretary/Treasurer of the Branch of which it is a member.
  - (2) A notice of resignation from membership of the Organization takes effect:
    - (a) where the member ceases to be eligible to become a member of the Organization;
      - (i) on the day on which the notice is received by the Organization; or
      - (ii) on the day specified in the notice, which is a day not earlier than the day when the member ceases to be eligible to become a member; whichever is later; or
      - (b) in any other case
        - (i) at the end of two (2) weeks after the notice is received by the Organization; or
        - (ii) on the day specified in the notice; whichever is later
  - (3) Any dues payable but not paid by a former member of the Organization, in relation to a period before the member's resignation from the Organization took effect, may be sued for and recovered in the name of the Organization, in a court of competent jurisdiction, as a debt due to the Organization.
  - (4) A notice delivered to the person mentioned in sub-rule (1) is taken to have been received by the Organization when it was delivered.
  - (5) A notice of resignation that has been received by the Organization is not invalid because it was not addressed and delivered in accordance and delivered in accordance with Rule 11(1).
  - (6) A resignation from membership of the Organization is valid even if it is not effected in accordance with this section if the member is informed in writing by or on behalf of the Organization that the resignation has been accepted."

#### **Number of Employees**

The Branch has no employees and services are provided through an external consultant to the equivalent of 0.2 of a full time equivalent employee.

# Members of Committee of Management

The persons who held office as members of the Committee of Management of the Branch at the beginning of the financial year and throughout that year were:

Paul Freestone, President Bruce Forsyth, Vice President Cameron Dunn, Vice President Philip Lovel Secretary/Treasurer Brendan Hopley, Committee Member Darren Jones, Committee Member

# Directorships/Board positions held by Officers throughout the year

### Paul Freestone

- Victorian Transport Association Inc
- Freestone's Pty Ltd
- Freestone's Transport Pty Ltd

- Freestone's Racing Pty Ltd
- Freestone's Trading Company Pty Ltd
- Freestone's Road Haven Diner Pty Ltd

# Bruce Forsyth Nil

# Cameron Dunn

- Victorian Transport Association Inc
- Plastics and Chemicals Industries Association Incorporated
- FBT Transwest Pty Ltd

# Philip Lovel

- Transport Friendly Society Ltd
- Roads Australia

# Brendan Hopley

Victorian Transport Association Inc

Darren Jones Nil

Neil Chambers

Acting Secretary/Treasurer

Date: 3 December 2013

# Certificate of Secretary or other Authorised Officer

s268 of the Fair Work (Registered Organisations) Act 2009

I Neil Chambers being the Acting Secretary/Treasurer of the Victorian Branch of Australian Road Transport Industrial Organization (ARTIO) certify:

- that the documents lodged herewith are copies of the full report referred to in s268 of the Act for ARTIO Vic Branch for the period ending 30 June 2013; and
- that the full report (which includes the Auditor's Report and the Operating Report) was available to members in accordance with s265 of the Act on and *from 3 December 2013*; and
- that the full report, was presented to and accepted by the Committee of Management at its second meeting held on 3 December 2013 in accordance with Rule 35A of the Organisation's rules.

Signature

Acting Secretary/Treasurer

Date: 3 December 2013

## **Committee of Management Statement**

On 3 December 2013 the Committee of Management of the Victorian Branch of Australian Road Transport Industrial Organization passed the following resolution in relation to the general purpose financial report (GPFR) of the reporting unit for the financial year ended 30 June 2013:

The Committee of Management declares in relation to the GPFR that in its opinion:

- (a) the financial statements and notes comply with the Australian Accounting Standards;
- (b) the financial statements and notes comply with the reporting guidelines of the General Manager of the Fair Work Commission (FWC),
- (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;
- (e) during the financial year to which the GPFR relates and since the end of that year:
  - (i) meetings of the committee of management 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 Fair Work (Registered Organisations) Act 2009 ("RO Act"); and
  - (iv) been kept, as far as practicable, in a consistent manner to each of the other reporting units of the organisation; and
  - (v) no request of a member of the reporting unit or General Manager of the FWC was made under section 272 of the RO Act; and
  - (vi) there has been no order for inspection of financial records made by FWC under s. 273 of the RO Act;
- (f) the reporting unit has not engaged in recovery of wages activity which has resulted in the derivation of revenue in respect of such activity.

For Committee of Management: Neil Chambers

Acting Secretary/Treasurer

Date: 3 December 2013

Signature

FINANCIAL STATEMENTS FOR THE YEAR ENDED JUNE 30, 2013



Certified Practising Accountants

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# AUDITORS REPORT

### TO THE MEMBERS: AUSTRALIAN ROAD TRANSPORT INDUSTRIAL ORGANISATION VICTORIA BRANCH

#### Scope

We have audited the accompanying accounts being the Operating Report, Committee of Management Statement, Statement of Comprehensive Income, Statement of Changes in Equity, Statement of Financial Position, Statement of Cash Flows and notes to and forming part of the accounts of Australian Road Transport Industrial Organisation Victoria Branch for the year ended 30<sup>th</sup> June, 2013. The organisation's officers are responsible for the preparation and presentation of the accounts and the information they contain. We have conducted an independent audit of these accounts in order to express an opinion on them to the members of the organisation.

Our audit has been conducted in accordance with Australian Auditing Standards to provide reasonable assurance as to whether the accounts are free of material misstatement. Our procedures included examination, on a test basis, of evidence supporting the amounts and other disclosures in the accounts, and the evaluation of accounting policies and significant accounting estimates. These procedures have been undertaken to form an opinion as to whether, in all material respects, the accounts are presented fairly in accordance with Accounting Standards, statutory requirements and mandatory professional reporting requirements so as to present a view which is consistent with our understanding of the financial position and the results of its operation.

The audit opinion expressed in this report has been formed on the above basis.

#### **Audit Opinion**

In our opinion:

- (i) the organisation maintained satisfactory accounting records detailing the sources and nature of income (including income from members) and the nature and purpose of expenditure;
- (ii) in accordance with Section 257(2) of the Fair Work (Registered Organisations) Act 2009 we were provided with access to all necessary records and documents and received satisfactory explanations from the organisation's officers and employees where necessary; and
- the general purpose financial report presents fairly in accordance with applicable Australian Accounting Standards and other mandatory professional reporting requirements in Australia and the requirements of the Fair Work (Registered Organisations) Act 2009:-
  - the financial position of the organisation as at 30<sup>th</sup> June, 2013, and
  - the results of its operations and cash flows for the year then ended.

ANDERSON & ASSOCIATES

JOHN V. ANDERSON CPA Registered Company Auditor

Public Practice Certificate # 149802

Signed at Ringwood 3rd December 2013

# STATEMENT OF COMPREHENSIVE INCOME FOR THE YEAR ENDED 30TH JUNE, 2013

	NOTE	2013 \$	2012 \$
INCOME Members Subscriptions Miscellaneous Income		28,000 450	27,000 450
TOTAL INCOME		28,450	27,450
EXPENDITURE Office Expenses: Audit Fees Bank Charges & Interest		450 450	450 
Professional Expenses: Subscriptions - National Association		28,000	27,000
TOTAL EXPENDITURE		28,450	27,450
OPERATING SURPLUS/(DEFICIT) FOR THE YEAR		0	0

# STATEMENT OF CHANGES IN EQUITY FOR THE YEAR ENDED 30TH JUNE, 2013

	\$
Accumulated Surplus/(Deficit) 1 July 2011	64
Profit attributable to members	0
Balance as of 30 June 2012	64
Profit attributable to members	0
Balance as of 30 June 2013	64

# STATEMENT OF FINANCIAL POSITION AS AT 30TH JUNE, 2013

	NOTE	2013 \$	2012 \$
CURRENT ASSETS Receivables	_	4,427	5,821
TOTAL CURRENT ASSETS	-	4,427	5,821
TOTAL ASSETS	-	4,427	5,821
CURRENT LIABILITIES Creditors and Borrowings	-	4,363	5,757
TOTAL CURRENT LIABILITIES	-	4,363	5,757
TOTAL LIABILITES	-	4,363	5,757
NET ASSETS	=	64	64
SHAREHOLDERS EQUITY Accumulated Surpluses	-	64	64
TOTAL SHAREHOLDERS EQUITY	_	64	64

# STATEMENT OF CASH FLOWS FOR THE YEAR ENDED 30 JUNE, 2013

	2013 \$	2012
CASH FLOWS FROM OPERATING ACTIVITIES Receipts from members Payments to suppliers	29,394 (29,394)	22,143 (22,143)
NET CASH FLOW FROM OPERATING ACTIVITIES		
CASH FLOW FORM INVESTING ACTIVITIES Payments for property, plant & equipment	<u>-</u>	
NET CASH FLOW FROM INVESTING ACTIVITIES	<del>-</del>	
CASH FLOW FROM FINANCING ACTIVITIES Borrowings Repayment of borrowing	-	-
NET CASH FLOW FROM FINANCING ACTIVITIES		
NET INCREASE (DECREASE) IN CASH HELD	-	-
CASH AT BEGINNING OF THE FINANCIAL YEAR	<u></u>	
CASH AT END OF THE FINANCIAL YEAR	-	P-
a) Reconciliation of Cash Cash at Bank	-	_
REONCILATION OF NET CASH FLOWS FROM OPERATING ACTIVITIES TO OPERATING PROFIT AFTER INCOME TAX Operating profit after income tax	-	_
(Increase)/Decrease in Accounts Receivable Increase/(Decrease) in Creditors NET CASH INFLOW (OUTFLOW) FROM OPERATING ACTIVITIES	-	(450) 450
		_

# NOTES TO AND FORMING PART OF THE FINANCIAL STATEMENTS AS AT $30^{\mathrm{TH}}$ JUNE, 2013

## 1. SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES

This financial report covers Australian Road Transport Industrial Organisation – Victoria Branch as an individual entity.

### **Basis of Preparation**

The financial report is a general purpose financial report that has been prepared in accordance with Australian Accounting Standards, mandatory reporting requirements and the Fair Work (Registered Organisations) Act 2009.

Australian Accounting Standards set out accounting policies that the AASB has concluded would result in a financial report containing relevant and reliable information about transactions, events and conditions to which they apply. Compliance with Australian Accounting Standards ensures that the financial statements and notes also comply with International Financial Reporting Standards. Material accounting policies adopted in the preparation of this financial report are presented below and have been consistently applied unless otherwise stated.

The financial report has been prepared on an accruals basis and is based on historical costs, modified, where applicable, by the measurement at fair value of selected non-current assets, financial assets and financial liabilities.

The accounting policies adopted are consistent with those of the previous year unless otherwise stated.

# **Income Tax Expense**

The organisation is registered as an "Industrial Organisation" and has an exemption from income tax under Section 23(f) of the Income Tax Assessment Act.

#### **Property, Plant and Equipment**

Each class of property, plant and equipment is carried at cost or fair value as indicated less, where applicable, any accumulated depreciation and impairment losses.

### Plant and equipment

Plant and equipment are measured on the cost basis less depreciation and impairment losses.

The carrying amount of plant and equipment is reviewed annually by directors to ensure it is not in excess of the recoverable amount from these assets. The recoverable amount is assessed on the basis of the expected net cash flows that will be received from the assets' employment and subsequent disposal. The expected net cash flows have been discounted to their present values in determining recoverable amounts.

# NOTES TO AND FORMING PART OF THE FINANCIAL STATEMENTS AS AT 30<sup>TH</sup> JUNE, 2013

# 1. SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (continued)

### Depreciation

The depreciable amount of all fixed assets, including buildings and capitalised lease assets, is depreciated on a straight-line basis over the asset's useful life commencing from the time the asset is held ready for use. Leasehold improvements are depreciated over the shorter of either the unexpired period of the lease or the estimated useful lives of the improvements.

#### Financial instruments

# Initial recognition and measurement

Financial assets and financial liabilities are recognised when the entity becomes a party to the contractual provisions to the instrument. For financial assets, this is equivalent to the date that the organisation commits itself to either purchase or sell the asset.

Financial instruments are initially measured at fair value plus transaction costs except where the instrument is classified 'at fair value through profit or loss' in which case transaction costs are expensed to profit or loss immediately.

#### **Impairment of Assets**

At each reporting date, the organisation reviews the carrying values of its tangible and intangible assets to determine whether there is any indication that those assets have been impaired. If such an indication exists, the recoverable amount of the asset, being the higher of the asset's fair value less costs to sell and value-in-use, is compared to the asset's carrying value. Any excess of the asset's carrying value over its recoverable amount is expensed to the income statement.

Where it is not possible to estimate the recoverable amount of an individual asset, the organisation estimates the recoverable amount of the cash-generating unit to which the asset belongs.

### Cash and Cash Equivalents

Cash and cash equivalents include cash on hand, deposits held at-call with banks, other short-term highly liquid investments with original maturities of three months or less, and bank overdrafts. Bank overdrafts are shown within borrowings in current liabilities on the balance sheet.

### Revenue and Other Income

Revenue is measured at the fair value of the consideration received or receivable after taking into account any trade discounts and volume rebates allowed. Any consideration deferred is treated as the provision of finance and is discounted at a rate of interest that is generally accepted in the market for similar arrangements. The difference between the amount initially recognised and the amount ultimately received is interest revenue.

# NOTES TO AND FORMING PART OF THE FINANCIAL STATEMENTS AS AT 30<sup>TH</sup> JUNE, 2013

# 1. SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (continued)

Revenue from the sale of goods is recognised at the point of delivery as this corresponds to the transfer of significant risks and rewards of ownership of the goods and the cessation of all involvement in those goods.

Revenue from the provision of membership subscriptions is recognised on an accrual basis over the financial year.

All revenue is stated net of the amount of goods and services tax (GST).

### Goods and Services Tax (GST)

Revenues, expenses and assets are recognised net of the amount of GST, except where the amount of GST incurred is not recoverable from the Tax Office. In these circumstances the GST is recognised as part of the cost of acquisition of the asset or as part of an item of the expense. Receivables and payables in the balance sheet are shown inclusive of GST.

# **Comparative Figures**

When required by Accounting Standards, comparative figures have been adjusted to conform to changes in presentation for the current financial year.

# 2. INFORMATION PROVIDED TO MEMBERS OR GENERAL MANAGER – FAIR WORK AUSTRALIA

In accordance with the requirements of the Fair Work (Registered Organisations) Act 2009, as amended, the attention of Members is drawn to the provisions of Sub-Sections (1), (2) and (3) of Section 272 which reads as follows:-

- (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).