



FairWork
Commission

9 August 2016

Mr Richard Jolly
President
Australian Trainers' Association, South Australian Branch
[REDACTED]
[REDACTED] SA [REDACTED]

via email: atasa@austrainers.com.au

Dear Mr Jolly

Section 271 application for exemption from the financial reporting obligations of Part 3 of Chapter 8 of the Fair Work (Registered Organisations) Act 2009 for financial year ended 30 June 2016 (FR2016/91)

I refer to your application pursuant to s271 of the *Fair Work (Registered Organisations) Act 2009* (RO Act), lodged in the Fair Work Commission (FWC) on 1 August 2016 in respect of the South Australian Branch of the Australian Trainers' Association (ATA SA) for the financial year ended 30 June 2016.

Having taken into account and relying upon the particulars you provided in your application and the declarations you made associated with that application, I am satisfied that the ATA SA is a reporting unit and that it did not have any financial affairs in the financial year which ended 30 June 2016. The attached certificate reflects this decision.

If you wish to discuss this matter, please contact Ms Joanne Fenwick on 03) 8656 4681 or by email to joanne.fenwick@fwc.gov.au.

Yours sincerely

Chris Enright
Director
Regulatory Compliance Branch



CERTIFICATE

Fair Work (Registered Organisations) Act 2009

s.271 - Reporting unit's exemption from requirements of Chapter 8, Part 3

Australian Trainers' Association – South Australian Branch
(FR2016/91)

MR ENRIGHT

MELBOURNE, 9 AUGUST 2016

Certificate of exemption from the requirements of Chapter 8, Part 3 of the Fair Work (Registered Organisations) Act 2009

[1] On 1 August 2016 an application was made under s 271 (1) of the *Fair Work (Registered Organisations) Act 2009* (the Act) by the South Australian Branch of the Australian Trainers' Association for a certificate of exemption in respect of the financial year ended 30 June 2016.

[2] I am satisfied that the applicant is a reporting unit that does not have any financial affairs in respect of the financial year which ended 30 June 2016.



DELEGATE OF THE GENERAL MANAGER

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SOUTH AUSTRALIAN BRANCH

1 August 2016

General Manager

Fair Work Commission
GPO Box 1994
MELBOURNE VIC 3001

President: Richard Jolly

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Dear Sir/Madam,

RE: AUSTRALIAN TRAINERS' ASSOCIATION - SOUTH AUSTRALIA BRANCH

We make the following representations with respect to the application for exemption pursuant to s271(1) of the *Fair Work (Registered Organisations) Act 2009* for the above-mentioned branch for the financial year ended 30 June 2016.

The branch did not hold an interest in any real property or personal property for the financial year ended 30 June 2016.

The branch did not have any financial affairs in the financial year.

The branch does not act as trustee in any form.

The branch does not have any funds under rule 41 of the Association's Constitution.

The members of the branch pay levies under the rules of the organisation to the central body Australian Trainers' Association – Federal Branch (ATA Federal).

The branch has elected to allow ATA Federal to retain the total of subscription fees collected by the Federal Office. Therefore, the Federal Office retains the total of fees received for the branch, due to the branch not operating a bank account and relies on the Federal Office to complete administrative and/or secretarial duties.

The branch has not secured any funds to discharge its obligations.

The branch did not produce financial accounts for the last financial year.

It can be concluded that ATA Federal has effective control over the funds of the branch with respect to the management of funds.

Signed by and on behalf of the ATA – South Australian Branch Committee:

A handwritten signature in black ink, appearing to read 'R. Jolly', is written over a horizontal line.

RICHARD JOLLY, President