

6 July 2021

Theo Samartzopoulos
Branch Secretary
Communications, Electrical, Electronic, Energy, Information, Postal, Plumbing and Allied Services
Union of Australia - Plumbing Division NSW Divisional Branch

Sent via email: <a href="mailto:theo@nswplumbersunion.com.au">theo@nswplumbersunion.com.au</a>

CC: michael.shulman@stannards.com.au

Dear Theo Samartzopoulos,

Communications, Electrical, Electronic, Energy, Information, Postal, Plumbing and Allied Services Union of Australia - Plumbing Division NSW Divisional Branch Financial Report for the year ended 31 March 2021 – (FR2021/12)

I acknowledge receipt of the financial report for the year ended 31 March 2021 for the Communications, Electrical, Electronic, Energy, Information, Postal, Plumbing and Allied Services Union of Australia - Plumbing Division NSW Divisional Branch (**the reporting unit**). The documents were lodged with the Registered Organisations Commission (**the ROC**) on 18 June 2021.

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 31 March 2022 may be subject to an advanced compliance review.

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

#### You must rotate your registered auditor

Correspondence was provided to the reporting unit on 14 April 2021, which alerted you that your registered auditor is approaching their statutory limit on how many consecutive financial years they are permitted to audit your financial report. The financial report lodged identifies that, Michael Bernard Shulman was the reporting unit's registered auditor for this financial year. Our records indicate that you have now used your current registered auditor for five consecutive financial years, which is the statutory limit under section 256A.

Please ensure that Michael Bernard Shulman is not assigned to audit the financial report of the reporting unit for at least the following two financial years. Further information on the rotation of registered auditor requirement can be found via <a href="this link">this link</a>.

#### **Reporting Requirements**

The ROC website provides a number of factsheets in relation to the financial reporting process and associated timelines. The website also contains the s.253 reporting guidelines and a model set of financial statements.

The ROC recommends that reporting units use these model financial statements to assist in complying with the RO Act, the s.253 reporting guidelines and Australian Accounting Standards. Access to this information is available via this link.

If you have any queries regarding this letter, please contact me on (03) 9603 0764 or via email at kylie.ngo@roc.gov.au.

Yours sincerely,

**Kylie Ngo** 

**Registered Organisations Commission** 

GENERAL PURPOSE FINANCIAL REPORT FOR THE YEAR ENDED 31 MARCH 2021

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#### COMMITTEE OF MANAGEMENT OPERATING REPORT FOR THE YEAR ENDED 31 MARCH 2021

In accordance with Section 254 of the Fair Work (Registered Organisations) Act 2009 ("the Act"), the Committee of Management ("the committee") of the Communications, Electrical, Electronic, Energy, Information, Postal, Plumbing and Allied Services Union of Australia, Plumbing Division New South Wales Branch ("the Union") presents the following Operating Report in respect of the financial year ended 31 March 2021.

#### **Principal Activity**

The principal activity of the CEPU New South Wales Branch during the financial year was to provide representation and support to its members. There was no significant change to the principal activity during the year.

#### **Review of Results**

The net result of operations for the year was a surplus of \$689,991 (2020 - surplus of \$629,685).

During the year, the Union continued to provide representation and support to its members. It also actively managed the former ACT branch of the Union. Significant time and effort has been used to consolidate the Union's membership base and provide industrial advice. The Union has positive net assets and expects to operate at a surplus into the future. During the year, the Union assisted in EBA agreements and establishment of a new Workers Entitlement Fund.

#### Significant Changes in the State of Affairs and Financial Affairs

In the opinion of the Members of the Committee of Management, there were no significant changes in the organisation's state of affairs and activities during the financial year, nor in its financial affairs.

#### **Resignation of Members**

A member of an organisation may resign from membership by written notice, addressed and delivered to a person designated for the purpose in the rules of the organisation or a branch of the organisation.

#### **Number of Members**

As at 31 March 2021, the number of members of the organisation was 3,608 (2020: 3,363).

#### **Number of Full Time Employees**

As at 31 March 2021, the number of full-time equivalent employees was 7 (2020: 7).

#### Committee of Management and Positions Held

The Committee of Management current members are as follows:

William Patterson - President	(1.4.20 - 31.3.21)	Adrian Benedet – Vice President	(1.4.20 - 31.3.21)
Theo Samartzopoulos - Secretary	(1.4.20 - 31.3.21)	Lance Harrison	(1.4.20 - 31.3.21)
Chris Seet - Assistant Secretary	(1.4.20 - 31.3.21)	Steve McCarney	(1.4.20 - 31.3.21)
John Treble	(1.4.20 - 31.3.21)	Rhyse Zwickl	(1.4.20 - 31.3.21)
Richard Dietmann	(1.4.20 - 31.12.20)		

### Officers or members who are a superannuation fund trustee or director of a superannuation fund trustee company

Details of officers or members, who are directors of a trustee company or individually, acting as superannuation fund trustees, are as follows: -

Name of Officeholder	Name of Company or Board	Position Held	Principal Activity of Company or Board	Position Held because nominated by Union or Peak Council
Steve McCarney (alternate Theo Samartzopoulos)	A.C.I.R.T.	Director	Redundancy	No

#### **Future Developments**

In the opinion of the Committee of Management, there is not likely to be any future development that will materially affect the Union's operations in subsequent years.

Signed in accordance with a resolution passed by the Committee of Management at meeting conducted on 21/09/2021.

Theo Samartzopoulos, Secretary - Designated Officer

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Dated this 2/st day of April 2021

#### COMMITTEE OF MANAGEMENT STATEMENT FOR THE YEAR ENDED 31 MARCH 2021

The Committee of Management of the Communications, Electrical, Electronic, Energy, Information, Postal, Plumbing and Allied Services Union of Australia, Plumbing Division – New South Wales Branch passed the following resolution in relation to the general purpose financial report of the reporting unit for the financial year ended 31 March 2021.

The Committee of Management declares in relation to the general purpose financial report that in its opinion:

- a) The financial statements and notes comply with Australian Accounting Standards and the Reporting Guidelines of the Commissioner, Registered Organisations Commission including any other requirements imposed by Part 3 of Chapter 8 of the Fair Work (Registered Organisations) Act;
- b) 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;
- c) 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;
- d) During the financial year to which the general purpose financial report 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;
  - (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;
  - (iii) The financial records of the reporting unit have been kept and maintained in accordance with the Fair Work (Registered Organisations) Act 2009 and the Fair Work (Registered Organisations) Regulations 2009;
  - (iv) The information sought in any request of a member of the reporting unit or the Commissioner, Registered Organisations Commission duly made under section 272 of the Fair Work (Registered Organisations) Act 2009 has been furnished to the member or the Commissioner, Registered Organisations Commission:
  - (v) There have been no orders for inspection of financial records made by the Fair Work Commission under section 273 of the Fair Work (Registered Organisations) Act 2009 during the year;
  - (vi) Where the Union comprises of 2 or more reporting units, the financial records of the reporting unit have been kept, as far as practicable in a manner consistent with each of the other reporting units of the organisation.

Made in accordance with a resolution as passed by the Committee of Management.

Theo Samartzopoulos - Secretary

**Designated Officer** 

Dated this 21st day of April 2021

### CERTIFICATE BY PRESCRIBED DESIGNATED OFFICER FOR THE YEAR ENDED 31 MARCH 2021

- I, Theo Samartzopoulos, Secretary of CEPU (NSW Plumbing Division) certify:
- (i) That the documents lodged herewith are copies of the full report for the CEPU (NSW Plumbing Division) for the period ended referred to in Section 268 of the Fair Work (Registered Organisations) Act 2009; and
- (ii) That the full report was provided to members of the reporting unit on 25 May 2021; and
- (iii) That the full report was presented to a meeting of the committee of management of the reporting unit on 17 June 2021 in accordance with Section 266 of the Fair Work (Registered Organisations) Act 2009.

Theo Samartzopoulos - Secretary Designated Officer

Dated: /7/06/2021

#### OFFICER DECLARATION STATEMENT

I, Theo Samartzapoul	los, being the Secretary	of the Branch, de	clare that all activities	(including \$nil	activities) required
to be disclosed during	g the reporting period e	nded 31 March 20	021 have been disclo:	sed in the finar	ıcial report.

Theo Samartzopoulos -	Secretary
Designated Officer	_

21/04/2021



#### **AUDITOR'S INDEPENDENCE DECLARATION**

I declare that, to the best of my knowledge and belief, during the year ended 31 March 2021 there have been: -

- (iv) no contraventions of the auditor independence requirements in relation to the audit; and
- (v) no contraventions of any applicable code of professional conduct in relation to the audit.

Stemma Aunter & Adven

Stannards Accountants and Advisors

MB Shulman

Registered Company Auditor (163888)
Holder of Current Public Practice Certificate
Approved Auditor (FWC Act and Regulations)

Dated this ....21... day of ...April......................... 2021

Stannards Accountants and Advisors Pty Ltd A.C.N. 006 857 441

Postal: PO Box 581, South Yarra, Vic 3141 Level 1, 60 Toorak Road, South Yarra, Vic 3141 Tel: (03) 9867 4433 Fax: (03) 9867 5118 Email: advisors@stannards.com.au

stannards.com.au

Partners Marino Angelini, CA Michael Shulman, CA Peter Angelini, CA Nick Jeans, CPA James Dickson, CA

### EXPENDITURE REPORT FOR THE YEAR ENDED 31 MARCH 2021

The Committee of Management of the Union presents the expenditure report as required under subsection 255(2A) on the Reporting Unit for the year ended 31 March 2021.

		2021	2020 \$
CATECODIES OF EXPENDITURE			
CATEGORIES OF EXPENDITURE		WARLS	
Remuneration and other employment-related costs and	鬟		
Expenses - employees	達	1,128,244	1,018,612
Advertising		-	1,636
Operating Costs		61.5,252	521,115
Donations to Political Parties		<b>3</b>	12,273
Legal Costs		7,736	9,216
Total		1,751,232	1,562,852

Theo Samartzopoulos - Secretary Designated Officer

21/04/2021 Dated:....

#### STATEMENT OF COMPREHENSIVE INCOME FOR THE YEAR ENDED 31 MARCH 2021

	<u>Note</u>	2021	2020 \$
Revenues from ordinary activities	3	2,441,228	2,192,537
Depreciation and Amortisation	. 4	(36,553)	(20,692)
Employee Benefits Expense	4	(1,128,244)	(1,018,612)
Per Capita Payments	15	(126,701)	4,482
Motor Vehicle Costs		(71,652)	(65,695)
Telephone Costs		(15,508)	(17,496)
Affiliation Costs	4	(40,997)	(47,873)
Postage, printing & stationery		(28,489)	(21,474)
Legal Fees	4	(7,736)	(9,216)
Travel		(7,346)	(21,614)
Computer & Hosting Costs		(13,306) (40,997) (28,489) (7,736) (7,346) (1,348) 1,520	(4,422)
Payroll Tax		1,520	(1,952)
Picnic Costs		(862)	(26,201)
Insurance		(8,618)	(9,308)
Audit & Accounting Fees	4	(7,500)	(6,450)
Fringe Benefit Tax		(5,512)	4,594
Staff Amenities & Clothing		(3,567)	(3,773)
Service Fees		(93,952)	(88,707)
Bank Charges & Interest	:	(48, 169)	(49,897)
Merchandise		(7,075)	-
Other expenses from ordinary activities	:	(112,923)	(158,546)
Surplus/(Deficit) for the year		689,996	629,685
Other comprehensive income	Ē		-
Total comprehensive income for the year		689,996	629,685

### STATEMENT OF FINANCIAL POSITION AS AT 31 MARCH 2021

	<u>Note</u>	<u>2021</u> \$	<u>2020</u> \$
ASSETS			
CURRENT ASSETS			
Cash and cash equivalents	5	2,957,396	2,179,620
Trade and other receivables	6	162,125	195,984
Inventories	7	12,707	19,783
TOTAL CURRENT ASSETS		3,132,228	2,395,387
NON-CURRENT ASSETS			
Property, plant and equipment	8	1,232,436	1,240,023
TOTAL NON-CURRENT ASSETS		1,232,436	1,240,023
TOTAL ASSETS		1,232,436 4,364,664	3,635,410
CURRENT LIABILITIES			
Trade and other payables	9	256,474	229,170
Provisions	10	581,340	521,463
Payable to PTEU (Vic) Branch	12	45,583	45,583
Payable to PTEU Federal Office	11		-
TOTAL CURRENT LIABILITIES		883,397	796,216
NON-CURRENT LIABILITIES			
Provisions	10	1	-
Payable to PTEU (Vic) Branch	12	769,865	817,788
TOTAL NON-CURRENT LIABILITIES		769,865	817,788
TOTAL LIABILITIES		1,653,262	1,614,004
NET ASSETS		2,711,402	2,021,406
EQUITY			
Reserves		1,232,452	1,002,684
General Fund		1,478,950	1,018,722
TOTAL EQUITY		2,711,402	2,021,406

#### STATEMENT OF CHANGES IN EQUITY FOR THE YEAR ENDED 31 MARCH 2021

	Incidental	General Fund	Total
	\$	\$	\$
Balance at 1 April 2019	792,999	598,722	1,391,721
Net surplus for the year	-	629,685	629,685
	792,999	1,228,407	2,021,406
Transfer of 1/3 of General Fund to Incidental Fund	209,685	(209,685)	-
Balance at 31 March 2020	1,002,684	1,018,722	2,021,406
Net Surplus for the year	-	689,996	689,996
	1,002,684	1,708,718	2,711,402
Transfer of 1/2 of General Fund to Incidental Fund	229,768	(229,768)	-
Balance at 31 March 2021	1,232,452	1,478,950	2,711,402

#### **Funds**

#### General Fund

Pursuant to the Rules of the Union, the General Fund includes all enrolment fees, contributions, levies and fines (except as specifically prescribed in the rules) and except with the previous permission of the Divisional Council or Divisional Executive shall only be used for the payment of allowances and general expenditures necessarily incurred in the working of the Branch.

#### Incidental Fund

Pursuant to the Rules of the Union, the balance remaining in the General Fund at the close of each financial period is divided into three equal parts with one part being allocated to the Incidental Fund and two parts of the General Fund. This Fund is wholly at the disposal of the Branch for any purpose whatsoever.

### CASH FLOW STATEMENT FOR THE YEAR ENDED 31 MARCH 2021

	<u>Note</u>	2021 \$	<u>2020</u> \$
CASH FLOW FROM OPERATING ACTIVITIES			
Receipts from customers and sundry income		2,474,227	2,124,081
Payments to suppliers and employees		(1,349,381)	(1,369,130)
Receipts from other reporting units		-	-
Payment to other reporting units (Federal Office)		(126,701)	(60,000)
Payments to PTEU- Victoria Branch		(90,000)	(88,707)
Payments to CEPU – National Office		(12,263)	(12,219)
Interest received		860	4,153
Net cash provided by operating activities	13	896,742	598,178
CASH FLOW FROM INVESTING ACTIVITIES			
Payments for plant and equipment		(28,966)	_
Net cash (used in) investing activities		(28,966)	
Net Cash (used III) Investing activities		- (20,300)	
Cash Flow from Financing Activities			
Loan PTEU (Vic) Branch		(90,000)	(90,000)
Net cash provided by financing activities		(90,000)	(90,000)
Net increase in cash and cash equivalents		777,776	508,178
Cash and Cash Equivalents at beginning of financial year		2,179,620	1,671,442
Cash and Cash Equivalents at end of financial year	13	2,957,396	2,179,620

#### NOTES TO THE FINANCIAL STATEMENTS FOR THE YEAR ENDED 31 MARCH 2021

#### Note 1 Statement of Significant Accounting Policies

#### Basis of preparation

This financial report is a general purpose financial report that has been prepared in accordance with Australian Accounting Standards, Australian Accounting Interpretations, other authoritative pronouncements of the Australian Accounting Standards Board and the Fair Work (Registered Organisations) Act 2009. The Union is a 'not for profit' entity.

The financial statements have been prepared on an accruals basis and are based on historical costs, except as explained otherwise. Historical costs are based on the fair value of the consideration given in exchange for assets. The report is presented in Australian dollars. Where necessary, comparative information has been reclassified to comply with current year presentation of the report.

The following is a summary of the material policies adopted by the Union in the preparation of the financial statements.

#### a) Statement of Compliance

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. Compliance with Australian Accounting Standards ensures that the financial statements and notes also comply with International Financial Reporting Standards.

#### b) Going Concern

The financial report has been prepared on a going concern basis which contemplates the realisation of assets and settlement of liabilities in the ordinary course of business.

The Committee of Management considers the going concern basis as appropriate for the following reason:

 The Union has again generated a surplus this year. It has a positive net asset position and is forecasting ongoing surpluses.

No adjustments have been made in the financial report relating to the recoverability and classification of recorded asset values or to the amounts and classification of liabilities that might be necessary should the Union not continue as a going concern. The Union is not reliant on the financial support of any other reporting unit to continue as a going concern, nor has it provided financial support to any other reporting unit to enable them to continue as a going concern.

#### c) Impairment of Assets

Assets that are subject to depreciation are reviewed for impairment whenever events or changes in circumstances indicate that the carrying amount may not be recoverable. An impairment loss is recognised for the amount by which the asset's carrying amount exceeds its recoverable amount.

The recoverable amount is the higher of an asset's fair value less costs to sell and value in use.

#### d) Plant and Equipment

Plant and equipment are brought to account at cost less, where applicable, any accumulated depreciation or amortisation.

The depreciable amount of all fixed assets is depreciated on a straight-line basis over their useful lives commencing from the time the asset is held ready for use.

The depreciation rates used for each class of asset are:

CLASS OF FIXED ASSET DEPRECIATION RATE

Motor Vehicles 18.75-25% Office Equipment 11-33%

Buildings 2.5%

#### e) Income Tax

No provision for income tax is necessary as "Trade Unions" are exempt from income tax under Section 50-5 of the Income Tax Assessment Act 1997.

#### f) Employee Leave Entitlements

Provision is made for the Union's liability for employee benefits arising from services rendered by employees to balance date. Employee benefits expected to be settled in full within one year together with entitlements arising from wages and salaries, have been measured at the amounts expected to be paid when the liability is settled plus relates on-costs. Other employee benefits payable have been measured at the present value of the estimated future cash outflows to be made for those benefits.

Retiring allowance, applicable only to officials, is accrued in accordance with clause 51.4 & 51.5 of the Rules. Retiring allowance accrued up to 31 December 1999 is borne by Federal Office and accordingly the Union's accruals recognise retiring allowance accrued from 1/1/2000 to 30/11/2012, after which point in time, such allowances are provided through ACIRT.

Long Service Leave provision in relation to officials is recognised in the accounts, in accordance with clause 51.7 and 51.9 of the Rules. Long service leave accrued up to 31 December 1999 is borne by Federal Office and accordingly the Union's accruals recognise long service leave accrued from 1/1/2000 and subsequent. Long service leave provisions in relation to non-officials are generally recognised upon completion of 5 years of service.

Contributions are made by the Union to employee superannuation funds and are charged as expenses when incurred.

#### g) Leases

The Union assesses at contract inception whether a contract is, or contains, a lease. That is, if the contract conveys the right to control the use of an identified asset for a period of time in exchange for consideration.

#### The Union as a lessee

The Union applies a single recognition and measurement approach for all leases, except for short-term leases and leases of low value assets. The Union recognises lease liabilities to make lease payments and right-of-use assets representing the right to use the underlying assets.

#### Right-of-use assets

The Union recognises right-of-use assets at the commencement date of the lease (ie. the date the underlying asset is available for use). Right-of-use assets are measured at cost, less any accumulated depreciation and impairment losses, and adjusted for any remeasurement of lease liabilities. The cost of right-of-use assets includes the amount of lease liabilities recognised, initial direct costs incurred, and lease payments made at or before the commencement date less any lease incentives received. Right-of-use assets are depreciated on a straight-line basis over the shorter of the lease term and the estimated useful lives of the assets, as follows:

	2021	2020
Plant & Equipment	3-5 years	3-5 years

If ownership of the leased asset transfers to the Union at the end of the lease term or the cost reflects the exercise of a purchase option, depreciation is calculated using the estimated useful life of the asset. The right-of-use assets are also subject to impairment.

#### Lease liabilities

At the commencement date of the lease, the Union recognises lease liabilities measured at the present value of lease payments to be made over the lease term. The lease payments include fixed payments (including insubstance fixed payments) less any lease incentives receivable, variable lease payments that depend on an index or a rate, and amounts expected to be paid under residual value guarantees. The lease payments also include the exercise price of a purchase option reasonably certain to be exercised by the Union and payments of penalties for terminating the lease, if the lease term reflects the Union exercising the option to terminate. Variable lease payments that do not depend on an index or a rate are recognised as expenses (unless they are incurred to produce inventories) in the period in which the event or condition that triggers the payment occurs.

#### g) Leases (cont'd)

In calculating the present value of lease payments, the Union uses the implicit the interest rate. After the commencement date, the amount of lease liabilities is increased to reflect the accretion of interest and reduced for the lease payments made. In addition, the carrying amount of lease liabilities is remeasured if there is a modification, a change in the lease term, a change in the lease payments (eg changes to future payments resulting from a change in an index or rate used to determine such lease payments) or a change in the assessment of an option to purchase the underlying asset.

#### h) Revenue

The Union enters into various arrangements where it receives consideration from another party. These arrangements include consideration in the form of membership subscriptions, capitation fees, levies, grants, and donations.

The timing of recognition of these amounts as either revenue or income depends on the rights and obligations in those arrangements.

#### Revenue from contracts with customers

Where the Union has a contract with a customer, the Union recognises revenue when or as it transfers control of goods or services to the customer. The Union accounts for an arrangement as a contract with a customer if the following criteria are met:

- the arrangement is enforceable; and
- the arrangement contains promises (that are also known as performance obligations) to transfer goods or services to the customer (or to other parties on behalf of the customer) that are sufficiently specific so that it can be determined when the performance obligation has been satisfied.

#### Membership subscriptions

For membership subscription arrangements that meet the criteria to be contracts with customers, revenue is recognised when the promised goods or services transfer to the customer as a member of the Union.

As there is only one distinct membership service promised in the arrangement, the Union recognises revenue as the membership service is provided, which is typically based on the passage of time over the subscription period to reflect the Union's promise to stand ready to provide assistance and support to the member as required.

For member subscriptions paid annually in advance, the Union has elected to apply the practical expedient to not adjust the transaction price for the effects of a significant financing component because the period from when the customer pays and the good or services will transfer to the customer will be one year or less.

When a member subsequently purchases additional goods or services from the Union at their standalone selling price, the Union accounts for those sales as a separate contract with a customer.

#### Levies

Levies paid by a member (or other party) in an arrangement that meets the criteria to be a contract with a customer is recognised as revenue when or as the Union transfer the services.

In circumstances where the criteria for a contract with a customer are not met, the Union will recognise levies as income upon receipt.

#### Income of the Union as a Not-for-Profit Entity

Consideration is received by the Union to enable the entity to further its objectives. The Union recognises each of these amounts of consideration as income when the consideration is received (which is when the Union obtains control of the cash) because, based on the rights and obligations in each arrangement:

- the arrangements do not meet the criteria to be contracts with customers because either the arrangement is unenforceable or lacks sufficiently specific promises to transfer goods or services to the customer; and
- the Union's recognition of the cash contribution does not give to any related liabilities.

#### h) Revenue (cont'd)

During the year, the Union received cash consideration from the following arrangements whereby that consideration will be recognised as income upon receipt:

- donations and voluntary contribution from members (including whip arounds); and
- certain government grants.

#### Volunteer services

During the year, the Union received no volunteer services. In those circumstances where it does receive volunteer services and the fair value of the volunteer services can be measured reliably, the Union recognises the fair value of volunteer services received as income together with a corresponding expense where the economic benefits of the volunteer services are consumed as the services are acquired. Where the volunteer services will contribute to the development of an asset, the fair value is included in the carrying amount of that asset.

#### Income recognised from transfers

Where, as part of an enforceable agreement, the Union receives consideration to acquire or construct a nonfinancial asset such as property, plant and equipment to an identified specification and for the Union's own use, a liability is recognised for the obligation to acquire or construct the asset. Income is recognised as the obligation to acquire or construct the asset is satisfied, which is typically over time. The asset that is being acquired or constructed is recognised in accordance with the policy on property, plant and equipment.

#### Gains from sale of assets

An item of property, plant and equipment is derecognised upon disposal (which is at the date the recipient obtains control) or when no future economic benefits are expected from its use or disposal. Any gain or loss arising on derecognition of the asset (calculated as the difference between the net disposal proceeds and the carrying amount of the asset) is included in the statement of profit or loss when the asset is derecognised.

#### Interest income

Interest revenue is recognised on an accrual basis using the effective interest method.

#### i) Cash and cash equivalents

Cash and cash equivalents comprise cash on hand and cash in banks at highly liquid investments with a maturity of 3 months or less. It is recognised at its nominal amount.

#### j) Trade and other receivables

Trade and other receivables are recognised initially at fair value and generally due for settlement within 30 days.

For trade receivables that do not have a significant financing component, the Union applies a simplified approach in calculating expected credit losses (ECLs) which requires lifetime expected credit losses to be recognised from initial recognition of the receivables.

Therefore, the Union does not track changes in credit risk, but instead recognises a loss allowance based on lifetime ECLs at each reporting date. The Union has established a provision matrix that is based on its historical credit loss experience, adjusted for forward-looking factors specific to the debtors and the economic environment.

#### Debt instruments other than trade receivables

For all debt instruments other than trade receivables and debt instruments not held at fair value through profit or loss, the Union recognises an allowance for expected credit losses using the general approach. ECLs are based on the difference between the contractual cash flows due in accordance with the contract and all the cash flows that the Union expects to receive, discounted at an approximation of the original effective interest rate.

#### j) Trade and other receivables (cont'd)

ECLs are recognised in two stages:

- Where there has not been a significant increase in credit risk since initial recognition, ECLs are provided for credit losses from possible default events within the next 12-months (a 12-month ECL).
- Where there has been a significant increase in credit risk since initial recognition, a loss allowance is required for credit losses expected over the remaining life of the debt, irrespective of the timing of the default (a lifetime ECL).

The Union considers a financial asset in default when contractual payments are 90 days past due. However, in certain cases, the Union may also consider a financial asset to be in default when internal or external information indicates that the Union is unlikely to receive the outstanding contractual amounts in full. A financial asset is written off when there is no reasonable expectation of recovering the contractual cash flows.

#### k) Trade and other payables

Trade payables and other accounts payable are recognised when the Union becomes obliged to make future payments resulting from the purchase of goods and services. Trade accounts payable are normally settled within 30 days.

#### I) Inventories

Inventories of saleable merchandise are measured at the lower of cost and net realisable value.

#### m) Fair Value Measurements

The Union measures some of its assets and liabilities at fair value on either a recurring or non-recurring basis, depending on the requirements of the applicable Accounting Standard.

Fair value is the price the Union would receive to sell an asset or would have to pay to transfer a liability in an orderly (ie. unforced) transaction between independent, knowledgeable and willing market participants at the measurement date.

As fair value is a market-based measure, the closest equivalent observable market pricing information is used to determine fair value. Adjustments to market value may be made having regard to the characteristics of the specific asset or liability. The fair values of assets and liabilities that are not traded in an active market are determined using one or more valuation techniques. These valuation techniques maximise, to the extent possible, the use of observable market data.

To the extent possible, market information is extracted from either the principal market for the asset or liability (ie. the market with the greatest volume and level of activity for the asset or liability) or, in the absence of such a market, the most advantageous market available to the entity at the end of the reporting period (ie. the market that maximises the receipts from the sale of the asset or minimises the payments made to transfer the liability, after taking into account transaction costs).

For non-financial assets, the fair value measurement also takes into account a market participant's ability to use the asset in its highest and best use or to sell it to another market participant that would use the asset in its highest and best use.

The fair value of liabilities and the entity's own equity instruments (excluding those related to share-based payment arrangements) may be valued, where there is no observable market price in relation to the transfer of such financial instruments, by reference to observable market information where such instruments are held as assets. Where this information is not available, other valuation techniques are adopted and, where significant, are detailed in the respective note to the financial statement.

#### n) Financial Instruments

Initial recognition and measurement

Financial assets and financial liabilities are recognised when the Union becomes a party to the contractual provisions to the instrument. For financial assets, this is the date that the Union commits itself to either the purchase or sale of the asset (ie trade date accounting is adopted).

#### n) Financial Instruments (Cont'd)

Financial instruments (except for trade receivables) are initially measured at fair value plus transaction costs except where the instrument is classified as "at fair value through profit or loss" in which case transaction costs are expensed to profit or loss immediately. Where available, quoted prices in an active market are used to determine fair value. In other circumstances, valuation techniques are adopted.

Trade receivables are initially measured at the transaction price if the trade receivables do not contain a significant financing component or if the practical expedient was applied as specified in AASB 15: Revenue from Contracts with Customers.

#### Classification and subsequent measurement

#### Financial liabilities

Financial liabilities are subsequently measured at:

- · amortised cost; or
- · fair value through profit or loss.

A financial liability is measured at fair value through profit or loss if the financial liability is:

- a contingent consideration of an acquirer in a business combination to which AASB 3: Business Combinations applies;
- · held for trading; or
- initially designated as fair value through profit or loss.

All other financial liabilities are subsequently measured at amortised cost using the effective interest method.

The effective interest method is a method of calculating the amortised cost of a debt instrument and of allocating interest expense in the profit or loss over the relevant period.

The effective interest rate is the internal rate of return of the financial asset or liability. That is, it is the rate that discounts the estimated future cash flows through the expected life of the instrument to the net carrying amount at initial recognition.

A financial liability is held for trading if it is:

- incurred for the purpose of repurchasing or repaying in the near term;
- · part of a portfolio where there is an actual pattern of short-term profit-taking; or
- a derivative financial instrument (except for a derivative that is in a financial guarantee contract or a derivative that is in effective hedging relationships).

Any gains or losses arising on changes in fair value are recognised in profit or loss to the extent that they are not part of a designated hedging relationship.

The change in fair value of the financial liability attributable to changes in the issuer's credit risk is taken to other comprehensive income and is not subsequently reclassified to profit or loss. Instead, it is transferred to retained earnings upon derecognition of the financial liability.

If taking the change in credit risk in other comprehensive income enlarges or creates an accounting mismatch, then these gains or losses should be taken to profit or loss rather than other comprehensive income.

A financial liability cannot be reclassified.

#### **Financial Assets**

Financial assets are subsequently measured at:

- amortised cost;
- · fair value through other comprehensive income; or
- fair value through profit or loss.

#### n) Financial Instruments (Cont'd)

Measurement is on the basis of two primary criteria:

- · the contractual cash flow characteristics of the financial asset; and
- the business model for managing the financial assets.

A financial asset that meets the following conditions is subsequently measured at amortised cost:

- the financial asset is managed solely to collect contractual cash flows; and
- the contractual terms within the financial asset give rise to cash flows that are solely payments of principal and interest on the principal amount outstanding on specified dates.

A financial asset that meets the following conditions is subsequently measured fair value through other comprehensive income:

- the contractual terms within the financial asset give rise to cash flows that are solely payments of principal and interest on the principal amount outstanding on specified dates; and
- the business model for managing the financial asset comprises both contractual cash flows collection and the selling of the financial asset.

By default, all other financial assets that do not meet the measurement conditions of amortised cost and fair value through other comprehensive income are subsequently measured at fair value through profit or loss.

The entity initially designates a financial instrument as measured at fair value through profit or loss if:

- it eliminates or significantly reduces a measurement or recognition inconsistency (often referred to as an "accounting mismatch") that would otherwise arise from measuring assets or liabilities or recognising the gains and losses on them on different basis;
- it is in accordance with the documented risk management or investment strategy and information about the
  groupings is documented appropriately, so the performance of the financial liability that is part of a group of
  financial liabilities or financial assets can be managed and evaluated consistently on a fair value basis; and
- it is a hybrid contract that contains an embedded derivative that significantly modifies the cash flows otherwise required by the contract.

The initial designation of financial instruments to measure at fair value through profit or loss is a one-time option on initial classification and is irrevocable until the financial asset is derecognised.

#### Equity instruments

At initial recognition, as long as the equity instrument is not held for trading or is not a contingent consideration recognised by an acquirer in a business combination to which AASB 3 applies, the entity made an irrevocable election to measure any subsequent changes in fair value of the equity instruments in other comprehensive income, while the dividend revenue received on underlying equity instruments investment will still be recognised in profit or loss.

Regular way purchases and sales of financial assets are recognised and derecognised at settlement date in accordance with the Union's accounting policy.

#### Derecognition

Derecognition refers to the removal of a previously recognised financial asset or financial liability from the statement of financial position.

#### n) Financial Instruments (Cont'd)

Derecognition of financial liabilities

A liability is derecognised when it is extinguished (ie when the obligation in the contract is discharged, cancelled or expires). An exchange of an existing financial liability for a new one with substantially modified terms, or a substantial modification to the terms of a financial liability, is treated as an extinguishment of the existing liability and recognition of a new financial liability.

The difference between the carrying amount of the financial liability derecognised and the consideration paid and payable, including any non-cash assets transferred or liabilities, is recognised in profit or loss.

Derecognition of financial assets

A financial asset is derecognised when the holder's contractual rights to its cash flows expires, or the asset is transferred in such a way that all the risks and rewards of ownership are substantially transferred.

All the following criteria need to be satisfied for the derecognition of a financial asset:

- · the right to receive cash flows from the asset has expired or been transferred;
- all risk and rewards of ownership of the asset have been substantially transferred; and
- the entity no longer controls the asset (ie has no practical ability to make unilateral decision to sell the asset to a third party).

On derecognition of a financial asset measured at amortised cost, the difference between the asset's carrying amount and the sum of the consideration received and receivable is recognised in profit or loss.

On derecognition of a debt instrument classified as fair value through other comprehensive income, the cumulative gain or loss previously accumulated in the investment revaluation reserve is reclassified to profit or loss.

On derecognition of an investment in equity which the entity elected to classify under fair value through comprehensive income, the cumulative gain or loss previously accumulated in the investments revaluation reserve is not reclassified to profit or loss, but is transferred to retained earnings.

The entity recognises a loss allowance for expected credit losses on:

- financial assets that are measured at amortised cost or fair value through other comprehensive income;
- · lease receivables;
- contract assets;
- loan commitments that are not measured at fair value through profit or loss; and
- financial guarantee contracts that are not measured at fair value through profit or loss.

Loss allowance is not recognised for:

- · financial assets measured at fair value through profit or loss; or
- · equity instruments measured at fair value through other comprehensive income.

Expected credit losses are the profitability-weighted estimate of credit losses over the expected life of a financial instrument. A credit loss is the difference between all contractual cash flows that are due and all cash flows expected to be received, all discounted at the original effective interest rate of the financial instrument.

The entity used the following approaches to impairment, as applicable under AASB9:

- the general approach;
- · the simplified approach;
- the purchased or originated credit-impaired approach; and
- low credit risk operational simplification.

#### n) Financial Instruments (cont'd)

#### General approach

Under the general approach, at each reporting period, the entity assesses whether the financial instruments are credit-impaired, and:

- If the credit risk of the financial instrument has increased significantly since initial recognition, the entity
  measures the loss allowance of the financial instruments at an amount equal to the lifetime expected credit
  losses; and
- If there is no significant increase in credit risk since initial recognition, the entity measures the loss allowance for the financial instrument at an amount equal to 12-month expected credit losses.

#### Simplified approach

The simplified approach does not require tracking of changes in credit risk at every reporting period, but instead requires the recognition of lifetime expected credit loss at all times.

This approach is applicable to:

- · trade receivables; and
- · lease receivables.

In measuring the expected credit loss, a provision matrix for trade receivables is used taking into consideration various data to get to an expected credit loss (ie delivery of its customer base, appropriate groupings of its historical loss experience, etc).

Purchased or originated credit-impaired approach

For financial assets that are considered to be credit-impaired (not on acquisition or originations), the Union measures any change in lifetime expected credit loss as the difference between the asset's gross carrying amount and the present value of estimated future cash flows discounted at the financial asset's original effective interest rate. Any adjustment is recognised in profit or loss as an impairment gain or loss.

Evidence of credit impairment includes:

- significant financial difficulty of the issuer or borrower;
- a breach of contract (eg default or past due event);
- a lender has granted to the borrower a concession, due to the borrower's financial difficulty, that the lender would not otherwise consider;
- · the likelihood that the borrower will enter bankruptcy or other financial reorganisation; and
- the disappearance of an active market for the financial asset because of financial difficulties.

Low credit risk operational simplification approach

If a financial asset is determined to have low credit risk at the initial reporting date, the entity assumes that the credit risk has not increased significantly since initial recognition and, accordingly, can continue to recognise a loss allowance of 12-month expected credit loss.

#### n) Financial Instruments (cont'd)

In order to make such a determination that the financial asset has low credit risk, the entity applies its internal credit risk ratings or other methodologies using a globally comparable definition of low credit risk.

A financial asset is considered to have low credit risk if:

- there is a low risk of default by the borrower;
- the borrower has a strong capacity to meets its contractual cash flow obligations in the near term; and
- adverse changes in economic and business conditions in the longer term, may, but not necessarily, reduce the ability of the borrower to fulfil its contractual cash flow obligations.

Recognition of expected credit losses in financial statements.

At each reporting date, the Union recognises the movement in the loss allowance as an impairment gain or loss in the statement of profit and loss and other comprehensive income.

The carrying amount of financial assets measured at amortised cost includes the loss allowance relating to that asset.

Assets measured at fair value through other comprehensive income are recognised at fair value with changes in fair value recognised in other comprehensive income. The amount in relation to change in credit risk is transferred from other comprehensive income to profit or loss at every reporting period.

For financial assets that are unrecognised (eg loan commitments yet to be drawn, financial guarantees), a provision for loss allowance is created in the statement of financial position to recognise the loss allowance.

Financial instruments are initially measured at cost on trade date, which includes the transaction costs, when the related contractual rights or obligations exist.

Subsequent to the initial recognition, the Committee of Management assess whether there is objective evidence that a financial instrument has been impaired. A prolonged decline in the value of the instrument is considered to determine whether an impairment has arisen, impairment losses are recognised in the income Statement.

#### o) Taxation (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 Australian Taxation 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 expense. Receivables and payables in the Statement of Financial Position are shown inclusive of GST.

The Union whilst believed to be exempt from income tax still has a Fringe Benefits Tax obligation.

#### p) Capitation Fees

These fees are recognised on an accruals basis, and recorded as an expense in the year to which they relate.

#### q) Contingent liabilities and contingent assets

Contingent liabilities and contingent assets are not recognised in the statement of financial position but are reported in the relevant notes. They may arise from uncertainty as to the existence of a liability or asset or represent an existing liability or asset in respect of which the amount cannot be reliably measured. Contingent assets are disclosed when settlement is probable but not virtually certain, and contingent liabilities are disclosed when settlement is greater than remote.

#### r) Critical Accounting Estimates and Judgements

The Committee of Management evaluate estimates and judgements incorporated into the financial report based on historical knowledge and best available current information. Estimates assume a reasonable expectation of future events and are based on current trends and economic data, obtained both externally and within the Union.

Key Estimates - Impairment

The Union assesses impairment at each reporting date by evaluating conditions specific to it that may lead to impairment of assets. Where an impairment trigger exists, the recoverable amount of the asset is determined and reflected in the Financial Report.

#### s) Comparative Information

Where necessary comparative amounts have been reclassified to facilitate preparation of the current year accounts.

#### t) Employee benefits

The Union applies AASB 119: Employee Benefits and the relevant consequential amendments arising from the related Amending Standards.

For the purpose of measurement, AASB 119 defines obligations for short-term employee benefits as obligations expected to be settled wholly before 12 months after the end of the annual reporting period in which the employees render the related services. Previously, annual leave satisfied the definition of short-term employee benefits and therefore the leave liability was measured on an undiscounted basis at the amounts expected to be paid when the liability was settled. However, under AASB 119, as the Union expects that most employees will not use all of their annual leave entitlements in the same year in which they are earned or during the 12-month period that follows, obligations for annual leave entitlements now meet the definition of other long-term employee benefits and, therefore, are required to be measured at the present value of the expected future payments to be made to employees.

#### u) Acquisition of assets and or liabilities that do not constitute a business combination

The Union did not acquire an asset or liability due to an amalgamation under Part 2 of Chapter 3 of the RO Act, or a restructure of the branches of the organisation, or a determination or revocation by the General Manager of the Fair Work Commission under subsections 245(1) or 249(1) of the RO Act.

#### v) New Accounting Standards for Application in Future Periods

There are no new Accounting Standards issued by the AASB that are not yet mandatorily applicable to the Union, that are expected to have a significant impact on the Union when adopted in future periods.

#### Note 2 Information to be provided to members or Commissioner of Registered Organisations Commission

- a) In accordance with the requirements of the Fair Work (Registered Organisations) Act 2009, the attention of members is drawn to the provisions of subsections (1), (2) and (3) of section 272 which read as follows:
  - (1) A member of a reporting unit, or the Registered Organisations Commissioner, 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).

#### Note 3 Revenue

	<u>2021</u> \$	2020 \$
Revenue from Operating Activities		
- Membership Subscriptions (net of refunds and charges)	1,598,984	1,546,444
- Capitation Fees and other revenue from another reporting unit		-
- Interest received	- 860	4,153
- EBA dues	228,000	55,059
- Levies		-
- Grants		-
- Directors fees	28,104	19,395
- Marsh Industry Fund	334,767	382,143
- Sponsorships	18,182	25,000
- Donations	28,000	27,609
- Covid subsidies	100,000	-
- Revenue from recovery of wages activity		-
- Financial Support – Other Branches	Interior de la company de la c	-
- Workers Compensation Received		-
- Sundry Income	104,331	132,734
Total Revenue	2,441,228	2,192,537

All revenue is sourced in Australia. There are no unsatisfied performance obligations.

Revenue	by Tyn	e of Cu	stomer/ F	Fundina	Source
1/c Actinc	DA IAN	e oi ou	oronien i	unumu	Jource

Other persons	2,441,228	2,192,537
- Other persons	514.244	591,034
- Government	100,000	-
<ul> <li>Other reporting units</li> </ul>	-	-
- Members	1,826,984	1,601,503

Note 4 Surplus from Ordinary Activities

	<b>2021</b>	<u>2020</u> \$
Expenses		
Depreciation and amortisation		
- Buildings	17,945	40.000
- Motor vehicles	1.4.2.4.4.4.4.4.608	18,308
- Office plant & equipment	26 562	2,384 20,692
Total	1 AU AUTO 36,553	20,092
Remuneration of Auditor - Financial Statements Audit	7,500	6,450
- Other services	1 1 1 1 1 1 1	0,430
- Other services	그는 그는 그는 바람들이 되고 가려지 않는 것	
Grants		-
	그 그 그는 그를 바람이 주면 그 그	
Donations - Political Parties (ALP)		12,273
- Other		41,288
		53,561
T. 15 " D. 1111 1 Al 200 1		007
Total Donations Paid that were \$1,000 or less		637 52,924
Donations paid that exceeded \$1,000		53,561
Penalties – via RO Act or Fair Work Act		33,301
Tenaties — via NO Act of Fail Work Act		
Employee Expenses	graduut van de saar van 1964. Graduut van de saar van 1970 de en 1	
Office Holders:-		
	400.045	440 546
Wages & Salaries	408,245	412,546
Superannuation / ACIRT	111,250	79,238
Leave and other entitlements	85,518	54,040
Separation and redundancies		-
Other Employee expenses	<u>-</u>	-
	605,013	545,824
	1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 -	
Employees other than office holders: -		
Wages & Salaries	413,778	412,649
Superannuation	77,833	67,934
Leave and other entitlements	31,620	(27,395)
	51,020	
Separation and redundancies		19,600
Other Employee expenses		
	523,231	472,788
Total Employee Expenses	1,128,244	1,018,612

Note 4 Surplus from Ordinary Activities (cont'd)	2 <u>021</u>	<u>2020</u> \$
Affiliation Fees - ALP	14,041	14,936
- Unions NSW & ACT	14,491	8,530
- National Council (CEPU)	12,263	24,205
- Newcastle Trade Hall Council	202	202
	40,997	47,873
Affiliation Fees > \$1,000	40,198	45,522
Affiliation Fees ≤ \$1,000	799	2,351
, , , , , , , , , , , , , , , , , , ,	40,997	47,873
Legal Fees – Litigation		_
Legal Fees – Other Matters	7,736	9,216
Consideration to employers for making payroll deductions		· •
Compulsory levies (other than per Capita to National Office)		-
Fees / allowances – meetings and conferences		-
Conference and meeting expenses		-
Note 5 Cash and Cash Equivalents		
•	2 <b>021</b>	2020 ©
Cash on hand	3,764	2,744
Cash at bank	2,953,632	2,176,876
	2,957,396	2,179,620
Note 6 Trade and Other Receivables		
	2021 \$	2020 *
Trade and other debtors (receivable from other reporting units	162,125	195,984
2021 \$nil 2020 \$nil)		
	162,125	195,984
The credit loss provision was \$nil (2020: \$nil) and there were no movements during the year.		
In 2021 and 2020, receivables were all <30 days old (i.e. no receivables were past due). No significant credit risk exists with any single counterparty, nor is there any collateral over receivables.		
No receivables were recognised for contracts with customers (2020: \$nil)		
lote 7 Inventories	2024	
	2021 \$	<u>2020</u> \$
	12,707	19,783

Note 8 Plant and Equip	oment	Ė
------------------------	-------	---

2021	2020 \$
1,196,300	1,196,300
(17,945)	-
1,178,355	1,196,300
70,192	70,192
(70,192)	(70,192)
	Der
102,193	73,227
(48,112)	(29,504)
54,081	43,723
1,232,436	1,240,023
	\$ 1,196,300 (17,945)  1,178,355  70,192 (70,192)  102,193 (48,112)  54,081

#### **Movements in Carrying Amounts**

Movement in the carrying amounts for each class of plant and equipment between the beginning and the end of the current financial year.

	Balance at beginning of year	Additions	Disposals	Depreciation expense	Carrying amount at the end year
	\$	\$	\$	\$	\$
2020					
Buildings	1,196,300	-	-	-	1,196,300
Office Plant & Equipment	2,384	-	-	(2,384)	· · · -
Motor Vehicles	62,031	-	-	(18,308)	43,723
Total	1,260,715	-	-	(20,692)	1,240,023
2021					
Buildings	1,196,300	-	-	(17,945)	1,178,355
Office Plant & Equipment	· · ·	-	-	-	
Motor Vehicles	43,723	28,966	-	(18,608)	54,081
Total	1,240,023	28,966		(36,553)	1,232,436

#### Note 9 Trade and Other Payables

Consideration to employers for payable deductions
Legal Costs (litigation and other matters)
Accounts payable and accruals
Annual Leave
- officeholders
- employees other than office holders
Deferred revenue

2 <mark>021</mark>	2020 \$
	-
	=
98,097	128,054
131,792	89,243
26,585	11,873
	-
256,474	229,170

Note 10 Provisions	2021 \$	2020 \$
Current		
Long Service Leave		
- officeholders	324,852	291,639
- employees other than office holders	51,637	34,729
Retiring Allowance		
- officeholders	204,851	195,095
- other employees		-
	581,340	521,463
Non-Current		
Long Service Leave		-
- officeholders		-
- employees other than office holders		•

There are no provisions for separation and redundancy or any other provisions for officeholders or other employees (2020: \$nil)

#### **Provision for Employee Benefits**

Provision for employee benefits represents amounts accrued for annual leave and long service leave.

The current portion for this provision includes the total amount accrued for annual leave entitlements and the amounts accrued for long service leave entitlements that have vested due to employees having completed the required period of service. Based on past experience, the Union does not expect the full amount of annual leave or long service leave balances classified as current liabilities to be settled within the next 12 months. However, these amounts must be classified as current liabilities since the Union does not have an unconditional right to defer the settlement of these amounts in the event employees wish to use their leave entitlement.

The non-current portion for this provision includes amounts accrued for long service leave entitlements that have not yet vested in relation to those employees who have not yet completed the required period of service.

#### Note 11 Payable to Federal Office

The amount is unsecured, interest free and repayable as and when surplus funds are available.

#### Note 12 Payable to PTEU (Vic) Branch

This loan is secured by the property owned by the Branch situated at 1/111 McEvoy Street, Alexandria, NSW. It attracts an interest rate of 5% per annum, and is repayable at \$7,500 per month (interest and principal).

#### Note 13 Cash Flow Information

#### **Reconciliation of Cash**

For the purposes of the statement of cash flows, cash includes: -

	<b>202</b> 1	<u>2020</u>
	\$	\$
Cash on hand	3,764	2,744
Cash at Bank	2,953,632	2,176,876
	2,957,396	2,179,620
Reconciliation of Cash Flow from Operations with Operating surplus  Non cash flow in operating surplus:-	689,996	629,685
Depreciation and amortisation	36,553	20,692
Interest Payable	42,077	44,414
Changes in operating net assets:-		•
(Increase)/Decrease in receivables	33,859	(64,303)
(Increase)/Decrease in inventories	7,076	(6,718)
Increase/(Decrease) in payables	27,304	(52,237)
Increase/(Decrease) in provisions	59,877	26,645
Net cash provided by operating activities	896,742	598,178

#### **Note 14 Financial Instruments**

#### (a) Financial Risk Management

The Union's financial instruments consist of deposits with banks, short-term investments, accounts receivable and payable.

The purpose of the financial instruments is to raise finance for the operations of the Union.

#### (i) Treasury Risk Management

The Committee of Management meets on a regular basis to analyse currency and interest rate exposure and to evaluate treasury management strategies in the context of the most recent economic conditions and forecasts.

#### (ii) Financial Risks

The main risks the Union is exposed to through its financial instruments are liquidity risk and credit risk.

#### Liquidity Risk

The Union manages liquidity risk by monitoring forecast cash flows and ensuring that adequate unutilised borrowing facilities are maintained.

#### Credit Risk

The maximum exposure to credit risk, excluding the value of any collateral or other security, at balance date to recognised financial assets, is the carrying amount, net of provisions for impairment of those assets, as disclosed in the statement of financial position and notes to the financial statements.

#### **Foreign Currency**

The Union is not exposed to fluctuations in foreign currency.

#### Note 14 Financial Instruments (cont'd)

#### (b) Interest Rate Risk

The Union's exposure to interest rate risk, which is the risk that a financial instrument's value will fluctuate as a result of changes in market interest rates is set out below: -

	Financial Instruments	Floating Ra		Fixed Inter maturing than 1	in: less	Fixed Inter maturing i or m	n: 1 year	Non-Int Bear		Total Carryir as per Stat Financial	ement of	Weigh Avera Effecting Rat	age Interest
(i)	Financial Assets	2021 \$	2020 \$	2021 \$	2020 \$	2021 \$	2020 \$	2021 \$	2020 \$	2021 \$	2020 \$	2021 %	2020 %
	Cash and Cash Equivalents Receivables Other Financial Assets	2,953,632	2,176,876 - -	- -	- - -	<u>-</u> -	-	3,764 162,125 -	2,744 195,984 -		2,179,620 195,984 -	1.40	1.90
	Total	2,953,632	2,176,876	-	***	-	-	165,889	198,728	3,119,521	2,375,604		
(ii)	Financial Liabilities												
	Interest Bearing Debt Payables Non Interest Bearing Liabilities	:	-	45,583 - -	45,583 - -	769,865 - -	817,788 - -	256,474 -	- 229,170 -	815,448 256,474	863,371 229,170 -	•	5.00
	Total	-	-	45,583	45,583	769,865	817,788	256,474	229,170	1,071,922	1,092,541		
	Net Financial Assets/(Liabilities)	2,953,632	2,176,876	(45,583)	(45,583)	(769,865)	(817,788)	(90,585)	(30,442)	2,047,599	1,283,063		

#### Note 14 Financial Instruments (cont'd)

#### (c) Net Fair Values

The net fair value of the Union's financial assets and liabilities are not expected to be significantly different from the class of assets and liabilities as disclosed and recognised in the statement of financial position as at 31 March 2021.

#### (d) Sensitivity Analysis

#### Interest Rate Risk

The Union has performed a sensitivity analysis relating to its exposure to interest rate risk at balance date. This sensitivity analysis demonstrates the effect on the current year results and equity which could result from a change in this risk.

#### Interest rate sensitivity analysis: -

At 31 March 2021, the effect on surplus and equity as a result of changes in the interest, with all other variables remaining constant, would be as follows:

	2021 \$	2020 \$
Change in surplus Increase in interest rate by 2% Decrease in interest rate by 2%	59,073 (59,073)	43,537 (43,537)
Change in equity Increase in interest rate by 2% Decrease in interest rate by 2%	59,073 (59,073)	43,537 (43,537)

#### Note 15 Related Party Transactions

The following were the Committee Members of the Union during or after the year: -

Theo Smartzopoulos Steve McCarney John Treble	Adrian Benedet William Patterson Rhyce Zwickl	Richard Dietmann (now retired)
Lance Harrison	Chris Seet	

Key management remuneration is set out in Note 17. No committee member received fees for sitting on the Committee of Management.

All transactions between the Committee Members and the Union were conducted on normal commercial terms in respect of subscriptions. There were no other transactions with such parties in 2021, nor 2020.

The officeholders received no 'non cash' benefits (2020: \$nil). No officeholder of the Branch during the year and/or the prior year had any material personal interest in a matter that he/she has or did acquire, or a relative of the officeholder has or did acquire.

No share-based payments were received by any officeholder this year or in the prior year.

No officeholder or officer of the Union (this year or last year) received any remuneration in their own name because they were a member of, or held position with a Board or other organisation because: -

- The officeholder held such a position with the Board or other organisation only because they were an officeholder of the Branch; or
- ii) They were nominated for the position by the Branch; or
- iii) They received remuneration from any third party, in connection with the performance of their duties as an officeholder of the Branch.

#### Note 15 Related Party Transactions (cont'd)

Fees and allowances received by the Union in respect of officeholders or officials holding directorship positions are set out in the statement of comprehensive income and amounted to \$xx (2020: \$19,395).

No performance bonuses were received by these staff.

Transactions between New South Wales Branch and Federal Office (or other branches of the Union) were as follows: -

#### (a) Per Capita Payment

During the year the New South Wales Branch of the Union was charged by the Federal Office of the Union a per capita payment calculated for each full financial member in accordance with the rules.

	2 <u>021</u>	<u>2020</u> \$
Per Capita Expense: Amounts owed to Federal Office:	126,701	(4,482)
Current liability Repayment to National Office during year:	126.701	60,000

#### (b) Other

In 2019, a loan of \$920,000 was received from PTEU (Vic) Branch. It is repayable at \$7,500 per month (interest and principal) and is serviced by the property owned by the Branch. Total principal repayments this year were \$47,923 (2020: \$45,586) interest payments were \$42,097 (2020: \$44,414), total repayments were henceforth \$90,000 (2020: \$90,000).

During the year, the Branch paid service fees of \$93,952 (2020: \$88,707) on commercial terms and conditions to PTEU (Vic) Branch who assisted with financial accounting requirements.

The Branch at reporting date owes CEPU (National Office) \$nil (prior year: \$nil) for affiliation fees levied.

#### Note 16 Contingent Liabilities

There are no known contingent liabilities as at balance date or to the date of this report.

#### Note 17 Key Management Personnel

	. \$	\$
		•
Short-term employee benefits		
Salary	374,225	382,696
Annual leave	34,020	29,850
Performance bonus		-
Total short-term employee benefits	408,245	412,546
Post-employment benefits		
Superannuation/ACRIT	111,250	79,238
Total post-employment benefits	111,250	79,238
,		
Other long-term benefits		
Long-service leave & retirement	85,518	54,040
Total long-term benefits	85,518	54,040
Termination benefits		
Total Remuneration	605,013	554,824

#### Note 18 Commitments

There was no Capital Expenditure Commitments at the year end.

#### Note 19 Events Subsequent to Reporting Date

No matters or circumstances have arisen since the end of the financial year which significantly affected or may significantly affect the operations of the Union, the results of those operations, or the state of affairs of the Union in future financial years.

#### Note 20 Segment Reporting

The Union provides services to members employed in executing plumbing, gas fitting, pipe fittings and domestic engineering works in the state of New South Wales and the ACT. Its principal place of business is 1/111 McEvoy Street, Alexandria, NSW.

#### Note 21 Fair Value Measurement

The Union measures and recognises the following assets and liabilities at fair value on a recurring basis after initial recognition:

- financial assets at fair value through profit or loss;
- available-for-sale financial assets; and
- freehold land and buildings.

The Union does not subsequently measure any liabilities at fair value on a recurring basis, or any assets or liabilities at fair value on a non-recurring basis.

#### a. Fair Value Hierarchy

AASB 13: Fair Value Measurement requires the disclosure of fair value information by level of the fair value hierarchy, which categorises fair value measurements into one of three possible levels based on the lowest level that an input that is significant to the measurement can be categorised into as follows:

Level 1	Level 2	Level 3
Measurements based on quoted prices (unadjusted) in active markets for identical assets or liabilities that the entity can access at the measurement date.	Measurements based on inputs other than quoted prices included in Level 1 that are observable for the asset or liability, either directly or indirectly.	Measurements based on unobservable inputs for the asset or liability.

The fair values of assets and liabilities that are not traded in an active market are determined using one or more valuation techniques. These valuation techniques maximise, to the extent possible, the use of observable market data. If all significant inputs required to measure fair value are observable, the asset or liability is included in Level 2. If one or more significant inputs are not based on observable market data, the asset or liability is included in Level 3.

#### Valuation techniques

The Union selects a valuation technique that is appropriate in the circumstances and for which sufficient data is available to measure fair value. The availability of sufficient and relevant data primarily depends on the specific characteristics of the asset or liability being measured. The valuation techniques selected are consistent with one or more of the following valuation approaches: -

- Market approach: valuation techniques that use prices and other relevant information generated by market transactions for identical or similar assets or liabilities.

#### Note 21 Fair Value Measurement (cont'd)

#### Valuation techniques (cont'd)

- Income approach: valuation techniques that convert estimated future cash flows or income and expenses into a single discounted present value.
- Cost approach: valuation techniques that reflect the current replacement cost of an asset at its current service capacity.

Each valuation technique requires inputs that reflect the assumptions that buyers and sellers would use when pricing the asset or liability, including assumptions about risks. When selecting a valuation technique, the Union gives priority to those techniques that maximise the use of observable inputs and minimise the use of unobservable inputs. Inputs that are developed using market data (such as publicly available information on actual transactions) and reflect the assumptions that buyers and sellers would generally use when pricing the asset or liability are considered observable, whereas inputs for which market data is not available and therefore are developed using the best information available about such assumptions are considered unobservable.

The following tables provide the fair values of the Union's assets and liabilities measured and recognised on a recurring basis after initial recognition and their categorisation with the fair value hierarchy.

	31 March 2021			
Recurring fair value measurements	Level 1 \$	Level 2 \$	Level 3 \$	Total \$
Financial assets at fair value through profit or loss: Available-for-sale financial assets:	-	-	-	-
Total financial assets recognised at fair value	-	-	-	-
Non-financial assets Freehold land & buildings	-	- 1,178,355	-	1,178,355
Total non-financial assets recognised at fair value	-	1,178,355	-	1,178,355

	31 March 2020			
Recurring fair value measurements	Level 1 \$	Level 2 \$	Level 3 \$	Total \$
Financial assets at fair value through profit or loss:	-	-	-	-
Available-for-sale financial assets:	-	-	-	•
Total financial assets recognised	-	-	-	-
Non-financial assets Freehold land & buildings	-	1,196,300	-	1,196,300
Total non-financial assets recognised	-	1,196,300	-	1,196,300

#### b. Valuation Techniques and Inputs Used to Measure Level 2 Fair Values

Description	Fair Value at 31 March 2021 \$	Valuation Technique(s)	Inputs Used
Available for sale financial assets	-	Income approach using discounted cash flow methodology	Price per share, market yield
Non-financial assets Freehold land & buildings	1,178,355	Market approach using recent observable market data for similar properties; income approach using discounted cash flow methodology	Price per square metre, borrowing rate

#### Note 21 Fair Value Measurement (cont'd)

#### c. Disclosed Fair Value Measurements

The following assets and liabilities are measured at fair value in the statement of financial position: -

- accounts receivable and other debtors;
- accounts payable and other payables; and
- lease liabilities.

The following table provides the level of the fair value hierarchy within which the disclosed fair value measurements are categorised in their entirety and a description of the valuation techniques(s) and inputs used:

Description	Fair Value at Hierarchy Level	Valuation Technique(s)	Inputs Used
Assets Accounts receivable and other debtors	3	Income approach using discounted cash flow methodology	Market interest rates for similar assets

Description	Fair Value at Hierarchy Level	Valuation Technique(s)	Inputs Used
Liabilities			
Accounts payable and	3	Income approach using	Market interest rates
other payables		discounted cash flow methodology	for similar assets
Lease liabilities	2	Income approach using	Current commercial
		discounted cash flow	borrowing rates for
		methodology	similar instruments

#### **Note 22 Fund Analysis**

For the year ended 31 March 2021, there was no applicable fund or account operated in respect of compulsory levies, voluntary contributions or required by the rules of the Branch and there was no transfer and/or withdrawal from a fund, account, asset or controlled entity which is kept for a specific purpose except as disclosed in the Statement of Changes in Equity. There was no balance held within a general fund, nor any compulsory or voluntary contributions and funds invested in specific assets, except as disclosed in the Statement of Changes in Equity..

#### **Note 23 Other Matters**

The Union does not have any formal agreement to provide financial support to another reporting unit to ensure its ability to continue as a going concern, nor did it receive any such financial support from any reporting unit.

The Union has not acquired assets or liabilities as part of a business combination.

There was no unpaid consideration to Employer payroll deductions at the end of the reporting date (2020: \$nil).

The affairs of the Branch were not administered by another reporting unit. No payments were made by the reporting unit to former related parties in 2021 (2020: \$nil).

Independent Audit Report To The Members of Communications, Electrical, Electronic, Energy, Information, Postal, Plumbing and Allied Services Union of Australia Plumbing Division – New South Wales Branch ("the Branch")

#### Report on the Audit of the Financial Report

#### Auditor's Opinion

We have audited the accompanying general purpose financial report of the Branch, which comprises the statement of financial position as at 31 March, 2021, and the statement of comprehensive income, statement of cash flows, statement of changes in equity for the year then ended, a summary of significant accounting policies, other explanatory notes, the Committee of Management Statement, the subsection 255 (2A) report and the Officer Declaration Statement.

In our opinion under the Fair Work (Registered Organisations) Act 2009 (RO Act), the general purpose financial report is presented fairly in accordance with any of the following that apply in relation to the reporting unit:

- a) Australian Accounting Standards, and Australian Accounting Interpretations;
- b) Any other requirements imposed by the Reporting Guidelines or Part 3 of Chapter 8 of the Fair Work (Registered Organisations) Act 2009.

In our opinion, there were kept by the organisation satisfactory accounting records detailing the source and nature of all income and the nature of all expenditure.

As part of our audit of the organisation for the year ended 31 March 2021, we are of the opinion that the Committee of Management's use of the going concern basis of accounting in the preparation of its financial statements is appropriate.

#### Basis for Opinion

We conducted our audit in accordance with Australian Auditing Standards. Our responsibility under those standards are further described in the Auditor's Responsibilities for the Audit of the Financial Report section of our report. We are independent of the Branch in accordance with the independence requirements of Corporations Act 2001 and the ethical requirements of the Accounting Professional and Ethical Standards Board's APES 110 Code of Ethics for Professional Accountants (the Code) that are relevant to our audit of the financial report in Australia. We have also fulfilled our other responsibilities in accordance with the Code.

We confirm that the independence declaration which has been given to the Committee of Management, would be in the same terms if given to the Committee as at the time of this auditor's report.

We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our audit opinion.

#### Information Other than the Financial Report and Auditor's Report Thereon

The Committee of Management is responsible for the other information. The other information obtained at the date of this auditor's report is in the Operating Report accompanying the financial report.

Our opinion on the financial report does not cover the other information and accordingly we do not express any form of assurance conclusion thereon.

In connection with our audit of the financial report, our responsibility is to read the other information, and, in doing so, consider whether the other information is materially inconsistent with the financial report or our knowledge obtained in the audit or otherwise appears to be materially misstated. If, based on the work we have performed, we conclude that there is a material misstatement of this other information, we are required to report that fact. We have nothing to report in this regard.

Independent Audit Report To The Members of Communications, Electrical, Electronic, Energy, Information, Postal, Plumbing and Allied Services Union of Australia Plumbing Division – New South Wales Branch ("the Branch") (Cont'd)

#### Committee of Management Responsibility for the Financial Report

The Branch Committee of Management are responsible for the preparation and fair presentation of the financial report in accordance with Australian Accounting Standards and the RO Act. This responsibility includes establishing and maintaining internal controls relevant to the preparation and true and fair presentation of the financial report that is free from material misstatement, whether due to fraud or error; selecting and applying appropriate accounting policies; and making estimates that are responsible in the circumstances.

In preparing the financial report, the Committee of Management are responsible for assessing the Branch's ability to continue as a going concern, disclosing, as applicable, matters related to going concern and using the going concern basis of accounting unless the Committee of Management either intends to liquidate the Branch or to cease operations, or has no realistic alternative but to do so.

Those charged with governance are responsible for overseeing the Branch's financial reporting process.

#### Auditor's Responsibilities for the Audit of the Financial Report

Our objectives are to obtain reasonable assurance about whether the financial report as a whole is free from material misstatement, whether due to fraud or error, and to issue an auditor's report that includes our opinion. Reasonable assurance is a high level of assurance, but is not a guarantee that an audit conducted in accordance with the Australian Auditing Standards will always detect a material misstatement when it exists. Misstatements can arise from fraud or error and are considered material if, individually or in the aggregate, they could reasonably be expected to influence the economic decisions of users taken on the basis of the financial report.

As part of an audit in accordance with the Australian Auditing Standards, we exercise professional judgement and maintain professional scepticism throughout the audit. We also:

- Identify and assess the risks of material misstatement of the financial report, whether dur to fraud or error, design
  and perform audit procedures responsive to those risks, and obtain audit evidence that is sufficient and
  appropriate to provide a basis for our opinion. The risk of not detecting a material misstatement resulting from
  fraud is higher than for one resulting from error, as fraud may involve collusion, forgery, intentional omissions,
  misrepresentations, or the override of internal control.
- Obtain an understanding of internal control relevant to the auditing order to design audit procedures that are appropriate in the circumstances, but not for the purpose of expressing an opinion on the effectiveness of the Branch's internal control.
- Evaluate the appropriateness of accounting policies used and the reasonableness of accounting estimates and related disclosures made by the Committee of Management.
- Conclude on the appropriateness of the Committee of Management's use of the going concern basis of accounting and, based on the audit evidence obtained, whether a material uncertainty exists related to events or conditions that may cast significant doubt on the Branch's ability to continue as a going concern. If we conclude that a material uncertainty exists, we are required to draw attention in our auditor's report to the related disclosures in the financial report or, if such disclosures are inadequate, to modify our opinion. Our conclusions are based on the audit evidence obtained up to the date of our auditor's report. However, future events or conditions may cause the Branch to cease to continue as a going concern.
- Evaluate the overall presentation, structure and content of the financial report, including the disclosures, and
  whether the financial report represents the underlying transactions and events in a manner that achieves fair
  presentation.
- Obtain sufficient appropriate audit evidence regarding the financial information of the business activities within the Branch to express an opinion on the financial report. We are responsible for the direction, supervision and performance of the Branch audit. We remain solely responsible for our audit opinion.



Independent Audit Report To The Members of Communications, Electrical, Electronic, Energy, Information, Postal, Plumbing and Allied Services Union of Australia Plumbing Division – New South Wales Branch ("the Branch") (Cont'd)

We communicate with the Committee of Management regarding, among other matters, the planned scope and timing of the audit and significant audit findings, including any significant deficiencies in internal control that we identify during our audit.

We also provide the Committee of Management with a statement that we have complied with relevant ethical requirements regarding independence, and to communicate with them all relationships and other matters that may reasonably be thought to bear on our independence, and where applicable, related safeguards.

A further description of our responsibilities for the audit of the financial report is located at the Auditing and Assurance Standards Board website at: http://www.auasb.gov.au/Home.aspx.

No revenue has been derived from undertaking recovery of wages activity during the 2021 financial year.

I declare that I am an auditor registered under the RO Act.

Stemm Aunter & Advisors
Stannards Accountants and Advisors

Michael Shulman

Registered Company Auditor (163888) Holder of Current Public Practice Certificate

Approved Auditor (FWC Act and Regulations) - (AA2017/45)

Dated: 21 April 2021

Stannards Accountants and Advisors Pty Ltd A.C.N. 006 857 441 Postal: PO Box 581, South Yarra, Vic 3141 Level 1, 60 Toorak Road, South Yarra, Vic 3141 Tel: (03) 9867 4433 Fax: (03) 9867 5118 Email: advisors@stannards.com.au

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Partners Marino Angelini, CA Michael Shulman, CA Peter Angelini, CA Nick Jeans, CPA James Dickson, CA



### AUDITORS' DISCLAIMER ADDITIONAL INFORMATION INCLUDED FOR THE BENEFIT OF MEMBERS ON THE FINANCIAL ACCOUNTS FOR THE YEAR ENDED 31 MARCH 2021

This additional financial data presented in the Detailed Profit and Loss Statement is in accordance with the books and records of Communications, Electrical, Energy, Information, Postal, Plumbing & Allied Services Union of Australia Plumbing Division – New South Wales Branch for the year ended 31 March 2021 which have been subject to the auditing procedures applied in our statutory audit of the Union. It will be appreciated that our statutory audit did not cover all details of the additional financial data. Accordingly, we do not express an opinion on such financial data and no warranty of accuracy or reliability is given. Neither we nor any member or employee of our practice undertakes responsibility in any way whatsoever to any person (other than our client) in respect of such data, including any errors or omissions therein however caused.

Stannards Accountants and Advisors

MB Shulman

Dated this \_\_\_\_21. day of ... April...... 2021

Stannards Accountants and Advisors Pty Ltd A.C.N. 006 857 441 Postal: PO Box 581, South Yarra, Vic 3141 Level 1, 60 Toorak Road, South Yarra, Vic 3141 Tel: (03) 9867 4433 Fax: (03) 9867 5118 Email: advisors@stannards.com.au

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Partners Marino Angelini, CA Michael Shulman, CA Peter Angelini, CA Nick Jeans, CPA James Dickson, CA

Detailed Profit and Loss Statement For the year ended 31 March 2021

	202 <u>1</u>	<u>2020</u> \$
Income		
Contributions - Membership	1,598,984	1,546,444
Other income	841,384	641,940
Interest received	860	4,153
Total income	2,441,228	2,192,537
	2,441,220	2, 192,557
Expenses		
ACIRT expenses	36,917	34,322
Affiliation expenses	40,997	47,873
Ambulance service	5,600	2,590
Audit and other services	7,500	6,450
Bank fees and charges	48,169	49,897
Cleaning and security services	3,592	4,054
Computer and copier expenses	1,348	4,422
Depreciation	36,553	20,692
Donations		53,561
Electricity	- 3,639	5,245
Fines	and the second	263
Fringe benefits tax	5,212	(4,594)
Insurance	8,618	9,308
Legal fees	7,736	9,216
Membership hosting	795 h	-
Merchandise expenses	7,075	-
Motor vehicle expenses	71,652	65,695
Payroll Tax	(1,521)	1,952
Picnic	862	26,201
Postage	2,377	7,660
Printing and stationery	26,112	13,814
Provision for annual leave	57,261	(38,397)
Provision for long service leave	50,121	55,416
Provision for retirement allowance	9,756	9,626
Salaries & allowances	822,022	844,795
Service Fees	93,952	88,707
Staff amenities & training	3,567	3,773
Subscriptions	2,427	5,503
Sundry expenses	73,840	77,328
Superannuation	152,166	112,850
Telephone	15,508	17,496
Travel, accommodation and conferences	7,346	21,614
Workers compensation	23,332	10,002
Per capita payment to head office	126,701	(4,482)
Total expenses	1,751,232	1,562,852
Surplus from Ordinary Activities before Income Tax	689,996	629,685

These must be read in conjunction with the attached auditors' disclaimer