



FAIR WORK
COMMISSION

15 March 2013

Mr Dean Hall
State Secretary
Australian Capital Territory Branch
Construction, Forestry, Mining and Energy Union
PO BOX 498
DICKSON ACT 2602

Dear Mr Hall

**S.271 Certificate of Exemption - Construction, Forestry, Mining and Energy Union,
Australian Capital Territory Branch - for year ending 31 December 2012 (FR2012/539)**

I refer to the application dated 12 February 2013 which was lodged with the Fair Work Commission on 12 February 2013 for a certificate of exemption under s271 of the *Fair Work (Registered Organisations) Act 2009* in respect of the Australian Capital Territory Branch of the Construction, Forestry, Mining and Energy Union for the financial year ending 31 December 2012.

The application has been granted and the certificate is enclosed.

Yours sincerely

David Vale
Principal Adviser
Regulatory Compliance Branch
Fair Work Commission



FAIR WORK
COMMISSION

CERTIFICATE

Fair Work (Registered Organisations) Act 2009

s.271—Certificate of exemption from requirements of Chapter 8, Part 3

Construction, Forestry, Mining and Energy Union
(FR2012/539)

AILSA CARRUTHERS

MELBOURNE, 15 MARCH 2013

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

[1] On 12 February 2013 an application was made under s.271(1) of the *Fair Work (Registered Organisations) Act 2009* (the Act) by the Australian Capital Territory Branch of the Construction, Forestry, Mining and Energy Union (the reporting unit) for a certificate of exemption in respect of the financial year ended 31 December 2012.

[2] The application states that:

- the reporting unit has not traded or carried out financial transactions of any kind and has not expended economic resources or incurred financial obligations to conduct its activities;
- the Divisional Branch within the Australian Capital Territory expends their own economic resources and incurs financial obligations so that the Branch may conduct its activities; and
- no person or body corporate or trust expends its own economic resources or incurs financial obligations so that the Branch may conduct its activities.

[3] I am satisfied that the Branch is a reporting unit that did not have any financial affairs in respect of the financial year ended 31 December 2012.

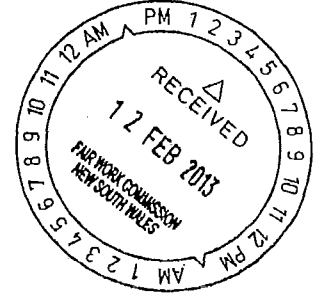


DELEGATE OF THE GENERAL MANAGER
FAIR WORK COMMISSION

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FR 2012/539



Fair Work Australia,
Statutory Services Branch
Level 8
80 William Street
East Sydney
NSW 2011

ATTENTION STEPHEN KELLETT

Dear Sir,

**Re: Fair Work (Registered Organisations) Act 2009
Section 271
Application for Certificate**

I am the Secretary of the Construction, Forestry, Mining and Energy Union ACT Branch (the Branch) and occupied that position for the financial year ending 31st December 2012 (the financial year).

Pursuant to section 271 of the *Fair Work (Registered Organisations) Act 2009* (the Act), I hereby apply for a certificate of exemption for the Branch in respect of the financial year.

In support of this application I submit as follows:

1. The CFMEU consists of a number of Divisions.
2. There exists a number of Divisional Branches (or in the case of the Mining and Energy Division, District Branches) within these Divisions. Such Divisional (or District) Branches function within a designated geographical area, in most cases being the State or Territory in which they are established.
3. The CFMEU and each Division and Divisional (or District) Branch thereof submit annual financial returns in accordance with the Act.
4. CFMEU State Branches consist of the members and officers of each Divisional (or District) Branch in each State or Territory.
5. The Branch has not had an account with a bank or any other financial institution nor has it had custody of any real property or monies during the financial year.

ACT Branch

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6. The Branch had no reason to keep accounting records and did not have any financial affairs during the financial year.
7. The Branch has not traded or carried out financial transactions of any kind and has not expended economic resources or incurred any financial obligations to conduct its activities during the financial year.
8. The Divisional Branch within the ACT expends their own economic resources and incur financial obligations so that the Branch may conduct its activities.
9. No person or body corporate or trust expends its own economic resources or incurs financial obligations so that the Branch may conduct its activities.
10. Notwithstanding the above, the Branch has functioned in accordance with the rules of the CFMEU including the rules relating to Branches.

Yours faithfully



Dean Hall
Secretary
CFMEU - ACT Branch
12 February 2013