



FairWork
Commission

9 March 2016

Mr Dean Hall
State Secretary
Construction, Forestry, Mining and Energy Union – Australian Capital Territory Branch

via email: dhall@act.cfmeu.asn.au

Dear Mr Hall

Section 271 application for exemption from the financial reporting obligations of Part 3 of Chapter 8 of the Fair Work (Registered Organisations) Act 2009 for financial year ended 31 December 2015 (FR2015/450)

I refer to your application pursuant to s271 of the *Fair Work (Registered Organisations) Act 2009* (RO Act), lodged in the Fair Work Commission (FWC) on 26 February 2016, in respect of the Australian Capital Territory Branch of the Construction, Forestry, Mining and Energy Union (CFMEU ACT) for the financial year ended 31 December 2015.

I am satisfied that the CFMEU ACT is a reporting unit and that it did not have any financial affairs in the financial year which ended 31 December 2015. The attached certificate reflects this decision.

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

Yours sincerely

Chris Enright
Director
Regulatory Compliance Branch

11 Exhibition Street Telephone: (03) 8661 7777
Melbourne VIC 3000 International: (613) 8661 7777
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CERTIFICATE

Fair Work (Registered Organisations) Act 2009

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

Construction, Forestry, Mining and Energy Union – Australian Capital Territory Branch
(FR2015/450)

MR CHRIS ENRIGHT

MELBOURNE, 9 MARCH 2016

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

[1] On 26 February 2016 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 for a certificate of exemption in respect of the financial year ended 31 December 2015.

[2] On the basis of the material provided in the application, I am satisfied that the applicant is a reporting unit that did not have any financial affairs in respect of the financial year which ended 31 December 2015.



DELEGATE OF THE GENERAL MANAGER

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26 February 2016

The General Manager
Fair Work Commission
11 Exhibition Street
Melbourne, VIC 3003

By email: orgs@fwc.gov.au

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 ACT Branch**) and occupied that position for the financial year ending 31st December 2015.

Pursuant to section 271 of the *Fair Work (Registered Organisations) Act 2009* (the Act), I hereby apply for a certificate of exemption for the ACT Branch in respect of the financial year ending 31 December 2015.

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 of the CFMEU, 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 ACT 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.

6. The ACT Branch had no reason to keep accounting records and did not have any financial affairs during the financial year.
7. The ACT 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 ACT Branch does not expend its own economic resources or incur financial obligations so to conduct its activities.
9. No person or body corporate or trust expends its own economic resources or incurs financial obligations so that the ACT Branch may conduct its activities.
10. Another reporting unit of the CFMEU expends its own economic resources and/or incurs financial obligations so the ACT Branch can conduct its activities.
11. Notwithstanding the above, the ACT Branch has functioned in accordance with the rules of the CFMEU including the rules relating to Branches.

Yours sincerely,

A handwritten signature in blue ink, appearing to read 'D Hall', with a long horizontal flourish extending to the right.

Dean Hall
Secretary
CFMEU ACT Branch