



Australian Government
Australian Industrial Registry

Level 8, Terrace Towers
80 William Street, East Sydney, NSW 2011
Telephone: (02) 8374 6666
Fax: (02) 9380 6990

Ref: FR2005/558

Mr Trevor Smith
Divisional Secretary
Construction, Forestry, Mining and Energy Union
Forestry, Furnishing, Building Products and
Manufacturing Division
Level 1, 125 Port Road
HINDMARSH SA 5007

Dear Mr Smith

Financial Return - year ending 31 December, 2005

Our records show your organisation's financial year ended recently. This letter outlines some of the things you must do to meet your financial reporting obligations and when you have to do them. For simplicity, we will call the documents you have to lodge with us your *financial return*.

Legislation

This letter is intended as guide to the law applicable on the date of this letter and should not be used as a substitute for legal or accounting advice. We only summarise some of the reporting requirements in this letter. More detailed information is at the end of this letter.

In May 2003 the Industrial Registrar wrote to all organisations forwarding a number of facts sheets outlining the major changes made by Schedule 1B of the Workplace Relations Act 1996 ('RAO'¹). While the immediate changes affected the rules and elections in organisations, the changes affecting financial returns involve a longer lead time.

The key differences under the new legislation affecting financial returns are:

- a reduced financial reporting cycle (now maximum periods of 5 or 6 months depending on internal arrangements of organisation)
- a greater emphasis given to Australian Accounting Standards
- the introduction of a new report, known as an Operating Report (broadly similar in concept to a Director's Report under the corporations legislation)
- extensions of time are limited to one month
- restructured penalty provisions involving more extensive use of Civil Penalties
- the introduction of the Industrial Registrar's Reporting Guidelines
- organisations and their branches to report according to their financial structures, known as 'reporting units'.

We recommend you discuss the new requirements with your accountant or auditor.

¹ Registration and Accountability of Organisations Schedule (RAO) (Schedule 1B to the *Workplace Relations Act 1996*)

Reporting Unit

One of the new concepts of the RAO legislation is that reporting entities are known as "*reporting units*". Where an organisation is **not** divided into branches the reporting unit is the whole of the organisation. Where an organisation is divided into branches each branch will be a reporting unit unless the Industrial Registrar has determined a division of the organisation into reporting units on an alternative basis. We can discuss this with you if you need more information.

For simplicity, we will refer to your organisation as a reporting unit in this letter.

Industrial Registrar's Guidelines

The Industrial Registrar's reporting guidelines set out certain disclosure requirements in addition to those prescribed by Australian Accounting Standards having in mind the nature of organisations registered under the Workplace Relations Act.

The disclosure requirements prescribed by the reporting guidelines are directed towards providing members of the reporting unit with information to enable them to gauge the performance of the committee of management and other holders of office in relation to the financial management of the reporting unit. In addition, the reporting guidelines seek to improve the quality of information available to users of the financial report about the reporting unit's economic support of, or economic dependency on, other reporting units of the organisation.

Timeline Planner and Checklist

We have attached a Timeline/Planner (*Attachment A*) to help you **plan** your financial return and carry out all the necessary steps. We have also attached a Document Checklist (*Attachment B*) to **check** your documents before lodging them in the Registry. Both documents are abbreviated summaries of the relevant provisions of the RAO Schedule, RAO Regulations and the Industrial Registrar's Reporting Guidelines.

In the following section we describe some of the documents your reporting unit must prepare and the sequence of their preparation and completion.

Three Reports

Your reporting unit must prepare two reports as soon as practicable after its financial year, which, together with the Auditor's Report, comprise the reporting unit's financial return.

1. **General Purpose Financial Report** - this must comply with the Australian Accounting Standards and the Industrial Registrar's Reporting Guidelines. The GPFR consists of:

Financial Statements containing:

- a profit and loss statement, or other operating statement; and
- a balance sheet; and
- a statement of cash flows; and
- any other statements required by the Australian Accounting Standards; and

Notes to the Financial Statements containing:

- notes required by the Australian Accounting Standards; and
- information required by the Industrial Registrar's *Reporting Guidelines* under section 255); and

Committee of Management Statement as required by the Registrar's Reporting Guidelines (a sample certificate for illustrative purposes is at Attachment C)

2. **Operating Report** - this report includes a review of your reporting unit's principal activities for the year and other specified information.

Your reporting unit must appoint an auditor to audit the GPFR and to provide:

3. an **Auditor's Report**.

First Meeting (Committee of Management)

For simplicity, we will call the meeting at which the committee of management first considers the GPFR the first meeting. At the first meeting your committee, if satisfied that all is in order, will resolve to express its opinion on the GPFR and complete a Committee of Management Statement.

The Auditor

After the first meeting, the auditor takes the GPFR and the Committee of Management Statement and prepares a report on the GPFR. In practice, your auditor may have already completed most of his or her examination of your accounts. The auditor may only be waiting on the Committee to pass the required resolution and make the Statement before signing the report the same day.

Informing Your Members

Your reporting unit must provide free of charge to the general membership, copies of the GPFR, the Operating Report and the Auditor's Report. RAO calls these the "full report". Under certain circumstances, your reporting unit can provide a more limited *concise report*.

The reporting unit can meet its obligation to provide copies of the full or concise report to members by publishing the report in a journal that is available to the members free of charge.

A reporting unit may meet this obligation in whole or in part by publication of the report in a journal published on a web site on the Internet dependent on:

- a. the extent of the accessibility of the members of the reporting unit to the Internet; and
- b. that the members are notified by the reporting unit in the usual manner in which it communicates with its members that the report has been so published at a specified Internet address.

The report must be provided within 5 or 6 months from the end of the financial year, depending on the internal arrangements of the organisation for the presentation of its financial reports.

The Second Meeting - if it is a General Meeting of Members

After providing the full report to members it must be presented to a general meeting of members. For simplicity this is referred to as the *second meeting*.

Your reporting unit must always allow a minimum of 21 days for members to receive the full report before presenting it to a general meeting of members (s265(5)). The purpose of the interval and the second meeting is to enable the members to have time to consider the report and, if they wish, to attend the second meeting to discuss it.

If the rules of the organisation permit a general meeting to be a series of meetings held at different locations, the full report may be presented to such a series of meetings. In this case the 'date' of the general meeting is taken to be the date of the last meeting in the series (see s266(2)).

The Second Meeting - if it is a Committee of Management Meeting

If the rules of your organisation contain a provision that allows up to 5% of members to demand a general meeting to be held consider the report (see s266(3)), it is permissible to present the report directly to a Committee of Management meeting.

Lodge full report within 14 days of meeting

You must lodge a copy of the full report and any concise report in the Industrial Registry within 14 days of the second meeting. For your convenience you are encouraged to lodge the material electronically (see eFiling Tab at www.airc.gov.au). When lodging the financial return please quote: **FR2005/550**.

The Secretary (or another officer appropriately authorised under the rules of the organisation) must *certify* that the full report is a copy of the one provided to members and presented to the second meeting and provide the date of the meeting (a sample certification for illustrative purposes is at *Attachment D*).

When we receive your return we will check that it includes the information you must provide your members and that you have provided it to them correctly.

Complying with time limits

This letter has outlined some of the steps in preparing and lodging your return. Many of the steps must be completed within fixed time limits.

Failure to complete them in time could make your reporting unit or its officers liable to financial or "civil penalties".

Extensions of Time

We appreciate that sometimes circumstances beyond your reporting unit's control may delay completion of a financial return. If you believe your reporting unit is going to be unable to meet a time limit tell us as soon as you know. We can advise you if the step is one for which you may apply under RAO to the Industrial Registrar for extra time to complete. The maximum extra time allowed can be no more than one month.

Reduced Reporting Requirements

If your reporting unit meets certain conditions, some of these reporting requirements can be reduced. Such conditions might be where the annual income of the reporting unit (where the reporting unit is the whole of the organisation) is less than \$100,000, or where the reporting unit has no financial affairs in the financial year, or where the financial affairs of the reporting unit are encompassed by the financial affairs of its counterpart State industrial association.

Contact the Registry

We encourage you to contact the Registry on (02) 8374 6666 or by e-mail at belinda.penna@air.gov.au as early as possible if you believe preparation or lodgment of your return will be delayed or if you have any queries. We can offer you advice on procedure but we cannot give you legal or accounting advice.

Information on AIRC Website

We recommend you and your accountant/auditor refer to the following documents on the Commission's website at www.airc.gov.au:

- [RAO Schedule and RAO Regulations](#)
- [Registrar's Reporting Guidelines](#) - All GPFR's must comply with these Guidelines. Please note that the Guidelines set out requirements that are *in addition* to those required by the Australian Accounting Standards.
- [RAO Fact Sheets](#) - These Fact Sheets explain the new requirements of the RAO Schedule - many of them deal with financial reporting matters.

Yours sincerely



For Deputy Industrial Registrar
23 January 2006

TIMELINE/ PLANNER

Financial reporting period ending:	/ /	
FIRST MEETING: Prepare General Purpose Financial Report (including Committee of Management Statement in accordance with C of M resolution) and Operating Report - s253(1), s254(1)	/ /	as soon as practicable after end of financial year
Auditor's Report prepared and signed and given to the Reporting Unit - s257	/ /	within a reasonable time of having received the GPFR
Provide full report free of charge to members. (a) if the report is to be presented before a General Meeting (which must be held within 6 months after the end of the financial year), the report must be provided to members 21 days before the General Meeting, or (b) in any other case including where the report is presented to a Committee of Management meeting, the report must be provided to members within 5 months of end of financial year. <i>(obligation to provide full report may be discharged by provision of a concise report s265(1))</i>	 / / / /	
SECOND MEETING: Present full report to: (a) General Meeting of Members - s266 (1),(2), or (b) where rules of organisation allow, a Committee of Management meeting - s266 (3)	 / / / /	 within 6 months of end of financial year within 6 months of end of financial year
Lodge full report (including any concise report) in the Industrial Registry together with secretary's certificate (or other officer authorised by the rules of the organisation) - s268	/ /	within 14 days of meeting

Note: The legislation makes limited provision for extensions of time concerning the provision of the full report to members and the presentation of the full report to a general meeting etc however the maximum extra time allowed can be no more than one month.

Documents Checklist

You can use this checklist as soon as possible after the financial year ends to ensure you have all the necessary documents prepared and that those documents contain all information required by RAO.

You can also use this checklist to ensure all documents in your financial return are complete before lodging them in the Registry.

No	Document	✓
1	General Purpose Financial Report	
	Does the report contain a Profit and Loss Statement?	
	Does the report contain a Balance Sheet?	
	Does the report contain a Statement of Cash Flows?	
	Does the report contain notes to the financial statements as required by AAS and the reporting guidelines?	
	Does the report contain all other information required by the reporting guidelines?	
2	Committee of Management Statement	
	Is the statement signed by the officer responsible for undertaking functions necessary to enable the reporting unit to comply with RAO?	
	Is the statement dated?	
	Is the statement in accordance with a resolution of the committee?	
	Does the statement specify the date of the resolution?	
	Does the statement contain declarations required by the reporting guidelines?	
3	Auditor's Report	
	Is the Report dated and signed by the auditor?	
	Is the name of the auditor clear?	
	Are the qualifications of the auditor on the report?	
	Has the auditor expressed an opinion on all matters required?	
4	Operating Report	
	Is the report signed and dated?	
	Does the report provide the number of members?	
	Does the report provide the number of employees?	
	Does the report contain a review of principal activities?	
	Does the report give details of significant changes?	
	Does the report give details of right of members to resign?	
	Does the report give details of superannuation trustees?	
	Does the report give details of membership of the committee of management?	
5	Concise report*	
6	Certificate of Secretary or other Authorised Officer	
	Is the certificate signed and dated?	
	Is the signatory the secretary or another officer authorised to sign the certificate?	
	Is the date that the report was provided to members stated?	
	Is the date of the Second Meeting at which the report was presented stated?	
	Does the certificate state that the documents are copies of those provided to members?	
	Does the certificate state that the documents are copies of those presented to the Second Meeting?	

* This is an optional way of providing documents to members (see RAO s265(3) and RAO Reg. 161).

Committee Of Management Statement

On *[date of meeting]* the Committee of Management of *[name of reporting unit]* passed the following resolution in relation to the general purpose financial report (GPFR) of the reporting unit for the financial year ended *[date]*:

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

- (a) the financial statements and notes comply* with the Australian Accounting Standards;
- (b) the financial statements and notes comply* with the reporting guidelines of the Industrial Registrar;
- (c) the financial statements and notes give a true and fair view* of the financial performance, financial position and cash flows of the reporting unit for the financial year to which they relate;
- (d) there are reasonable grounds* to believe that the reporting unit will be able to pay its debts as and when they become due and payable;
- (e) during the financial year to which the GPFR relates and since the end of that year:
 - (i) meetings of the committee of management were held* in accordance with the rules of the organisation including the rules of a branch concerned; and
 - (ii) the financial affairs of the reporting unit have been* managed in accordance with the rules of the organisation including the rules of a branch concerned; and
 - (iii) the financial records of the reporting unit have been* kept and maintained in accordance with the RAO Schedule and the RAO Regulations; and
 - #(iv) where the organisation consists of 2 or more reporting units, the financial records of the reporting unit have been* kept, as far as practicable, in a consistent manner to each of the other reporting units of the organisation; and
 - #(v) the information sought in any request of a member of the reporting unit or a Registrar duly made under section 272 of the RAO Schedule has been* furnished to the member or Registrar; and
 - #(vi) there has been* compliance with any order for inspection of financial records made by the Commission under section 273 of the RAO Schedule.

For Committee of Management: *[name of designated officer per section 243 of the RAO Schedule]*

Title of Office held:

Signature:

Date:

* Where compliance or full compliance has not been attained - set out details of non compliance instead.

Where not relevant these may be modified accordingly (e.g. in (vi) "No orders have been made by the Commission under section 273 of the RAO Schedule during the period."

Certificate of Secretary or other Authorised Officer¹

s268 of Schedule 1B *Workplace Relations Act 1996*

I *[name]* being the *[title of office]* of the *[name of the organisation]* certify:

- that the documents lodged herewith are copies of the full report, *[and the concise report]*², referred to in s268 of the RAO Schedule; and
- that the *[full report OR concise report]*³, was provided to members on *[insert date]*; and
- that the full report was presented to *[a general meeting of members OR the last of a series of general meetings of members OR a meeting of the committee of management]*³ of the reporting unit on *[insert date]*; in accordance with section 266 of the RAO Schedule.

Signature

Date:

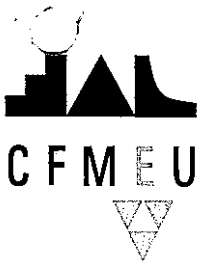
¹*RAO regulation 162 prescribes the designated officer for the purpose of RAO schedule s268 as:*

(a) the secretary; or

(b) an officer of the organisation other than the secretary who is authorised by the organisation or by the rules of the organisation to sign the certificate mentioned in that paragraph.

²*Only applicable where a concise report is provided to members*

³*Insert whichever is applicable*



**FORESTRY & FURNISHING
PRODUCTS DIVISION**

TO BUILD, STRENGTHEN & MAINTAIN A UNION THAT PROTECTS & IMPROVES THE QUALITY OF LIFE FOR WORKERS

13th June 2006

CONSTRUCTION

FORESTRY

MINING

ENERGY

UNION

Peter McKerrow
Deputy Registrar
Level 8, Terrace Towers
80 William Street
East Sydney, NSW 2001

Dear Sir

ABN 91 691 430 210

Re: CERTIFICATE OF SECRETARY

National Secretary

MICHAEL O'CONNOR

I Michael O'Connor being the National Secretary of the Forestry, Furnishing Building Products & Manufacturing Division (FFPD) of the Construction, Forestry, Mining & Energy Union (CFMEU) certify:

That enclosed is a copy of the Annual Accounts and Auditors Report for the National Office of the CFMEU FFPD for the year ended 31st December 2005.

National Office

That the documents contained herein are copies of the full report referred to in s268 of the RAO Schedule.

PO Box 661

That the full report was provided to members on the 10th May 2006; and subsequently, the full report was presented to the National Executive of the reporting unit on the 6th June 2006; in accordance with section 266 of the RAO Schedule.

CARLTON SOUTH

VIC 3053

I now request that these documents be lodged accordingly.

Ph: (03) 9348 1888

Yours sincerely

Fax: (03) 9349 3470

Email:

Michael O'Connor
National Secretary
Forestry & Furnishing Products Division
CFMEU

cfmeuforestry@bigpond.com



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International Code

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Visit us at www.cfmeu-forestdivision.com.au

CONSTRUCTION, FORESTRY, MINING & ENERGY UNION

FORESTRY FURNITURE BUILDING PRODUCTS & MANUFACTURING DIVISION (NATIONAL OFFICE)

FINANCIAL STATEMENTS FOR THE
YEAR ENDED 31ST DECEMBER, 2005

CONTENTS

	Page No.
Operating Report	1-3
Divisional Executive's Statement	4
Auditor's Report	5-6
Statement of Financial Position	7-8
Statement of Accumulated Funds	9
Statement of Financial Performance	10-11
Statement of Cash Flows	12
Notes to the Accounts	13-16



Prepared by:

Major, May & Associates
Chartered Accountants

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CONSTRUCTION, FORESTRY, MINING & ENERGY UNION
FORESTRY FURNITURE BUILDING PRODUCTS
& MANUFACTURING DIVISION
(NATIONAL OFFICE)

OPERATING REPORT

This Operating Report covers the activities of the CFMEU, Forestry Furniture Building Products & Manufacturing Division (National Office) ('FFPD') of the Union, for the financial year ended 31st December, 2005, the results of those activities and any significant changes in the nature of those activities during the year.

1. Principal Activities of the Union

The principal activities of the Union during the past year fell into the following categories:

- Implementation of the decisions of the National Divisional Executive and National Conference.
- Implementation of the Union's organising agenda, including direct assistance and strategic advice on particular industry sector or site organising projects, the training and development of officials and assistance to Branches on planning, resourcing and conducting campaigns.
- Industrial support including representation of membership grievances, research, interpretation and advice on legal and legislative matters, and advocacy before industrial tribunals.
- Facilitation of communication within and between the Branches including the National Journal and website.
- Pursuing relevant changes to the conditions of eligibility rules of the Union, and responding to other unions' rules applications where they impact on membership of the FFPD.
- The interpretation and administration of Awards and Agreements, and making applications to vary Awards on behalf of Branches to upgrade or amend them.
- Management of information technology and strategic membership system designs to support organising.

The Union has also been involved in lobbying and negotiations with different levels of Government and key industry organisations around issues of importance to FFPD members.

CONSTRUCTION, FORESTRY, MINING & ENERGY UNION
FORESTRY FURNITURE BUILDING PRODUCTS
& MANUFACTURING DIVISION
(NATIONAL OFFICE)

OPERATING REPORT (Cont.)

2. The Union's Financial Affairs

The financial affairs of the Union include the ongoing expense of the legal action which commenced during 2003 against the FFPD in respect to proceedings issued in the Supreme Court of Victoria by 'Greens' protestors, including a paid Wilderness Society Officer, alleging that they were "unlawfully detained and deprived of their liberty during the week commencing 25th January 1999".

Although the initial court case has now concluded and a decision handed down, the protestors are seeking to appeal the court's decision and therefore the Division has expended substantial further legal fees during 2005, and is expecting further costs in 2006.

In addition, it has been determined by the National Executive that the National Office will relocate its operations to Victoria during 2006. The employees of the National Office were all offered positions in the relocated office, or alternatively the right to a redundancy package. As a result, a number of employees have taken redundancy packages since the end of the 2005 financial year.

3. Right of Members to Resign

All Members of the Union have the right to resign from the Union in accordance with Rule 11 of the Union Rules, (and Section 174 of the Workplace Relations Act); namely, by providing written notice addressed and delivered to the Divisional Branch Secretary or other authorised officer of the Divisional Branch, including via email.

4. Superannuation Trustees

Trevor Smith was the National Divisional Secretary of the Union during 2005, and held the following positions:

- ✦ Chair of the Board of Directors of the Furniture Industry Retirement & Superannuation Trust (FIRST Super)
- ✦ Co-Chair of the Board of Directors of the Timber Industry Superannuation Scheme (TISS) fund.

Michael O'Connor is the Senior National Divisional Secretary of the Union and holds the following positions:

- ✦ Director of the Board of Directors of the Furniture Industry Retirement & Superannuation Trust (FIRST Super)
- ✦ Director of the Board of Directors of the Timber Industry Superannuation Scheme (TISS) fund

CONSTRUCTION, FORESTRY, MINING & ENERGY UNION
FORESTRY FURNITURE BUILDING PRODUCTS
& MANUFACTURING DIVISION
(NATIONAL OFFICE)

OPERATING REPORT (Cont.)

5. Membership of the Union

There were 18,250 members of the union as at 31st December, 2005.

6. Employees of the Union

As at 31st December, 2005, the FFPD National Office employed 5 full time employees.

7. National Divisional Executive

The following persons were members of the National Executive, during the year ended 31st December, 2005;

Name	Period of appointment
Jane Calvert	1 st January – 31 st December 2005
Alex Miller	1 st January – 31 st December 2005
Brad Parker	1 st January – 31 st December 2005
Craig Smith	1 st January – 31 st December 2005
Trevor Smith	1 st January – 31 st December 2005
Michael O'Connor	1 st January – 31 st December 2005
Tim Woods	1 st January – 31 st December 2005
Leo Skourdoumbis	1 st January – 31 st December 2005
Kenneth Miller	1 st January – 31 st December 2005
David Kirner	1 st January – 31 st December 2005
Frank Vari	1 st January – 31 st December 2005
Scott McLean	1 st January – 31 st December 2005
Gary Jaeschke	1 st January – 5 th June 2005
Vincent Breen	1 st January – 31 st December 2005
Brad Coates	1 st July – 31 st December 2005
Paul Ferreira	1 st July – 31 st December 2005



MICHAEL O'CONNOR
NATIONAL DIVISIONAL SECRETARY

Dated, 10th Mar 2006

CONSTRUCTION, FORESTRY, MINING & ENERGY UNION
FORESTRY FURNITURE BUILDING PRODUCTS
& MANUFACTURING DIVISION
(NATIONAL OFFICE)

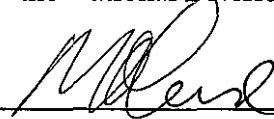
NATIONAL DIVISIONAL EXECUTIVE STATEMENT

On 10th May, 2006 the National Divisional Executive of the Union passed the following resolution to the general purpose financial report (GPFR) of the Union for the year ended 31st December, 2005.

The National Divisional Executive declares in relation to the GPFR that in its opinion:

- (a) the financial report and notes comply with the Australian Accounting Standards;
- (b) the financial report and notes comply with the reporting guidelines of the Industrial Registrar;
- (c) the financial report and notes give a true and fair view of the financial performance, financial position and cash flows of the Union for the financial year ended 31st December, 2005;
- (d) there are reasonable grounds to believe that the Union will be able to pay its debts as and when they become due and payable; and
- (e) during the financial year ended 31st December, 2005 and since the end of the financial year:
 - (i) meetings of the National Divisional Executive were held in accordance with the rules of the organisation and the rules of the National Divisional Executive;
 - (ii) the financial affairs of the Union have been managed in accordance with the rules of the organisation and the rules of the Union;
 - (iii) the financial records of the Union have been kept and maintained in accordance with Schedule 1B to the Workplace Relations Act 1996 and the Workplace Relations (Registration and Accountability of Organisations) Regulations 2003;
 - (iv) the financial records of the Union have been kept, as far as practicable, in a manner consistent with each of the other branches of the organisation;
 - (v) no information has been sought by any request of a member of the Union or a Registrar under section 272 of Schedule 1B to the Workplace Relations Act 1996; and
 - (vi) no orders have been made by the Commission under section 273 of Schedule 1B to the Workplace Relations Act 1996.

For the National Divisional Executive



MICHAEL O'CONNOR



JANE CALVERT

Dated 10th May 2006

**CONSTRUCTION, FORESTRY,
MINING & ENERGY UNION
FORESTRY FURNITURE BUILDING PRODUCTS
& MANUFACTURING DIVISION
(NATIONAL OFFICE)**

**AUDITOR'S REPORT TO THE MEMBERS
For the year ended 31st December, 2005**

[m]²

SCOPE

We have audited the Accounts, being the Statement of Financial Position, Statement of Accumulated Funds, Statement of Financial Performance, Statement of Cash Flows and Notes to and Forming part of the Accounts, of the Construction, Forestry, Mining & Energy Union, Forestry Furniture Building Products & Manufacturing Division (National Office), for the year ended 31st December, 2005.

The Divisional Executive are responsible for the preparation and presentation of the Accounts and the information they contain.

We have conducted an independent audit of these Accounts in order to express an opinion on them to the Members of the Division.

Our audit has been conducted in accordance with Australian Auditing Standards to provide reasonable assurance as to whether the Accounts are free from material misstatement. Our procedures included examination, on a test basis, of evidence supporting the amounts and other disclosures in the Accounts, and the evaluation of accounting policies and significant accounting estimates.

These procedures have been undertaken to form an opinion as to whether, in all material respects, the Accounts are presented fairly in accordance with Australian Accounting Standards and other mandatory professional reporting requirements and statutory requirements so as to present a view of the Division which is consistent with our understanding of its financial position and the results of its operations.

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

AUDIT OPINION

In our opinion:-

- (1) There were kept by the Division in respect of the year ended 31st December, 2005, satisfactory accounting records detailing the sources and nature of the Income of the Division (including Income from Members) and the nature and the purposes of Expenditure.

**CONSTRUCTION, FORESTRY, MINING & ENERGY UNION
FORESTRY FURNITURE BUILDING PRODUCTS
& MANUFACTURING DIVISION
(NATIONAL OFFICE)**

**AUDITOR'S REPORT TO THE MEMBERS (cont.)
For the year ended 31st December, 2005**

AUDIT OPINION (CONT.)

- (2) The attached Accounts and Statements are properly drawn up:-
- (a) in accordance with the Workplace Relations Act, 1996, as amended;
 - (b) so as to give a true and fair view of;
 - (i) the state of affairs of the Division as at 31st December, 2005; and
 - (ii) the Income and Expenditure and surplus of the Division for the year ended on that date;
 - (c) in accordance with applicable Accounting Standards; and
 - (d) so as to comply with any other requirements imposed by the Reporting Guidelines or Part 3 of Chapter 8 of Schedule 1B of the Act.
- (3) We received from the Officers and Employees of the Division all the information and explanations that we required for the purposes of our audit.

**MAJOR, MAY & ASSOCIATES
Chartered Accountants**



**ANDREW MAY ACA, BA (Acc)
Registered Company Auditor
Partner**

Signed at Adelaide this 11th day of May, 2006.

CONSTRUCTION, FORESTRY, MINING & ENERGY UNION
FORESTRY FURNITURE BUILDING PRODUCTS
& MANUFACTURING DIVISION
(NATIONAL OFFICE)

STATEMENT OF FINANCIAL POSITION
As at 31st December, 2005

	Notes	2005	2004
ACCUMULATED FUNDS		\$	\$
Asset Revaluation Reserve	6	-	9,407
Accumulated Surplus		639,495	608,361
		<hr/>	<hr/>
TOTAL FUNDS		639,495	617,768
		<hr/>	<hr/>
These Funds are represented by:-			
CURRENT ASSETS			
Commonwealth Bank Accounts			
Cheque Account		130,540	182,582
Term Deposit Investment Account		241,506	87,093
Association of Forest Workers Product Account		66	28
Total Cash at Bank		<hr/> 372,112	<hr/> 269,703
Cash on Hand		1,450	1,450
Amount Due from SA Branch re Trades Hall Units		6,533	-
Loan to NSW Branch		100,000	-
Sustentation Fees Due		154,710	125,327
Sustentation Fees in Arrears – W.A. Branch		112,396	93,606
Reimbursements Due - W.A. Branch		<hr/> 35,511	<hr/> 45,511
TOTAL CURRENT ASSETS		782,712	535,597
CURRENT LIABILITIES			
Accounts Payable		35,932	(4,421)
Loan from Pulp & Paper		123,280	-
Women's Equity Fees Received in Advance		-	3,000
Provision for Annual Leave	1(d),8	32,135	32,135
Provision for Long Service Leave	1(d),8	10,750	3,675
		<hr/>	<hr/>
TOTAL CURRENT LIABILITIES		202,097	34,389
		<hr/>	<hr/>
NET WORKING CAPITAL		580,615	501,208
		<hr/>	<hr/>

To be read in conjunction with the notes to accounts.

CONSTRUCTION, FORESTRY, MINING & ENERGY UNION
FORESTRY FURNITURE BUILDING PRODUCTS
& MANUFACTURING DIVISION
(NATIONAL OFFICE)

STATEMENT OF FINANCIAL POSITION (cont.)
As at 31st December, 2005

	Notes	<u>2005</u>	<u>2004</u>
		\$	\$
FIXED ASSETS			
20% Equity in Strata Title Units 19 & 20 at Valuation 6		-	46,982
		<hr/>	<hr/>
		-	46,982
Motor Vehicles at Cost		40,992	53,028
Less : Provision for Depreciation		<u>(11,397)</u>	<u>(16,092)</u>
		29,595	36,936
Office Furniture & Equipment at Cost		53,248	53,277
Less : Provision for Depreciation		<u>(23,963)</u>	<u>(20,635)</u>
		<hr/>	<hr/>
		29,285	32,642
TOTAL FIXED ASSETS		<hr/>	<hr/>
		58,880	116,560
NET ASSETS		<hr/>	<hr/>
		<u>\$ 639,495</u>	<u>\$ 617,768</u>

To be read in conjunction with the notes to accounts.

CONSTRUCTION, FORESTRY, MINING & ENERGY UNION
FORESTRY FURNITURE BUILDING PRODUCTS
& MANUFACTURING DIVISION
(NATIONAL OFFICE)

STATEMENT OF ACCUMULATED FUNDS
For the year ended 31st December, 2005

	<u>2005</u>	<u>2004</u>
	\$	\$
Accumulated Funds Brought Forward	608,087	567,582
add Current Year Surplus/(Deficit)	31,408	40,505
	<hr/>	<hr/>
ACCUMULATED SURPLUS AT 31 DECEMBER	\$ 639,495	\$ 608,087
	<hr/>	<hr/>

To be read in conjunction with the notes to accounts.

CONSTRUCTION, FORESTRY, MINING & ENERGY UNION
FORESTRY FURNITURE BUILDING PRODUCTS
& MANUFACTURING DIVISION
(NATIONAL OFFICE)

STATEMENT OF FINANCIAL PERFORMANCE
For the year ended 31st December, 2005

	Notes	<u>2005</u>	<u>2004</u>
INCOME		\$	\$
Sustentation Fees & Levies from Branches		1,018,231	941,771
Rent & Relocation Reimbursement		58,320	-
Consulting & Board Fees		63,182	194,612
Surplus on Sale of Strata Title Units		36,094	
Interest Received - Benevolent Fund		-	1,058
Interest Received – General		5,750	15,220
Sundry Income		15,602	6,608
TOTAL INCOME		<u>1,197,179</u>	<u>1,159,269</u>
EXPENDITURE			
Advertising		-	186
Affiliation Fees	3	128,572	127,554
Audit & Accountancy Fees		4,550	4,535
Bank Fees, State & Federal Taxes		1,075	1,579
CFMEU National Office		2,495	1,789
Child Labour Support Campaign		2,642	1,621
Computer Expenses		12,424	9,086
Conference & Travelling Expenses		105,118	86,880
Depreciation		13,964	14,951
Donations		150	270
Election Campaign Contribution		-	49,044
Fringe Benefits Tax		1,426	2,083
Insurance		7,355	7,046
Legal Fees – Otways	7	305,490	290,401
Legal & Industrial Expenses – Other		6,697	405
Light & Power		2,178	2,696
Motor Vehicle Expenses		7,078	4,327
National Conference		-	11,994
Office Expenses		8,832	4,926
Postage & Freight		1,255	1,648
Printing & Stationery		10,721	8,666
Publications & Subscriptions		3,137	1,837
Rates & Taxes		252	4,396

To be read in conjunction with the notes to accounts.

CONSTRUCTION, FORESTRY, MINING & ENERGY UNION
FORESTRY FURNITURE BUILDING PRODUCTS
& MANUFACTURING DIVISION
(NATIONAL OFFICE)

STATEMENT OF FINANCIAL PERFORMANCE (cont.)
For the year ended 31st December, 2005

	Notes	<u>2005</u>	<u>2004</u>
		\$	\$
Rent		45,764	28,339
Relocation Costs		-	23,975
Repairs & Maintenance		1,616	-
Salaries & On Costs			
Salaries & Allowances -- Officials		309,475	275,400
- Other		51,721	58,202
Superannuation		67,449	62,188
Payroll Tax		29,484	16,392
Workcover		4,635	5,858
Provision for Annual Leave		-	(26,820)
Provision for Long Service Leave		-	<u>3,675</u>
Total Salaries & On Costs		<u>462,764</u>	394,895
Strata Title Unit Maintenance		-	2,455
Sundry Expenses		-	2,306
Telephone & Facsimile		28,921	26,442
Training & Education		1,295	2,433
TOTAL EXPENDITURE		<u><u>1,165,771</u></u>	<u><u>1,118,764</u></u>
OPERATING SURPLUS FOR THE YEAR		<u><u>\$31,408</u></u>	<u><u>\$40,505</u></u>

To be read in conjunction with the notes to accounts.

CONSTRUCTION, FORESTRY, MINING & ENERGY UNION
FORESTRY FURNITURE BUILDING PRODUCTS
& MANUFACTURING DIVISION
(NATIONAL OFFICE)

STATEMENT OF CASH FLOWS
For the year ended 31st December, 2005

	Notes	<u>2005</u> \$	<u>2004</u> \$
CASH FROM OPERATING ACTIVITIES			
Sustentation Fees & Levies		970,058	893,953
Payments to Suppliers and Employees		(1,124,539)	(1,169,718)
Interest Received		5,750	16,278
Other Income		137,104	201,220
		<hr/>	<hr/>
NET CASH USED IN OPERATING ACTIVITIES	9	(11,627)	(58,267)
		<hr/>	<hr/>
CASH FROM INVESTING ACTIVITIES			
Proceeds from Pulp & Paper Loan		123,280	-
Proceeds from Sale of Plant & Equipment		-	22,250
Loan to NSW Branch		(100,000)	-
Proceeds from Sale of Strata Title Units		94,041	-
Payment for Plant & Equipment		(3,285)	(67,546)
		<hr/>	<hr/>
NET CASH USED IN INVESTING ACTIVITIES		114,036	(45,296)
		<hr/>	<hr/>
NET INCREASE/(DECREASE) IN CASH HELD		102,409	(103,563)
Cash at Beginning of Year	8	271,153	374,716
		<hr/>	<hr/>
CASH AT END OF YEAR	8	\$373,562	\$271,153
		<hr/>	<hr/>

To be read in conjunction with the notes to accounts.

CONSTRUCTION, FORESTRY, MINING & ENERGY UNION
FORESTRY FURNITURE BUILDING PRODUCTS
& MANUFACTURING DIVISION
(NATIONAL OFFICE)

NOTES TO AND FORMING PART OF THE ACCOUNTS
For the year ended 31st December, 2005

Note 1. Accounting Methods

The Accounts are prepared under the Historical Cost Convention on an accruals basis and in accordance with the Accounting Standards jointly issued by the Australian Professional Accounting Bodies. In particular:-

- (a) The Accounts have not been adjusted to reflect changes in the general purchasing power of the dollar or in the prices of specific assets.
- (b) Provision is made for depreciation of Fixed Assets at rates considered appropriate to the useful lives of such assets.
- (c) No provision for Income Tax is necessary as "Trade Unions" are exempt from Income Tax under Section 50.15 of the Income Tax Assessment Act 1997.
- (d) Provision for Employees' Benefits, in the form of Long Service Leave and Annual Leave, has been made on the basis of employees' terms of Employment. Long Service Leave is accrued from the commencement of employment, and on the basis of historical data the total Provision is classified as a current liability.

Note 2. Information to be provided to Members or Registrar

In accordance with the requirements of the Workplace Relations Act, 1996, the attention of Members is drawn to the provisions of Section 272 of Schedule 1B, which read as follows:-

- "(1) A Member of a reporting unit, or a Registrar, 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)."

**CONSTRUCTION, FORESTRY, MINING & ENERGY UNION
FORESTRY FURNITURE BUILDING PRODUCTS
& MANUFACTURING DIVISION
(NATIONAL OFFICE)**

NOTES TO AND FORMING PART OF THE ACCOUNTS

For the year ended 31st December, 2005

(cont.)

Note 3. Affiliation Fees

	<u>2005</u>	<u>2004</u>
	\$	\$
CFMEU National Office	127,544	127,554
IFBWW	1,018	-
	<u>\$ 128,572</u>	<u>\$ 127,554</u>

Note 4. Contingent Liability \$Nil (2004 \$Nil)

Subject to the final outcome of the Legal Action described in Note 7 to these Accounts, the Divisional Executive is not aware of any Contingent Liabilities.

Note 5. Significant Post Balance Date Event

During 2005, it was agreed that the operations of the National Office will be relocated to Victoria during 2006. This decision has resulted in several employees of the National Office accepting redundancy packages, and there have consequently been termination payments made in excess of \$300,000 in 2005 and early 2006. The reserves of the National Office are sufficient to have allowed these payments to occur, without affecting the ability of the National Office to continue to operate as a going concern.

**CONSTRUCTION, FORESTRY, MINING & ENERGY UNION
FORESTRY FURNITURE BUILDING PRODUCTS
& MANUFACTURING DIVISION
(NATIONAL OFFICE)**

NOTES TO AND FORMING PART OF THE ACCOUNTS

For the year ended 31st December, 2005

(cont.)

Note 6. Sale of Strata Title Units

The Division's 20% equity in Strata Title Units 19 and 20 at Trades Hall was sold in August 2005.

Note 7. Legal Action re Otways

During the year ended 31st December 2003, a substantial legal action was commenced against the CFMEU, FFPD Division, in respect of proceedings issued in the Supreme Court of Victoria by a number of 'Greens' protestors, which included a paid Wilderness Society Officer, alleging that they were "unlawfully detained and deprived of their liberty during the week commencing 25th January 1999".

Although the initial court case has now concluded and a decision handed down, the protestors are seeking to appeal the court's decision and therefore the Division incurred substantial further costs in 2005, and expects to incur further legal costs in 2006.

A loan was made to the National Office by the Pulp and Paper Branch to enable these legal costs to be paid, and this loan will be repaid as and when appropriate funds are available.

CONSTRUCTION, FORESTRY, MINING & ENERGY UNION
FORESTRY FURNITURE BUILDING PRODUCTS
& MANUFACTURING DIVISION
(NATIONAL OFFICE)

NOTES TO AND FORMING PART OF THE ACCOUNTS
For the year ended 31st December, 2005
(cont.)

Note 8. Reconciliation of Cash

For the purpose of the Statement of Cash Flows, Cash includes Cash on Hand, and in At Call Deposits with Banks or Financial Institutions, net of Bank Overdrafts.

	<u>2005</u>	<u>2004</u>
	\$	\$
Cash at Bank	372,112	269,703
Cash on Hand	1,450	1,450
	<u>\$373,562</u>	<u>\$271,153</u>

Note 9. Reconciliation of Cash Flow from Operations with Net Surplus

	<u>2005</u>	<u>2004</u>
	\$	\$
Net Surplus	31,408	40,505
Non Cash Flows in Net Surplus		
Depreciation	13,964	14,951
Surplus on Sale of Strata Units	(36,094)	-
Employee Leave Provisions	-	(23,145)
Changes in Assets and Liabilities		
(Increase)/Decrease in Sustentation Fees Due	(48,173)	(29,944)
(Increase)/Decrease in Other Receivables	(6,533)	(17,875)
Increase/(Decrease) in Creditors	33,801	(42,759)
CASH FLOWS USED IN OPERATIONS	<u>(\$11,627)</u>	<u>(\$58,267)</u>



Australian Government

Australian Industrial Registry

Level 8, Terrace Towers
80 William Street, East Sydney, NSW 2011
Telephone: (02) 8374 6666
Fax: (02) 9380 6990
Email: sydney@air.gov.au

Mr Michael O'Connor
National Secretary
CFMEU
Forestry & Furnishing Products Division
PO Box 661
CARLTON SOUTH VIC 3053

Dear Mr O'Connor

**Re: Lodgement of Financial Statements and Accounts for the CFMEU, FFPD National Office
for the year ending 31 December 2005 (FR2005/558)**

Receipt is acknowledged of the abovementioned financial statements and accounts, which were lodged in the Registry on 27 June 2006.

Thank you for your attention to this matter. The documents have been filed, and may be viewed on the internet at www.e-airc.gov.au/105natai/financial.

I would like to take this opportunity to advise you that for financial years beginning after 1 November 2004 information about any recovery of wages activity undertaken by the branch is required to be disclosed in the financial statements, and various declarations to be made in the Committee of Management Statement.

Further information is contained in the Industrial Registrars' Reporting Guidelines, which can be found at www.airc.gov.au/organisations/rao/rao_253_a.pdf

Yours sincerely,

A handwritten signature in black ink, appearing to read 'Belinda Penna'.

Belinda Penna
for Deputy Industrial Registrar

29 June 2006