



Australian Government
Australian Industrial Registry

Level 8, Terrace Towers
80 William Street, East Sydney, NSW 2011
Telephone: (02) 8374 6666
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Ref: FR2005/559

Mr Greg Simcoe
Divisional Branch Secretary
CFMEU Construction & General Division
Queensland Construction Labourers' Branch
2nd floor, 366 Upper Roma Street
BRISBANE QLD 4000

Dear Mr Simcoe

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: **FR2005/559**

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
24 January 2006

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:

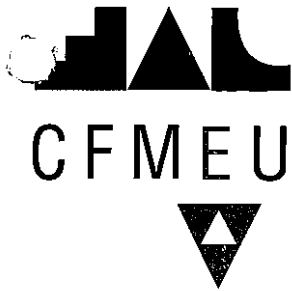
¹*RAO regulation 162 prescribes the designated officer for the purpose of RAO schedule s268 as:*

(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*



TR/nd.returns

CONSTRUCTION

FORESTRY

MINING

ENERGY

UNION

22nd June, 2006

Industrial Registrar
Australian Industrial Registry
Level 8
80 William Street
SYDNEY NSW 2011

Dear Sir/Madam,

Re: Financial Returns

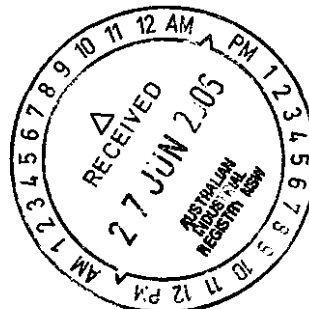
Please find enclosed herewith the financial returns of the Construction Forestry Mining and Energy Union, Construction & General Division, Queensland Builders Labourers Divisional Branch, for the year ending 31st December, 2005.

Please confirm receipt at your earliest convenience.

Yours faithfully,

TOM ROBERTS
National Legal Officer

Encl.



CONSTRUCTION &
GENERAL DIVISION
ABN 46 243 168 565

JOHN SUTTON
National Secretary

FEDERAL OFFICE
LEVEL 12
276 PITT STREET
SYDNEY NSW 2000

PO BOX Q235
QUEEN VICTORIA BLDG
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SYDNEY NSW 1230

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CONSTRUCTION, FORESTRY, MINING & ENERGY UNION
QUEENSLAND BUILDERS LABOURERS
DIVISIONAL BRANCH

**Certificate by State Secretary
For The Year Ended 31 December 2005**

In accordance with the requirements of the Workplace Relations Act 1996 Schedule 1B Section 268 (c), I, Gregory Michael Simcoe, certify that the attached copies of reports are copies of the documents that were provided to members on 6TH JUNE 2006 and presented to a meeting of management Committee on 6TH JUNE 2006 in accordance with Section 266 of the RAO Schedule.



Gregory Michael Simcoe
State Secretary
Construction, Forestry, Mining & Energy Union
Queensland Builders Labourers Divisional Branch

Date: 6TH JUNE 2006.

CONSTRUCTION, FORESTRY, MINING & ENERGY UNION
QUEENSLAND BUILDERS LABOURERS
DIVISIONAL BRANCH

Operating Report
For the year ended 31 December 2005

The Committee of Management presents the Operating Report for the financial year ended 31 December 2005:

Principal Activities

The principal activities of the Union during the year were providing industrial relations and other related services to members.

The results of those activities are continually ongoing.

There were no significant changes to the nature of those activities during the year.

Financial Affairs

There were no significant changes to the Union's financial affairs during the year.

Members' Rights

Members have the right to resign from the Union in accordance with section 174 of Schedule 1B of the Workplace Relations Act 1996.

Superannuation Fund Trustees

The officers and members listed below were trustees, or directors of a trustee company, of a Superannuation Fund as a consequence of their position with the Union:

- Gregory Michael Simcoe Trustee BUSS(Q)

Number of Members

The number of members at the end of the financial year recorded in the register of members and taken to be members of the Union was 5824 financial members.

Number of Employees

The number of full-time equivalent employees of the Union at the end of the financial year was 21.

Committee of Management

The members of the Committee of Management at any time during the financial year were as follows:

Christian, John
Deen, Fazel
Ezzy, Dallas
Hanna, David
Kupsch, Royce
Maher, Pat

McIntyre, Terry
Minton, Mark
Olive, John
Pratt, Dean
Simcoe, Greg
Williams, Bob

Signed on behalf of the Committee of Management by:



Gregory Michael Simcoe

State Secretary

Construction, Forestry, Mining & Energy Union
Queensland Builders Labourers Divisional Branch

Date: 27/04/06

**CONSTRUCTION, FORESTRY, MINING & ENERGY UNION
QUEENSLAND BUILDERS LABOURERS
DIVISIONAL BRANCH**

Financial Report

For the year ended 31 December 2005

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CONSTRUCTION, FORESTRY, MINING & ENERGY UNION
QUEENSLAND BUILDERS LABOURERS
DIVISIONAL BRANCH

Income Statement
For The Year Ended 31 December 2005

	Note	2005 \$	2004 \$
REVENUE			
Operating activities			
Contributions		3 189 057	2 896 192
Fighting fund		297 169	-
Entrance fees		168 216	173 480
Sale of merchandise		13 871	7 582
Enterprise agreements		5 388	15 262
Compliance income		80 000	-
Consultancy income		14 809	9 434
Attendance fees		7 541	20 591
Journal advertising		55 989	82 686
Traineeship fund - grant		276 149	95 918
Traineeship fund - other income		411	301
Interest		329 511	232 792
Rent received		88 581	66 502
Non-operating activities			
Gain in value of investment properties	7	45 842	-
Total revenue		4 572 534	3 600 740
EXPENDITURE			
Affiliation fees		54 266	47 141
Auditors' remuneration - audit services		17 565	13 165
Auditors' remuneration - other services		1 265	1 195
Bank fees		14 714	13 798
CIPS		10 770	10 160
Clothing & uniform expenses		28 677	27 410
Commission - delegates		17 560	13 335
Computer expenses		30 520	18 415
Cordell reports		3 444	3 444
Country expenses		42 040	33 660
Depreciation		136 623	125 860
Donations - charity		60 055	1 629
Donations - political		280	1 300
Executive attendance		7 940	7 055
Federal Council attendance		11 300	-
Fighting fund expenses		62 641	-
Fringe benefits tax		17 768	12 217
Industrial campaign expenses		91 221	19 702
Industrial relations expenses		7 862	6 817
Insurance - general		299	730
Journal expenses		73 906	92 913

The accompanying notes form part of these financial statements

CONSTRUCTION, FORESTRY, MINING & ENERGY UNION
QUEENSLAND BUILDERS LABOURERS
DIVISIONAL BRANCH

Income Statement
For The Year Ended 31 December 2005

	Note	2005 \$	2004 \$
Leave - annual leave		81 680	43 011
Leave - long service		50 584	22 890
Labour day expenses		14 308	13 067
Legal fees		65 432	31 213
Loss on disposal of property, plant & equipment		15 689	1 954
Meeting expenses		38 998	44 738
Mortuary payments		1 500	900
Office administration		2 180	1 946
Office equipment rent and repairs		28 362	18 295
Payroll tax		54 216	56 772
Photography & film		1 352	2 513
Postage		32 594	25 167
Printing & stationery		77 855	57 383
Promotional goods		71 632	13 003
Rent & maintenance - Brisbane office		46 466	19 866
Rent, rates & maintenance - investment properties		69 028	47 114
Royal commission expenses		-	7 880
Salaries - officials		828 749	897 510
Salaries - others		292 876	226 203
Superannuation - officials		238 430	218 688
Superannuation - others		36 926	29 939
Staff training		33 336	4 736
Sundry expenses		10 137	2 889
Sustentation fees - CFMEU National Office		245 007	220 505
Telephone & communication		75 886	55 439
Traineeship fund expenses		276 560	96 219
Travel & accomodation		60 491	36 685
T-shirts & merchandise		16 100	8 450
Vehicle running costs		109 483	71 957
Veterans expenses		8 720	6 444
Workers' general insurance		4 352	3 311
Total expenses		<u>3 579 645</u>	<u>2 736 633</u>
Surplus (deficit) before income tax		992 889	864 107
Income tax expense	2	<u>-</u>	<u>-</u>
Surplus (deficit) attributable to the Union		<u>992 889</u>	<u>864 107</u>
Revaluation increment		<u>231 852</u>	<u>-</u>
Total change in equity		<u>1 224 741</u>	<u>864 107</u>

The accompanying notes form part of these financial statements

CONSTRUCTION, FORESTRY, MINING & ENERGY UNION
QUEENSLAND BUILDERS LABOURERS
DIVISIONAL BRANCH

Balance Sheet
As at 31 December 2005

	Note	2005 \$	2004 \$
Current Assets			
Cash and cash equivalents	3	3 421 196	1 750 039
Financial assets	4	60 726	500 000
Trade and other receivables	5	110 052	88 603
Prepayments		<u>27 496</u>	<u>26 255</u>
Total current assets		<u>3 619 470</u>	<u>2 364 897</u>
Non-Current Assets			
Financial assets	4	2 414 245	2 316 314
Investment property	7	620 000	574 158
Property, plant and equipment	6	<u>1 151 450</u>	<u>888 107</u>
Total non-current assets		<u>4 185 695</u>	<u>3 778 579</u>
Total Assets		<u>7 805 165</u>	<u>6 143 476</u>
Current Liabilities			
Trade and other payables	8	336 798	311 735
Short-term provisions	9	413 165	326 090
Income received in advance	10	250 433	7 832
Special funds	11	<u>111 014</u>	<u>73 994</u>
Total current liabilities		<u>1 111 410</u>	<u>719 651</u>
Non-Current Liabilities			
Long-term provisions	9	<u>322 479</u>	<u>277 290</u>
Total non-current liabilities		<u>322 479</u>	<u>277 290</u>
Total Liabilities		<u>1 433 889</u>	<u>996 941</u>
Net Assets		<u>6 371 276</u>	<u>5 146 535</u>
Equity			
Reserves	12	340 001	108 149
Retained earnings		<u>6 031 275</u>	<u>5 038 386</u>
Total Equity		<u>6 371 276</u>	<u>5 146 535</u>

The accompanying notes form part of these financial statements.

CONSTRUCTION, FORESTRY, MINING & ENERGY UNION
 QUEENSLAND BUILDERS LABOURERS
 DIVISIONAL BRANCH

**Statement of Changes in Equity
 For The Year Ended 31 December 2005**

	Note	Retained Earnings		Asset	Total \$
		General Fund \$	Fighting Fund \$	Revaluation Reserve \$	
Balance at 1 January 2004		4 188 770	-	168 149	4 356 919
Surplus (deficit) attributable to the Union		864 107	-		864 107
Retrospective adjustment upon change in accounting policy		(14 491)	-	(60 000)	(74 491)
Balance at 31 December 2004		<u>5 038 386</u>	<u>0</u>	<u>108 149</u>	<u>5 146 535</u>
Surplus (deficit) attributable to the Union		758 361	234 528	-	992 889
Revaluation increment (decrement)		-	-	231 852	231 852
Balance at 31 December 2005		<u>5 796 747</u>	<u>234 528</u>	<u>340 001</u>	<u>6 371 276</u>

The accompanying notes form part of these financial statements

CONSTRUCTION, FORESTRY, MINING & ENERGY UNION
QUEENSLAND BUILDERS LABOURERS
DIVISIONAL BRANCH

Cash Flow Statement
For The Year Ended 31 December 2005

	Note	2005 \$	2004 \$
Cash Flows from Operating Activities			
Receipts from members		4 019 887	3 376 639
Grants received		570 625	114 125
Interest received		308 281	230 015
Other investment income received		88 581	66 502
Wage claim receipts		174 989	163 167
Charity fund receipts		245 502	173 405
Other sundry receipts		177 090	145 449
Receipts from CFMEU C & G Qld		7 791	3 348
Receipts from CFMEU National Office		6 850	-
Payments to suppliers and employees		(3 339 751)	(2 610 720)
Payments to CFMEU C & G Qld		(44 306)	(10 899)
Payments to CFMEU National Office		(314 017)	(232 533)
Payments to CFMEU C & G WA		(4 522)	-
Wage claim payments for members		(172 801)	(173 167)
Charity funds payments		(210 582)	(140 713)
Net cash provided (used) by operating activities	17(a)	<u>1 513 617</u>	<u>1 104 618</u>
Cash Flows from Investing Activities			
Purchase of property, plant & equipment		(249 623)	(225 145)
Purchase of investments		-	(1 197 749)
Proceeds from sale of property, plant & equipment		65 820	59 318
Proceeds from sale of investments		541 343	-
Net cash provided (used) by investing activities		<u>357 540</u>	<u>(1 363 576)</u>
Cash Flows from Financing Activities			
Loan to Construction Skills Training Centre		(200 000)	-
Net cash provided (used) by financing activities		<u>(200 000)</u>	<u>0</u>
Net increase (decrease) in cash held		1 671 157	(258 958)
Cash at the beginning of the year		1 750 039	2 008 997
Cash at the end of the year	3	<u>3 421 196</u>	<u>1 750 039</u>

The accompanying notes form part of these financial statements.

CONSTRUCTION, FORESTRY, MINING & ENERGY UNION
 QUEENSLAND BUILDERS LABOURERS
 DIVISIONAL BRANCH

**Recovery of Wages Activity Report - Cash Basis
 For The Year Ended 31 December 2005**

	Note	2005	
		No. of workers	\$
Cash assets in respect of recovered money at the beginning of the year			362
Receipts			
Amounts recovered from employers in respect of wages etc	63	174 970	
Interest received on recovered money		19	
Total receipts		174 989	
Payments			
Deductions of amounts due in respect of membership for:			
12 months or less		5 025	
greater than 12 months		-	
Deductions of donations or other contributions to accounts or funds of:			
other entities:			
- BUSSQ		10 372	
- BERT		6 435	
- CIPQ		1 265	
- BEWT		160	
Deductions of fees or reimbursements of expenses		-	
Payments to workers in respect of recovered money		149 469	
Bank fees		75	
Total payments		172 801	
Cash assets in respect of recovered money at the end of the year	3		2 550
Amounts recovered but not yet paid to workers	-		2 100

CONSTRUCTION, FORESTRY, MINING & ENERGY UNION
QUEENSLAND BUILDERS LABOURERS
DIVISIONAL BRANCH

**Notes to the Financial Statements
For the year ended 31 December 2005**

Note 1: Information to be Provided to Members

In accordance with the requirements of the Workplace Relations Act 1996, the attention of members is drawn to the provisions of Schedule 1B section 272 which reads 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).

Note 2: Statement of Significant Accounting Policies

The financial report is a general purpose financial report that has been prepared in accordance with Accounting Standards, Urgent Issues Group Interpretations and other authoritative pronouncements of the Australian Accounting Standards Board and the requirements of the Workplace Relations Act 1996.

The financial report covers the Construction, Forestry, Mining & Energy Union Queensland Builders Labourers Divisional Branch as an individual reporting unit.

The financial report complies with all Australian equivalents to International Financial Reporting Standards (IFRS) in their entirety.

The following is a summary of the material accounting policies adopted by the Union in the preparation of the financial report. The accounting policies have been consistently applied, unless otherwise stated.

Basis of Preparation

First Time Adoption of Australian Equivalents to International Financial Reporting Standards

The Union has changed accounting policies to reflect changes to the recognition and measurement criteria resulting from the introduction of Australian equivalents to International Financial Reporting Standards. Retrospective adjustments have been made to comparative information where applicable.

Reporting Basis and Conventions

The financial report has been prepared on a modified accruals basis where:

- in accordance with Schedule 1B section 252(4) of the Workplace Relations Act 1996, membership subscriptions are kept on a cash basis, and

CONSTRUCTION, FORESTRY, MINING & ENERGY UNION
QUEENSLAND BUILDERS LABOURERS
DIVISIONAL BRANCH

**Notes to the Financial Statements
For the year ended 31 December 2005**

Note 2: Statement of Significant Accounting Policies (cont'd)

- in accordance with paragraph 19 of the Reporting Guidelines for the purposes of section 253 of the RAO Schedule, the Recovery of Wages Activity Report is prepared under the cash basis of accounting.

The financial report is based on historical costs modified by the revaluation of selected non-current assets, and financial assets and financial liabilities for which the fair value basis of accounting has been applied.

Accounting Policies

(a) Income Tax

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.

(b) Property, Plant and Equipment

Property, plant and equipment are carried at cost or fair value less, where applicable, any accumulated depreciation and impairment losses.

In accordance with Queensland legislation (Schedule 4 of the Industrial Relations Regulations 2000) revaluations of assets are shown as income.

Property

Land and buildings are shown at their fair value less subsequent depreciation for buildings. Investment properties are not depreciated.

Plant and equipment

Plant and equipment are measured on the cost basis less depreciation and impairment losses.

The carrying amount of plant and equipment is reviewed annually by the Union to ensure it is not in excess of the recoverable amount from these assets.

Depreciation

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

The depreciation rates used for each class of depreciable asset are:

Fixed Asset	Rate
Buildings	4%
Motor Vehicles	20%
Computer Equipment	20%
Furniture and Office Equipment	10%

CONSTRUCTION, FORESTRY, MINING & ENERGY UNION
QUEENSLAND BUILDERS LABOURERS
DIVISIONAL BRANCH

**Notes to the Financial Statements
For the year ended 31 December 2005**

Note 2: Statement of Significant Accounting Policies (cont'd)

(c) Leases

Leases of fixed assets, where substantially all the risks and benefits incidental to the ownership of the asset, but not the legal ownership, are transferred to the Union, are classified as finance leases. Finance leases are capitalised by recording an asset and a liability at the lower of the amounts equal to the fair value of the leased asset or the present value of the minimum lease payments, including any guaranteed residual values.

Leased assets are depreciated on a straight line basis over their estimated useful lives where it is likely that the Union will obtain ownership of the asset or over the term of the lease. Lease payments are allocated between the reduction of the lease liability and the lease interest expense for the period.

Lease payments for operating leases, where substantially all the risks and benefits remain with the lessor, are charged as expenses in the periods in which they are incurred.

(d) Financial Instruments

Recognition

Financial instruments are initially measured at cost on trade date, which includes transaction costs, when related contractual rights or obligations exist. Subsequent to initial recognition these instruments are measured as set out below.

Loans and receivables

Loans and receivables are non-derivative financial assets with fixed or determinable payments that are not quoted in an active market and are stated at amortised cost using the effective interest rate method.

Held to maturity investments

These investments have fixed maturities, and it is the Union's intention to hold these investments to maturity. Any held to maturity investments held by the Union are stated at amortised cost using the effective interest rate method.

Available for sale financial assets

Available for sale financial assets include any financial assets not included in the above categories. Available for sale financial assets are reflected at fair value. Unrealised gains and losses arising from changes in fair value are taken directly to equity.

Financial liabilities

Non-derivative financial liabilities are recognised at amortised cost, comprising original debt less principal repayments and amortisation.

Fair value

Fair value is determined based on current bid prices for all quoted investments. Valuation techniques are applied to determine the fair value of all unlisted securities, including recent arm's length transactions, reference to similar instruments and option pricing models.

CONSTRUCTION, FORESTRY, MINING & ENERGY UNION
QUEENSLAND BUILDERS LABOURERS
DIVISIONAL BRANCH

Notes to the Financial Statements
For the year ended 31 December 2005

Note 2: Statement of Significant Accounting Policies (cont'd)

Impairment

At each reporting date, the Union assesses whether there is objective evidence that a financial instrument has been impaired. Impairment losses are recognised in the income statement.

(e) Impairment of Assets

At each reporting date, the Union reviews the carrying values of its assets to determine whether there is any indication that those assets have been impaired. If such an indication exists, the recoverable amount of the asset, being the higher of the asset's fair value less costs to sell and its depreciated replacement value, is compared to the asset's carrying value. Any excess of the asset's carrying value over its recoverable amount is expensed to the income statement.

(f) Employee Benefits

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 within one year have been measured at the amount expected to be paid when the liability is settled, plus related on-costs. Employee benefits payable later than one year have been measured at the present value of the estimated future cash outflows to be made for those benefits.

(g) Provisions

Provisions are recognised when the Union has a legal or constructive obligation, as a result of past events, for which it is probable that an outflow of economic benefits will result and that outflow can be reliably measured.

(h) Cash and Cash Equivalents

Cash and cash equivalents include cash on hand, deposits held at call with banks, other short-term highly liquid investments with original maturities of three months or less, and bank overdrafts. Bank overdrafts are shown within short-term borrowings in current liabilities on the balance sheet.

(i) Goods and Services Tax (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 Tax 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 the expense. Receivables and payables in the Balance Sheet are shown inclusive of GST.

Cash flows are presented in the cash flow statement on a gross basis, except for the GST component of investing and financing activities, which are disclosed as operating cash flows.

(j) Comparative Figures

When required by Accounting Standards, comparative figures have been adjusted to conform to changes in presentation for the current financial year.

CONSTRUCTION, FORESTRY, MINING & ENERGY UNION
QUEENSLAND BUILDERS LABOURERS
DIVISIONAL BRANCH

**Notes to the Financial Statements
For the year ended 31 December 2005**

Note 2: Statement of Significant Accounting Policies (cont'd)

Critical accounting estimates and judgements

The Union evaluates estimates and judgments 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.

Key estimates - Impairment

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

(k) BERT Fund

As a sponsor of the BERT Fund the Union may receive distributions of income from the Fund. In accordance with the Sponsors Deed all distributions must be loaned back to the Fund until they are expended on welfare or related assistance as agreed upon by the Sponsors. The distributions from the Fund and welfare assistance paid from the loan account are not shown as income or expenditure of the Union as the Union has no control over the funds nor are the funds available for Union purposes.

CONSTRUCTION, FORESTRY, MINING & ENERGY UNION
QUEENSLAND BUILDERS LABOURERS
DIVISIONAL BRANCH

Notes to the Financial Statements
For The Year Ended 31 December 2005

	Note	2005	2004
		\$	\$
Note 3: Cash Assets			
Cash on hand		1 000	1 000
Bank a/c - general account		821 322	271 256
Bank a/c - recovery of wages account		2 550	362
Bank a/c - charity fund		95 887	74 189
Bank a/c - Blind Society account		13 027	-
Bank a/c - traineeship fund		264 097	69 980
Short-term bank deposits maturing in less than 3 months		505 000	1 127 075
Cash at bank at call		218 313	206 177
Debentures maturing in less than 3 months		1 500 000	-
		<u>3 421 196</u>	<u>1 750 039</u>
Reconciliation of cash:			
Cash at the end of the financial year as shown in the statement of cash flows is reconciled to items in the balance sheet as follows:			
Cash and cash equivalents		3 421 196	1 750 039
		<u>3 421 196</u>	<u>1 750 039</u>
Note 4: Financial Assets			
CURRENT			
Held to maturity investments:			
Term deposits maturing between 3 to 12 months		60 726	500 000
		<u>60 726</u>	<u>500 000</u>
Total current financial assets		<u>60 726</u>	<u>500 000</u>
NON-CURRENT			
Held to maturity investments:			
Notes and deposits		1 600 000	1 700 000
		<u>1 600 000</u>	<u>1 700 000</u>
Available for sale financial assets:			
Union House Partnership at fair value		680	2 749
Shares in CSTC Pty Ltd at fair value		1	1
Units in Rockhampton Trade Union Centre at cost		23 678	23 678
		<u>24 359</u>	<u>26 428</u>

CONSTRUCTION, FORESTRY, MINING & ENERGY UNION
QUEENSLAND BUILDERS LABOURERS
DIVISIONAL BRANCH

Notes to the Financial Statements
For The Year Ended 31 December 2005

	Note	2005 \$	2004 \$
Note 4: Financial Assets cont'd			
Loans:			
Loan to Construction Skills Training Centre		789 886	589 886
The loan is secured by a mortgage over a freehold property owned by the Construction Skills Training Centre.			
 Total non-current financial assets		 2 414 245	 2 316 314
Note 5: Receivables			
Accrued income		94 211	66 737
Trade receivables		14 593	21 745
CFMEU C & G		-	121
CFMEU National Office		1 248	-
		110 052	88 603
Note 6: Property, Plant and Equipment			
Land and Buildings			
Union House Brisbane (1/6 share) - at independent valuation 2005		700 000	500 000
Accumulated depreciation		-	(15 948)
		700 000	484 052
 Motor Vehicles - at cost			
		503 259	424 786
Accumulated depreciation		(131 216)	(101 738)
		372 043	323 048
 Plant & Equipment			
		233 501	242 489
Accumulated depreciation		(154 094)	(161 482)
		79 407	81 007
 Total property, plant and equipment		 1 151 450	 888 107

The Union's land and buildings were revalued at 31 December 2005 based on an independent valuer's report. Valuations were made on the basis of open market value. The revaluation surplus was credited to an asset revaluation reserve.

CONSTRUCTION, FORESTRY, MINING & ENERGY UNION
QUEENSLAND BUILDERS LABOURERS
DIVISIONAL BRANCH

Notes to the Financial Statements
For The Year Ended 31 December 2005

	Note	2005	2004	
		\$	\$	
Note 6: Property, Plant and Equipment cont'd				
Movements in Carrying Amounts				
Movement in the carrying amounts between the beginning and the end of the current financial year:				
	Land and buildings	Motor vehicles	Plant and equipment	Total
	\$	\$	\$	\$
Balance at start of year	484 052	323 048	81 007	888 107
Additions	-	225 109	24 514	249 623
Disposals	-	(80 201)	(1 308)	(81 509)
Revaluation increments (decrements)	231 852	-	-	231 852
Depreciation expense	(15 904)	(95 913)	(24 806)	(136 623)
Carrying amount at end of year	700 000	372 043	79 407	1 151 450

	Note	2005	2004
		\$	\$
Note 7: Investment Property			
Balance at beginning of year		574 158	574 158
Acquisitions		-	-
Fair value adjustments		45 842	-
Balance at end of year		620 000	574 158

The fair value model is applied to all investment property. Management valuations are prepared at each balance date where an independent valuation has not been obtained.

Note 8: Payables			
Trade payables		245 402	223 587
CFMEU C & G Qld		9 476	260
CFMEU National Office		81 920	87 888
		336 798	311 735

Note 9: Provisions			
Employee Entitlements:			
Opening balance at start of year		603 380	420 697
Retrospective adjustment for change in accounting policy		-	116 783
Additional provisions raised during year		134 258	147 241
Amounts used		(1 994)	(81 341)
Balance at end of year		735 644	603 380

CONSTRUCTION, FORESTRY, MINING & ENERGY UNION
QUEENSLAND BUILDERS LABOURERS
DIVISIONAL BRANCH

Notes to the Financial Statements
For The Year Ended 31 December 2005

	Note	2005	2004
		\$	\$
Note 9: Provisions cont'd			
Analysis of employee entitlements:			
Current		413 165	326 090
Non-current		322 479	277 290
		735 644	603 380

A provision has been recognised for employee entitlements relating to annual and long service leave for employees. In calculating the present value of future cash flows in respect of long service leave, the probability of long service leave being taken is based upon historical data. The measurement and recognition criteria for employee benefits has been included in note 2.

Note 10: Income Received in Advance

Traineeship fund		250 433	7 832
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Note 11: Special Funds

Recovery of wages fund		2 100	-
Charity fund	13	95 887	73 994
Blind Society Charity fund	14	13 027	-
		111 014	73 994

Note 12: Reserves

The asset revaluation reserve records revaluations of non-current assets.
The financial assets reserve records revaluations of financial assets.

Note 13: Charity Fund

Opening balance		73 994	41 302
Fundraising income		202 825	173 098
Interest received		595	307
Donations and fundraising expenses		(181 490)	(140 646)
Bank fees and charges		(37)	(67)
Closing balance		95 887	73 994

CONSTRUCTION, FORESTRY, MINING & ENERGY UNION
QUEENSLAND BUILDERS LABOURERS
DIVISIONAL BRANCH

Notes to the Financial Statements
For The Year Ended 31 December 2005

	Note	2005	2004
		\$	\$
Note 14: Blind Society Charity fund			
Opening balance		-	-
Fundraising income		42 080	-
Interest received		2	-
Donations and fundraising expenses		(28 990)	-
Bank fees and charges		(65)	-
Closing balance		13 027	-

Note 15: Contingent Liabilities

There are no known contingent liabilities of a significant nature at balance date.

Note 16: Events After the Balance Sheet Date

There have been no significant events occurring after the end of the financial year.

Note 17: Cash Flow Information

(a) Reconciliation of Cash Flow from Operations with Surplus from Ordinary Activities after Income Tax

Surplus from ordinary activities after income tax	992 889	864 107
Non-cash flows in ordinary activities:		
Depreciation	136 623	125 860
Net (gain) loss on disposal of fixed assets	15 689	1 954
Net (gain) loss on disposal of investments	-	-
Net (gain) loss in value of investment properties	(45 842)	-
Changes in assets and liabilities:		
(Increase) decrease in trade debtors	(21 449)	(6 814)
(Increase) decrease in prepayments	(1 241)	(2 213)
Increase (decrease) in payables	25 063	25 300
Increase (decrease) in other liabilities	279 621	30 524
Increase (decrease) in provisions	132 264	65 900
	1 513 617	1 104 618

(b) There were no non-cash financing or investing activities during the year.

(c) The union has no credit stand-by arrangement or loan facilities.

CONSTRUCTION, FORESTRY, MINING & ENERGY UNION
QUEENSLAND BUILDERS LABOURERS
DIVISIONAL BRANCH

Notes to the Financial Statements
For The Year Ended 31 December 2005

Note	2005	2004
	\$	\$

Note 18: Financial Instruments

(a) Financial Risk Management

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

(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 as follows:

FINANCIAL ASSETS

Cash and bank	1 197 883	416 787
Term deposits	565 726	1 627 075
Cash at bank at call	218 313	206 177
Floating rate deposits, notes and debentures	3 100 000	1 700 000
Loans	789 886	589 886
	<u>5 871 808</u>	<u>4 539 925</u>

(c) 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 of those assets, net of any provisions for doubtful debts, as disclosed in the Balance Sheet and notes to the financial statements.

(d) Net Fair Values

The net fair values of listed investments have been valued at the quoted market bid price at balance date. For other assets and other liabilities the net fair value approximates their carrying value. No financial assets and financial liabilities are readily traded on organised markets in standardised form other than listed investments. Financial assets where the carrying amount exceeds net fair values have not been written down as the Union intends to hold these assets to maturity.

The aggregate net fair values and carrying amounts of financial assets and liabilities are disclosed in the statement of financial position and in the notes to the financial statements.

Note 19: Union Details

The principal place of business of the Union is:

Construction, Forestry, Mining & Energy Union Queensland Builders Labourers Divisional Branch
Level 2, 366 Upper Roma Street, Brisbane Qld 4000

CONSTRUCTION, FORESTRY, MINING & ENERGY UNION
QUEENSLAND BUILDERS LABOURERS
DIVISIONAL BRANCH

**Committee of Management Statement
For the year ended 31 December 2005**

(Workplace Relations Act 1996 Cwth)

In accordance with a resolution passed by the Committee of Management of the Construction, Forestry, Mining & Energy Union Queensland Builders Labourers Divisional Branch on 27th APRIL 2006, the Committee declares that in their opinion:

- (a) The financial statements and notes comply with 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, and
- (e) 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; 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) 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) any 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.
- (f) in relation to recovery of wages activity:
 - (i) the financial report on recovery of wages activity has been fairly and accurately prepared in accordance with the requirements of the reporting guidelines of the Industrial Registrar; and
 - (ii) the committee of management caused the auditor to include in the scope of the audit required under subsection 257(1) of the RAO Schedule all recovery of wages activity by the reporting unit in which revenues had been derived for the financial year in respect of such activity; and
 - (iii) no fees or reimbursements of expenses in relation to recovery of wages activity or donations or other contributions were deducted from moneys recovered from employers on behalf of workers other than reported in the financial report on recovery of wages activity and the notes to the financial statements; and
 - (iv) that prior to engaging in any recovery of wages activity, the organisation has disclosed to members by way of a written policy all fees to be charged or reimbursement of expenses required for recovery of wages activity, and any likely request for donations or other contributions in acting for a worker in recovery of wages activity; and
 - (v) no fees or reimbursements of expenses in relation to recovery of wages activity or donations or other contributions were deducted from moneys recovered from employers on behalf of workers until distributions of recovered money were made to the workers.

Signed on behalf of the Committee of Management by:



Gregory Michael Simcoe

State Secretary

Construction, Forestry, Mining & Energy Union
Queensland Builders Labourers Divisional Branch

Date: 27/04/06

CONSTRUCTION, FORESTRY, MINING & ENERGY UNION
QUEENSLAND BUILDERS LABOURERS
DIVISIONAL BRANCH

**Independent Audit Report
to the Members**

Scope

We have audited the financial report of the Construction, Forestry, Mining & Energy Union Queensland Builders Labourers Divisional Branch for the year ended 31 December 2005 comprising the Income Statement, Balance Sheet, Statement of Changes in Equity, Cash Flow Statement, Recovery of Wages Activity Report and Notes to the Financial Statements. The Union's Committee of Management is responsible for the financial report. We have conducted an independent audit of the financial report in order to express an opinion on it to the members.

Our audit has been conducted in accordance with Australian Auditing Standards to provide reasonable assurance whether the financial report is free of material misstatement. Our procedures included examination, on a test basis, of evidence supporting the amounts and other disclosures in the financial report, and the evaluation of accounting policies and significant accounting estimates. These procedures have been undertaken to form an opinion whether, in all material respects, the financial report is presented fairly in accordance with Accounting Standards, the Workplace Relations Act 1996 and other mandatory professional reporting requirements in Australia so as to present a view which is consistent with our understanding of the Union's financial position and performance as represented by the results of its operations, its cash flows and its recovery of wages activity.

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

Audit opinion

In our opinion, the financial report of the Construction, Forestry, Mining & Energy Union Queensland Builders Labourers Divisional Branch:

- (a) presents fairly in accordance with applicable Accounting Standards, the Workplace Relations Act 1996 including the Reporting Guidelines of the Industrial Registrar and Part 3 of Chapter 8 of the RAO Schedule, and other mandatory professional reporting requirements in Australia the financial position of the Construction, Forestry, Mining & Energy Union Queensland Builders Labourers Divisional Branch as at 31 December 2005 and the results of its operations and its cash flows for the year then ended; and
- (b) reports properly and fairly:
 - (1) any fees charged to or reimbursements of expenses claimed from members and others for recovery of wages activity; and
 - (2) any donations or other contributions deducted from recovered money.



Michael Rice
Michael Rice & Associates
Certified Practising Accountants

Brisbane
15 May 2006



Australian Government

Australian Industrial Registry

FILE NOTE

Contact Officer: Dean Superina

Telephone No: 02 8374 6612

Facsimile No: 02 9380 6990

Your Reference: FR2005/559

**Financial Returns – CFMEU, Queensland Builders Labourers Divisional Branch
(FR2005/559)**

I spoke to Tom Roberts, the National Legal Officer of the Construction & General Division, regarding the supply of documents to members. Gregory Simcoe's Secretary's Certificate indicates that the documents were supplied to members on the day of the second meeting. If this was the case then the members had no time to disseminate the documentation before a final resolution of the committee of management. I have asked Mr Roberts to seek clarification from Mr Simcoe regarding the date and method of supply to members.

I also asked Mr Roberts to ask Mr Simcoe whether any individual donation to charity exceeded \$1,000.

A handwritten signature in black ink, appearing to read 'Dean Superina', with a horizontal line underneath.

Dean Superina
26 July 2006



Australian Government

Australian Industrial Registry

FILE NOTE

Contact Officer: Dean Superina

Telephone No: 02 8374 6612

Facsimile No: 02 9380 6990

Your Reference: FR2005/559

**Financial Returns – CFMEU, Queensland Builders Labourers Divisional Branch
(FR2005/559)**

I spoke to Tom Roberts again, after speaking to the DIR regarding the issue of supply. I conveyed to Mr Roberts that the Registrar's view was that there was no explicit legislative requirement for there to be a period of consideration time between the supply of documents to members and the second meeting. What is required is for the members to receive the documents within 5 months of the end of the financial year and for the second meeting to occur within 6 months of the end of the financial year. In this instance, supply was 6 days late though the second meeting was within the required timeframe.

With regards to the loans, grants and donations issue, Mr Roberts said that the Branch would be lodging a statement as soon as possible.

A handwritten signature in black ink, appearing to be 'Dean Superina', written over a horizontal line.

Dean Superina
3 August 2006



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 Gregory Simcoe
Branch Secretary
CFMEU Construction & General Division
Queensland Builders Labourers' Divisional Branch
Level 2, 366 Upper Roma Street
BRISBANE QLD 4000

Dear Mr Simcoe

Re: Financial Statements and Accounts for the CFMEU Queensland Builders Labourers' Divisional Branch for the year ending 31 December 2005 (FR2005/559)

I refer to the abovementioned financial statements and accounts, which were lodged in the Registry on 27 June 2006.

The financial statements and accounts have not yet been filed.

The Registry is waiting for information relating to Donations made by the Branch, which was requested in July 2006. To date, there is no record of the information being lodged in the Registry.

The Statement of Expenditure lists amounts of \$60,055 as "Donations – charity". S237 of the RAO Schedule states that an organisation must lodge in the Registry a Statement providing the relevant particulars (as set out in s237(6)) in relation to each loan, grant, or donation of an amount exceeding \$1,000 made by the organisation during the financial year.

Would you please provide the statement requested in relation to the financial year which ended 31 December 2005. I have attached a copy of s237 of the RAO highlighting the particulars required, and have also enclosed a proforma you may find convenient to use to provide the details required.

If no individual donation made exceeded \$1,000 could you please advise me in writing. On receipt of this information the file will be reviewed.

If you have any queries about this letter please contact me on 02 8374 6618.

Yours sincerely,

A handwritten signature in black ink that reads 'Belinda Penna'.

Belinda Penna
for Deputy Industrial Registrar

24 January 2007

237 Organisations to notify particulars of loans, grants and donations

(1) An organisation must, within 90 days after the end of each financial year (or such longer period as the Registrar allows), lodge in the Industrial Registry a statement showing the relevant particulars in relation to each loan, grant or donation of an amount exceeding \$1,000 made by the organisation during the financial year.

Note: This subsection is a civil penalty provision (see section 305).

(2) A statement lodged in the Industrial Registry under subsection (1) must be signed by an officer of the organisation.

(3) An organisation must not, in a statement under subsection (1), make a statement if the person knows, or is reckless as to whether, the statement is false or misleading.

Note: This subsection is a civil penalty provision (see section 305).

(4) A statement lodged in the Industrial Registry under subsection (1) may be inspected at any registry, during office hours, by a member of the organisation concerned.

(5) The relevant particulars, in relation to a loan made by an organisation, are:

(a) the amount of the loan; and

(b) the purpose for which the loan was required; and

(c) the security given in relation to the loan; and

(d) except where the loan was made to relieve a member of the organisation, or a dependant of a member of the organisation, from severe financial hardship-the name and address of the person to whom the loan was made and the arrangements made for the repayment of the loan.

(6) The relevant particulars, in relation to a grant or donation made by an organisation, are:

(a) the amount of the grant or donation; and

(b) the purpose for which the grant or donation was made; and

(c) except where the grant or donation was made to relieve a member of the organisation, or a dependant of a member of the organisation, from severe financial hardship-the name and address of the person to whom the grant or donation was made.

(7) Where an organisation is divided into branches:

(a) this section applies in relation to the organisation as if loans, grants or donations made by a branch of the organisation were not made by the organisation; and

(b) this section applies in relation to each of the branches as if the branch were itself an organisation.

(8) For the purposes of the application of this section in accordance with subsection (7) in relation to a branch of an organisation, the members of the organisation constituting the branch are taken to be members of the branch.



Statement of loans, grants and donations exceeding \$1,000 for financial year ending / /

Please refer to section 237 of the Registration and Accountability of Organisations Schedule when completing this form. This statement when lodged in the Industrial Registry may only be viewed by a member of the organisation. Use of this form is optional.

Organisation's details

Name of organisation including division or branch

Postal Address

Postcode

Details of officer completing the statement

Name

Name of office held in organisation

(An officer of the organisation should complete the statement)

Postal Address

Postcode

Telephone number (BH)

Facsimile number

Email

I certify that the information contained in this statement and its attachments is true and complete.

Signature

Date

An organisation must lodge this statement within 90 days of the end of its financial year.

Enquiries and statements should be addressed to:

THE INDUSTRIAL REGISTRAR
AUSTRALIAN INDUSTRIAL REGISTRY
LEVEL 8, TERRACE TOWERS
80 WILLIAM STREET
EAST SYDNEY NSW 2011
Tel: (02) 8374 6666
Fax: (02) 9380 6990
Email: sydney@air.gov.au

AUSTRALIAN INDUSTRIAL REGISTRY

Australian Industry Registry
LOANS, GRANTS AND DONATIONS EXCEEDING \$1,000 MADE BY ORGANISATION
 (if insufficient space, please attach separate sheet)

LOANS

Name of Recipient of Loan	Address	Amount	Purpose for which loan required	Security given in relation to loan	Arrangements for repayment of loan

Note: where a loan is made to relieve a member or dependant of a member from severe financial hardship, the name and address and particulars of arrangements for repayment need not be stated.

GRANTS

Name of Recipient of Grant	Address	Amount	Purpose of Grant

Note: where a grant is made to relieve a member or dependant of a member from severe financial hardship, the name and address need not be stated

DONATIONS

Name of Recipient of Donation	Address	Amount	Purpose of Donation

Note: where a donation is made to relieve a member or dependant of a member from severe financial hardship, the name and address need not be stated.



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 Gregory Simcoe
Branch Secretary
CFMEU Construction & General Division
Queensland Builders Labourers' Divisional Branch
Level 2, 366 Upper Roma Street
BRISBANE QLD 4000

Dear Mr Simcoe

Re: Financial Statements and Accounts for the CFMEU Queensland Builders Labourers' Divisional Branch for the year ending 31 December 2005 (FR2005/559)

I refer to the abovementioned financial statements and accounts, which were lodged in the Registry on 27 June 2006, and my letter to you dated 24 January 2007.

A Statement of Loans, Grants and Donations has been lodged in the Registry via facsimile today, and has been placed on a file which is not for public viewing other than by members of your organisation.

The financial statements and accounts for the year ending 31 December 2005 have now been filed. The documents may be viewed on the internet at www.e-airc.gov.au/105nbqld/financial.

If you have any queries about this letter please contact me on 02 8374 6618.

Yours sincerely,

A handwritten signature in cursive script that reads 'Belinda Penna'.

Belinda Penna
for Deputy Industrial Registrar

19 February 2007