



FairWork
Commission

3 February 2016

Mr Brian Parker
State Secretary
Construction, Forestry, Mining and Energy Union – New South Wales Branch

via email: enquiries@nsw.cfmeu.asn.au

Dear Mr Parker

Section 271 application for exemption from the financial reporting obligations of Part 3 of Chapter 8 of the Fair Work (Registered Organisations) Act 2009 for financial year ended 31 December 2015 (FR2015/432)

I refer to your application pursuant to s271 of the *Fair Work (Registered Organisations) Act 2009* (RO Act), lodged in the Fair Work Commission (FWC) on 4 January 2016, in respect of the New South Wales Branch of the Construction, Forestry, Mining and Energy Union (CFMEU NSW) for the financial year ended 31 December 2015.

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

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

Yours sincerely

Chris Enright
Director
Regulatory Compliance Branch

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CERTIFICATE

Fair Work (Registered Organisations) Act 2009

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

Construction, Forestry, Mining and Energy Union – New South Wales Branch
(FR2015/432)

MR ENRIGHT

MELBOURNE, 3 FEBRUARY 2016

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

[1] On 4 January 2016 an application was made under s 271 (1) of the *Fair Work (Registered Organisations) Act 2009* (the Act) by the New South Wales Branch of the Construction, Forestry, Mining and Energy Union for a certificate of exemption in respect of the financial year ended 31 December 2015.

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



DELEGATE OF THE GENERAL MANAGER

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CFMEU

CONSTRUCTION

4 January 2016

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Attn: David Vale

Dear Sir,

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

I am Secretary of the Construction, Forestry, Mining and Energy Union New South Wales Branch (the Branch) and occupied that position for the financial year ending 31st December 2015 (the financial year).

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

In support of this application I submit as follows:

1. The CFMEU consists of a number of Divisions.
2. There exists a number of Divisional Branches (or in the case of the Mining and Energy Division, District Branches) within these Divisions. Such Divisional (or District) Branches function within a designated geographical area, in most cases being the State or Territory in which they are established.
3. The CFMEU and each Division and Divisional (or District) Branch thereof submit annual financial returns in accordance with Chapter 8 of the Act.
4. CFMEU State Branches, including the Branch, consist of the members and officers of each Divisional (or District) Branch in each State or Territory.
5. The Branch has not had an account with a bank or any other financial institution nor has it had custody of any real property or monies during the financial year.
6. The Branch had no reason to keep accounting records and did not have any financial affairs

during the financial year.

7. The Branch has not traded or carried out financial transactions of any kind and has not expended economic resources or incurred any financial obligations to conduct its activities during the financial year.

8. The various Divisional/District Branches within the State of New South Wales expend their own economic resources and incur financial obligations so that the Branch may conduct its activities.

9. No person or body corporate or trust expends its own economic resources or incurs financial obligations so that the Branch may conduct its activities.

10. Notwithstanding the above, the Branch has functioned in accordance with the rules of the CFMEU including the rules relating to Branches.

Yours faithfully

A handwritten signature in black ink, appearing to read 'B. Parker', with a large circular flourish above the name.

BRIAN PARKER

Secretary

CFMEU New South Wales Branch