

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

#### Ref: FR2002/820-[105N-QLD]

Mr Wallace Trohear Divisional Branch Secretary Queensland Construction Workers Divisional Branch Construction and General Division Construction, Forestry, Mining and Energy Union 366 Upper Roma Street BRISBANE QLD 4000

Dear Mr Trohear

### **Re: CFMEU - Construction and General Division, Queensland Construction Workers Divisional Branch Financial Reporting Obligations under** *Workplace Relations Act 1996*

This is a courtesy letter to remind you of the financial reporting obligations of the abovenamed body under the *Workplace Relations Act 1996* ('the Act') for the financial year ended 31 December, 2002.

The legislative scheme set out in Part IX, Division 11 of the Act is directed at ensuring that a registered organisation or a branch of such an organisation discharges obligations of accountability to its members in relation to its financial affairs through proper and regular disclosure of financial information. The various steps of the financial reporting requirements must be carried out within the time-scales prescribed by the legislation so as to ensure the relevance of the financial information provided to the members.

Now that the financial year has ended, it is timely that you put in train the various steps of the financial reporting requirements. To assist you with this process I have enclosed for your information a notice summarising these requirements including the time-scales prescribed by the legislation. Please note that a branch of an organisation may be exempted from the obligations arising under Part IX, Division 11 in respect of a financial year by satisfying a Registrar that the branch did not have any financial affairs during the financial year. An application under subsection 271A(1) of the Act must be made within 90 days (unless extended by a Registrar) after the end of the financial year.

Please do not hesitate to contact me on (02) 8374 6618 if you wish to discuss the financial reporting requirements, especially if you anticipate any difficulty in meeting any step in the time-scales prescribed.

Yours sincerely

Betinde Penna

Belinda Penna E-mail: belinda.penna@air.gov.au 10 February 2003



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

Our ref: FR2002/820

Mr Wallace Trohear Divisional Branch Secretary Construction & General Division Queensland Divisional Branch CFMEU 366 Upper Roma Street BRISBANE QLD 4000

Dear Mr Trohear

#### Re: CFMEU - Construction & General Division, Queensland Divisional Branch Outstanding Financial Documents - *Workplace Relations Act 1996*

There is no record of lodgement in the Industrial Registry of the auditor's report, accounts and statements of the abovenamed body, prepared in accordance with Part IX, Division 11 of the *Workplace Relations Act 1996* ('the Act'), for the year ended 31 December 2002.

An organisation registered under the Act or a branch of such an organisation is required after the end of its financial year to prepare accounts and statements, obtain a report from the auditor, provide copies of the auditor's report, accounts and statements to its members, present the auditor's report, accounts and statements to a meeting of members or committee of management, and lodge copies in the Industrial Registry. Having in mind the time-scales allowed by the Act to complete each of these steps, lodgement of the required documents would, in the normal course, be expected before now.

Therefore, I request your written advice by Monday 17 November 2003 as to when each of the following steps is expected to be completed:-

- 1. preparation of the accounts and statements in compliance with section 273
- 2. making of the audit report in compliance with section 276(4)
- 3. provision of copies of the auditor's report, accounts and statements to the members in compliance with sections 279(1) and (3)
- 4. presentation of the financial documents to a meeting of the members or the committee of management in compliance with sections 279(6) and (7) (following provision of copies to the members as per step 3 above)
- 5. lodgement of copies of the financial documents in the Industrial Registry under cover of a certificate by you in compliance with section 280(1) such certificate should confirm that the documents so lodged are copies of the documents presented to the meeting referred to in step 4 above the type of meeting and the date when it was held should be specified.

If you would like to discuss this letter please contact me on (02) 8374 6618, or by email to belinda.penna@air.gov.au.

Yours sincerely

Berind Renne

Belinda Penna for Deputy Industrial Registrar

31 October 2003



Level 2, 15 Wentworth Ave SYDNEY NSW 2000 PO Box Q235, QVB PO SYDNEY NSW 1230 Telephone: (02) 9267 7644 Facsimile: (02) 9267 8863 ABN: 46 243 168 565

# Construction Forestry Mining & Energy Union Construction & General Division Federal Office

TR/nd.returns

7<sup>th</sup> November, 2003



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 Construction Workers Divisional Branch, for the year ending 31st December, 2002.

Please confirm receipt at your earliest convenience.

Yours faithfully,

You hopen.

TOM ROBERTS National Legal Officer

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### FINANCIAL STATEMENTS

### **31 DECEMBER 2002**

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#### **CERTIFICATE BY STATE SECRETARY**

#### for the year ended 31 December 2002

*W.W. Trohear* Divisional Branch Secretary

CONSTRUCTION, FORESTRY, MINING AND ENERGY UNION CONSTRUCTION AND GENERAL DIVISION QUEENSLAND CONSTRUCTION WORKERS DIVISIONAL BRANCH

#### **COMMITTEE OF MANAGEMENT'S CERTIFICATE**

#### for the year ended 31 December 2002

We, Thomas Smith and Bradley Daniel two members of the Committee of Management of the abovementioned Union, do state on behalf of the Committee and in accordance with a resolution passed by the Committee that:

- (i) in the opinion of the Committee of Management, the attached financial statements show a true and fair view of the financial affairs of the Union as at 31 December 2002;
- (ii) in the opinion of the Committee of Management, meetings of the Committee were held during the year ended 31 December 2002, in accordance with the rules of the union;
- (iii) to the knowledge of any member of the Committee, there have been no instances where records of the Divisional Branch or other documents (not being documents containing information made available to a member of the Divisional Branch under Section 274 of the Workplace Relations Act 1996) or copies of those records or documents, or copies of the rules of the Divisional Branch, have not been furnished, or made available, to members in accordance with the requirement of the Workplace Relations Act 1996, the Regulations thereto or the Rules of the Divisional Branch;
- (iv) the Union has complied with Sections 279 (1) and 279 (6) of the Act in relation to the financial accounts in respect to the preceding financial year and the independent audit report thereon.

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#### ACCOUNTING OFFICER'S CERTIFICATE

#### for the year ended 31 December 2002

I, William Wallace Trohear, being the Officer responsible for keeping the accounting records of the Construction, Forestry, Mining and Energy Union, Construction and General Division, Queensland Construction Workers Divisional Branch hereby certify that at 31 December 2002, the combined number of members of the Divisional Branch was 11,649 (8,153 financial and 3,496 unfinancial) and that in my opinion:

- (a) the financial statements as set out on pages 2 to 14 show a true and fair view of the financial affairs of the Divisional Branch as at 31 December 2002;
- (b) a record has been kept of all monies paid by, or collected from, members and all monies so paid or collected have been credited to the bank account to which those monies are to be credited in accordance with the Rules of the Divisional Branch;
- (c) before the expenditure was incurred by the Divisional Branch, approval for the incurring of the expenditure was obtained in accordance with the Rules of the Divisional Branch;
- (d) with regard to funds of the Divisional Branch raised by compulsory levies or voluntary contributions from members, or funds other than the General Fund operated in accordance with the Rules, no payments were made out of any such funds for purposes other than those for which the fund was operated;
- (e) no loans or other financial benefits, other than remuneration in respect to their full-time employment with the Divisional Branch, were made to any person holding office in the Divisional Branch;
- (f) the register of members of the Divisional Branch was maintained in accordance with the Workplace Relations Act 1996.

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W.W. Trohear

#### INDEPENDENT AUDIT REPORT

#### for the year ended 31 December 2002

#### Scope

I have audited the financial statements, being a special purpose financial report of the Construction, Forestry, Mining and Energy Union, Construction and General Division, Queensland Construction Workers Divisional Branch for the year ended 31 December 2002, comprising the Balance Sheet, Statement of Income and Expenditure and Notes to the Financial Statements. The Union's Committee of management is responsible for the financial statements and have determined that the accounting policies used and described in Note 1 to the financial statements are appropriate to meet the requirements of the Workplace Relations Act 1996 and the needs of the members. I have conducted an independent audit of the financial statements in order to express an opinion on them to the members. No opinion is expressed as to whether the accounting policies used, and described in Note 1, are appropriate to the needs of the members.

The financial statements have been prepared for distribution to the members for the purpose of fulfilling the Committee of Management's financial reporting requirements under the Workplace Relations Act 1996. I disclaim any assumption of responsibility for any reliance on this report or on the financial statements to which it relates to any person other than the members, or for any purpose other than that for which it was prepared.

My audit has been conducted in accordance with Australian Auditing standards. My procedures included examination, on a test basis, of evidence supporting the amounts and other disclosures in the financial statements and the evaluation of significant accounting estimates. These procedures have been undertaken to form an opinion whether, in all material respects, the financial statements are presented fairly in accordance with the accounting policies described in Note 1 to the financial statements. These policies do not require the application of all Accounting Standards and other mandatory professional reporting requirements (Urgent Issues Group Consensus Views).

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

#### Audit opinion

In my opinion:

- (a) (i) There were kept by the Union in relation to the year satisfactory accounting records, including:
  - (a) records of sources and nature of income of the Union (including income from members);
  - (b) records of the nature and purpose of the expenditure of the Union; and

#### INDEPENDENT AUDIT REPORT

#### for the year ended 31 December 2002

- (ii) The financial statements of the Construction, Forestry, Mining and Energy Union, Construction and General Division, Queensland Construction Workers Divisional Branch are properly drawn up in accordance with the provisions of section 273 (1) of the Workplace Relations Act 1996 and so as to give a true and fair view of:
  - (a) the financial affairs of the Union as at 31 December 2002: and
  - (b) the income and expenditure and any surplus or deficit of the Union for the year ended 31 December 2002: and

are in accordance with Statements of Accounting Concepts and applicable Australian Accounting Standards.

(b) All the information and explanations that under Sub-Section 276(2) were required by me to be furnished were furnished.

BRISBANE:

Dated this. 27 the day of February ...... 2003.

L Pratt Registered Company Auditor

### **Balance Sheet as at 31 December 2002**

	2002 \$	2001 \$
CURRENT ASSETS	· .	
Cash 3	449,992	126,054
Receivables 4	146,276	100,643
Investments 5	1,980,795	2,060,665
Prepayments	57,978	59,353
Total Current Assets	2,635,041	2,346,715
NON-CURRENT ASSETS		
Investments 5	28,553	27,799
Property, Plant & Equipment 6	1,153,150	1,212,663
Total Non-Current Assets	1,181,703	1,240,462
TOTAL ASSETS	3,816,744	3,587,177
CURRENT LIABILITIES		
Creditors 7	477,263	472,331
Provisions 8	678,075	621,566
Total Current Liabilities	1,155,338	1,093,897
NON-CURRENT LIABILITIES	•	
Provisions 8	4,033	8,693
<b>Total Non-Current Liabilities</b>	4,033	8,693
TOTAL LIABILITIES	1,159,371	1,102,590
NET ASSETS	2,657,373	2,484,587
EQUITY		<u> </u>
Accumulated funds 9	2,569,230	2,396,444
Asset revaluation reserve 10	88,143	88,143
TOTAL EQUITY	2,657,373	2,484,587

These financial statements should be read in conjunction with the notes thereto.

Notes to the financial statements for the year ended 31 December 2002

#### 1. STATEMENT OF ACCOUNTING POLICIES

This special purpose financial report has been prepared for distribution to the members to fulfil the Committee of Management's financial reporting requirements under the Workplace Relations Act 1996. The accounting policies used in the preparation of this report, as described below, are consistent with the financial reporting requirements of the Workplace Relations Act 1996 and with previous years, and are, in the opinion of the Committee of Management, appropriate to meet the needs of members.

- (a) The financial report has been prepared on a modified accrual basis of accounting including the historical cost convention and the going concern assumption. In accordance with Section 272 (3) of the Workplace Relations Act 1996, membership contributions have been accounted for on a cash basis.
- (b) The requirements of Australian Accounting Standards and other professional reporting requirements (UIG Consensus Views), do not have mandatory applicability to The Construction, Forestry, Mining and Energy Union, Construction and General Division, Queensland Construction Workers Division because it is not a "reporting entity". The Committee of Management has, however, prepared the financial report in accordance with the following Australian Accounting Standards:

AAS 5: Materiality

AAS 8: Events Occurring After Balance Date

No other Australian Accounting Standards or other mandatory professional reporting requirements have been applied.

- (c) Provisions for employee benefits in the form of Long Service Leave and Annual Leave have been made for the estimated accrued entitlements of all employees on the basis of their terms of employment.
- (d) No provision for income tax is necessary as the Construction, Forestry, Mining and Energy Union, Construction and General Division, Queensland Construction Workers Divisional Branch, is exempt from income tax under Section 50-15 of the Income Tax Assessment Act 1997.
- (e) 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.

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Notes to the financial statements for the year ended 31 December 2002

#### 2. INFORMATION TO BE PROVIDED TO MEMBERS OF REGISTRAR

In accordance with the requirements of the Workplace Relations Act 1996, the attention of members is drawn to the provisions of Sub-Sections (1), (2) and (3) of Section 274 which read as follows:

- (1) A member of an organisation, or a Registrar, may apply to the organisation for specified prescribed information in relation to the organisation.
- (2) An organisation shall, on application made under subsection (1) by a member of the organisation or a Registrar, make the specified information available to the member or Registrar in such manner, and within such time, as is prescribed.
- (3) A Registrar may only make an application under subsection (1) at the request of a member of the organisation concerned, and the Registrar shall provide to a member information received because of an application made at the request of the member.

		2002	2001
		\$	.\$
3.	CASH		
	Cash on hand	4,200	4,200
	General Account	38,651	6,265
	Cash at call	380,313	77,276
	Wages Collected Account	26,828	38,313
		449,992	126,054
4.	RECEIVABLES		· · · · · · · · · · · · · · · · · · ·
	Interest receivable	11,915	14,845
	FEDFA	16,850	16,850
	BCITF Workplace Skills Assessor Funding	86,100	19,373
	BLF	7,114	4,817
	BERT Fund	19,786	16,702
	Sundry	9,511	33,056
		151,276	105,643
	Less: Provision for non-recovery	(5,000)	(5,000)
		146,276	100,643

Notes to the financial statements for the year ended 31 December 2002

_	· · · · · · · · · · · · · · · · · · ·	2002 \$	2001 \$
5.	INVESTMENTS		
	Current	1 000 705	
	Term deposits	1,980,795	2,060,665
		1,980,795	2,060,665
	Non-Current		
	Queensland Construction Employees Association	-	332
	Units in Trade Union Centre Rockhampton	23,678 4,875	23,678
	Union House Partnership		3,789
		28,553	27,799
		2,009,348	2,088,464
6.	PROPERTY, PLANT & EQUIPMENT		
	One sixth share of Union House building		_
	at independent valuation 1998	500,000	500,000
	Computer equipment - at cost	139,421	133,388
	Less: accumulated depreciation	(87,578)	(71,097)
		51,843	62,291
	Office furniture & equipment - at cost	245,029	222,383
	Less: accumulated depreciation	(169,528)	(154,006)
		75,501	68,377
	Motor vehicles - at cost	724,601	778,400
	Less: accumulated depreciation	(198,795)	(196,405)
		525,806	581,995
		1,153,150	1,212,663
7.	CREDITORS		
	Trade	44,458	39,015
	GST	72,903	57,272
	Appeals Sundry Creditors	41,887 192,132	150,805
	Sundry Creditors Wages collected on behalf of members	27,174	180,256 40,001
	Apprenticeship Scheme Funding	32,022	4,982
	BCITF Workplace Skills Assessor Funding	66,687	-
		477,263	472,331

Notes to the financial statements for the year ended 31 December 2002

		2002 \$	2001 \$
8.	PROVISIONS		
	Current		
	Provision for Annual Leave	302,517	288,130
	Provision for Long Service Leave	375,558	333,436
		678,075	621,566
	Non-Current		
	Provision for Long Service Leave	4,033	8,693
		682,108	630,259
9.	ACCUMULATED FUNDS		
	Opening balance	2,396,444	2,301,360
	Surplus for the year	172,786	95,084
		2,569,230	2,396,444
10.	ASSET REVALUATION RESERVE		· · · · ·
	Revaluation Union House - 1/6 share - additional	88,143	88,143
11.	ROYAL COMMISSION COSTS	<u> </u>	
	Accounting services	1,919	-
	Legal expenses	127,355	-
	Media Assistance	14,791	-
	Miscellaneous costs	3,076	**
	Salaries & oncosts: Publication Officer	39,291	-
	Elected officials	41,348	-
	Employees	15,643	-
	Travel expenses	2,987	-
		246,410	-

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### Statement of Income and Expenditure for the year ended 31 December 2002

		2002 \$	2001 \$
TOTAL INCOME		4,255,524	3,851,879
TOTAL EXPENDITURE		3,834,828	3,802,401
Surplus prior to Abnormal Item	-	420,696	49,478
Abnormal Item Bad debt Change in accounting policy Royal commission costs Wage claim loss	11	(1,500) - (246,410) -	- 46,506 - (900)
SURPLUS FOR THE YEAR		172,786	95,084

These financial statements should be read in conjunction with the notes thereto.

Statement of Income and Expenditure	for the year ended 31 December 2002

	2002	2001
	\$	\$
COME		
Members contributions received as per		
FFTS administration agreement	87,812	95,036
Less: GST included in dues	(7,873)	(8,986)
Special levies included in dues	(1,204)	-
Contributions refunded	(258)	-
Dishonoured cheques	(70)	(23)
Commissions	-	(3
Plus: Joining fees	1,230	1,830
Special levies net of GST	1,114	-
	80,751	87,854
Members contributions received from		
or allocated to the following Sub-Branches		
Brisbane	1,630,789	1,418,298
Bundaberg	75,072	65,944
Cairns	88,006	107,255
Gladstone	69,528	79,090
Gold Coast	916,965	777,458
Ipswich	237,651	226,263
Mackay	140,270	123,255
Maryborough	59,679	58,126
Rockhampton	170,043	169,760
Toowoomba	166,031	160,886
Townsville	123,860	154,624
Sunshine Coast	356,694	309,834
Mt Isa	31,144	27,113
Unallocated	119,857	75,262
	4,185,589	3,753,168
Less: GST included in dues	(368,129)	(320,941
Special levies included in dues	(125,624)	
Contributions refunded	(11,739)	(5,746
Dishonoured cheques	(10,663)	(6,566
Commissions	(29,692)	(24,310
Plus: Special levies net of GST	114,300	
	3,754,042	3,395,605
Total members contributions	3,834,793	3,483,459
Other Income		
Interest received	114,657	110,211
Tool scheme collections	27,245	26,192
Profit from Union House Partnership	1,086	995
Sundry income and reimbursement	277,743	231,022
DTAL INCOME	4,255,524	3,851,879

### Income and Expenditure Statement for the year ended 31 December 2002

	2002	2001
	\$	\$
EXPENDITURE		
Administration expenditure	29,179	27,129
Advertising & marketing	19,678	6,067
Affiliation fees Federal	349,381	317,899
FFTS	15,475	11,924
Other	103,773	99,640
Aged auxiliary	15,465	15,704
Amalgamation expenses	-	1,911
Audit fees	8,000	16,686
BERT contributions	69,400	64,230
CIPQ Insurance	15,610	13,200
Computer expenses	13,713	12,546
Communications	75,500	77,842
Conference expenses	10,531	22,753
Convention expenses	57,519	22,755
Delegates fees and lost time	262	1,324
Depreciation Motor vehicles	147,210	1,524
Furniture, equipment and computers	31,827	30,453
Donations	9,540	8,310
Donations for political objects	100	21,980
Employee Entitlemen Annual leave	24,624	27,739
Long service leave	43,594	34,100
Fringe benefits tax	37,815	35,051
International delegates	57,015	22,891
Journal expenses	56,319	48,131
Labor day expenses	6,570	4,323
Labor day expenses	85,566	19,635
Loss on disposal of assets	18,916	18,803
Miscellaneous expenses	1,394	1,695
Miscenaleous expenses	165,548	169,215
Organising expenses	118,798	166,991
Payroll tax	85,988	90,506
Postage	39,131	28,882
Printing and stationery	52,734	51,267
Rent and cleaning	23,443	24,269
Salaries: Elected Officials	1,263,005	1,302,466
Accounting service	81,384	83,121
Employees	321,883	291,421
Cost of time spent on Royal Commission matters	(56,991)	271,421
- · · ·	38,926	- 59,757
SMC & state executive expenses		-
Sub-branch expenses	9,337	9,555
Subscriptions	5,712 415,263	1,980 382,892
Superannuation		
Tool claims paid	5,183	2,487
Training Workcover insurance	5,219	4,168
WOIKCOVEL INSULANCE	13,304	14,535
TOTAL EXPENDITURE	3,834,828	3,802,401
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Level 8, Terrace Towers 80 William Street, East Sydney, NSW 2011 Telephone: (02) 8374 6666 Fax: (02) 9380 6990

Mr Tom Roberts National Legal Officer, Construction and General Division, Construction, Forestry, Mining and Energy Union PO Box Q235 QVB Post Office SYDNEY NSW 1230

Dear Mr Roberts

#### CFMEU - Construction and General Division, Queensland Construction Workers Divisional Branch, Financial Statements for y/e 31 December 2002 (FR2002/820)

I refer to your letter of 7 November 2003 enclosing the financial statements of the Divisional Branch.

The documents have now been filed.

Yours sincerely,

Peter McKerrow Asst. Manager, NSW Registry

26 November 2003

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