



Fair Work Australia

9 September 2009

Mr Martin O'Malley
Branch Secretary
CFMEU South Australian Branch
1st Floor, 32 South Terrace
ADELAIDE SA 5000

Dear Mr O'Malley

Re: Application for certificate of exemption from requirements of Part 3, Chapter 8 of Schedule 1 of the *Workplace Relations Act 1996* (now Part 3, Chapter 8 of the *Fair Work (Registered Organisations) Act 2009*) (FR2008/556)

I refer to your application dated 1 July 2009 which was lodged with Fair Work Australia on 3 July 2009 for the above certificate in respect of the South Australian Branch of the Construction, Forestry, Mining & Energy Union for the financial year ending 31 December 2008.

The application has been granted. The certificate is enclosed.

Yours sincerely

Barry Jenkins
Delegate of the General Manager
Fair Work Australia



Fair Work
Australia

CERTIFICATE

Fair Work (Registered Organisations) Act 2009
s.271 certificate of exemption from requirements of Part 3, Chapter 8

Construction, Forestry, Mining and Energy Union
(FR2008/556)

B.R. JENKINS

SYDNEY, 9 SEPTEMBER 2009

On 3 July 2009, an application was lodged under section 271(1) of Schedule 1 of the *Workplace Relations Act 1996* (now s.271(1) of the *Fair Work (Registered Organisations) Act 2009*) for a certificate of exemption for the Construction, Forestry, Mining and Energy Union, South Australian Branch, in respect of the financial year ending 31 December 2008.

I CERTIFY that I am satisfied that the branch did not have any financial affairs in the financial year ending 31 December 2008.



Delegate Of General Manager
Fair Work Australia

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CONSTRUCTION FORESTRY MINING & ENERGY UNION

SOUTH AUSTRALIAN BRANCH

Industrial Registrar
 Australian Industrial Registry
 Level 8, 80 William Street
 East Sydney NSW 2011

1st July 2009

Dear Sir/Madam,

**Re: *Workplace Relations Act 1996*
 Section 271 Schedule 1
 Application for Certificate**

I am Secretary of the Construction, Forestry, Mining and Energy Union South Australian Branch (the Branch) and occupied that position for the financial year ending 31st December 2008 (the financial year).

Pursuant to section 271 of Schedule 1 the *Workplace Relations Act 1996* (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 Schedule 1 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.

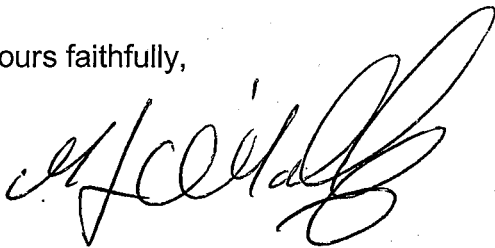
LEVEL 1 32 SOUTH TERRACE ADELAIDE 5000
 (P) 08 8231 5532 (F) 08 8231 3822



8. The various Divisional/District Branches within the State of South Australia 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.

Pursuant to s 271(3) I would request an extension of time to the date of lodgement of this correspondence at the Registry for the making of the application contained herein.

Yours faithfully,



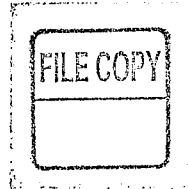
Martin J O'Malley
Secretary
CFMEU South Australian Branch



Australian Government
Australian Industrial Registry

13 January 2009

Mr Martin O'Malley
State Secretary, South Australia Branch
Construction, Forestry, Mining and Energy Union
Level 1, 32 South Terrace
ADELAIDE SA 5000



Dear Mr O'Malley

**Lodgement of Financial Statements and Accounts – South Australia Branch -
Schedule 1 of *Workplace Relations Act 1996* (RAO Schedule) -
for year ended 31 December 2008 (FR2008/556)**

The financial year of the Construction, Forestry, Mining and Energy Union, South Australia Branch has recently ended. This is a courtesy letter to remind the Branch of the obligations imposed by the RAO Schedule regarding the preparation of financial accounts and statements.

I direct your attention to our website <http://www.airc.gov.au/registered/FR/information.htm> where relevant detailed information may be found. This includes Fact sheets (Sheet 6 – *Accounting, Auditing and Reporting Obligations*; Sheet 7 – *Information Needs of Members*; Sheet 8 – *Financial Reporting Process and Time Limits*; Sheet 9 – *Diagrammatic Summary of Financial Reporting Process and Time Limits*; and Sheet 10 – *Auditors*), Sample Documents (a sample Committee of Management Statement and Designated Officer's Certificate); the RAO Schedule and RAO Regulations; and Registrar's Reporting Guidelines (setting out requirements that must be met in addition to those required by Australian Accounting Standards).

In previous years the Branch has applied under s271(1) for a certificate of exemption from Chapter 8, Part 3 of the RAO Schedule and if this applies again I encourage you to lodge your application as soon as practicable.

The Registry strongly encourages you to lodge applications/documents electronically by sending an email with the documents attached to orgs@airc.gov.au. Alternatively, you may wish to send the documents by fax to (02) 9380 6990.

If you need any further information or assistance please contact me on [REDACTED] or by email at stephen.kellett@airc.gov.au.

Yours sincerely,

Stephen Kellett
Statutory Services Branch