



FAIR WORK
COMMISSION

14 March 2013

Mr Bill Oliver
State Secretary
Victorian Branch
Construction, Forestry, Mining and Energy Union
500 Swanston Street
CARLTON SOUTH VIC 3053

Dear Mr Oliver

**S.271 Certificate of Exemption - Construction, Forestry, Mining and Energy Union,
Victorian Branch - for year ending 31 December 2012 (FR2012/533)**

I refer to the application dated 5 February 2013 which was lodged with the Fair Work Commission on 11 February 2013 for a certificate of exemption under s271 of the *Fair Work (Registered Organisations) Act 2009* in respect of the Victorian Branch of the Construction, Forestry, Mining and Energy Union for the financial year ending 31 December 2012.

The application has been granted and the certificate is enclosed.

Yours sincerely

David Vale
Principal Adviser
Regulatory Compliance Branch
Fair Work Commission



FAIR WORK
COMMISSION

CERTIFICATE

Fair Work (Registered Organisations) Act 2009

s.271—Certificate of exemption from requirements of Chapter 8, Part 3

Construction, Forestry, Mining and Energy Union
(FR2012/533)

AILS A CARRUTHERS

MELBOURNE, 12 MARCH 2013

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

[1] On 11 February 2013 an application was made under s.271(1) of the *Fair Work (Registered Organisations) Act 2009* (the Act) by the Victorian Branch of the Construction, Forestry, Mining and Energy Union (the reporting unit) for a certificate of exemption in respect of the financial year ended 31 December 2012.

[2] The application states that:

- the reporting unit has not traded or carried out financial transactions of any kind and has not expended economic resources or incurred financial obligations to conduct its activities;
- various Divisional/District Branches within Victoria expend their own economic resources and incur financial obligations so that the Branch may conduct its activities; and
- no person or body corporate or trust expends its own economic resources or incurs financial obligations so that the Branch may conduct its activities.

[3] I am satisfied that the Branch is a reporting unit that did not have any financial affairs in respect of the financial year ended 31 December 2012.



DELEGATE OF THE GENERAL MANAGER
FAIR WORK COMMISSION

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FR2012/533



CONSTRUCTION
FORESTRY
MINING
ENERGY
UNION

5th of February, 2013
Fair Work Australia
Level 8
80 William Street
East Sydney
NSW 2011



Dear Sir/Madam,

Re: *Workplace Relations Act 1996*
Section 271 Schedules 1 – Application for Certificate
FR2012/533

I am the Secretary of the Construction, Forestry, Mining and Energy Union Victorian Branch and occupied that position for the financial year ending 31st of December, 2012.

Pursuant to section 271 of Schedule 1 the *Fair Work (Registered Organisations) Act 2009* 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.

VICTORIAN
DIVISIONAL BRANCH
500 SWANSTON STREET
CARLTON STH, VIC 3053

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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.
8. The various Divisional/District Branches within the State of Victoria 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 'Wol', is positioned above the typed name.

Bill Oliver

Secretary

CFMEU Construction and General Division Victoria Branch.