



Australian Government
Registered Organisations Commission

3 February 2021

John Setka
State Secretary
Construction, Forestry, Maritime, Mining and Energy Union-Victoria Branch
Sent via email: Johns@cfmeu.org
CC: JGoodwin@cfmeu.org

Dear John Setka,

Section 271 application for certificate of exemption from the requirements of Part 3 of Chapter 8 of the *Fair Work (Registered Organisations) Act 2009* (the Act) (FR2020/268)

I refer to the application lodged pursuant to section 271(1) of the Act by the Construction, Forestry, Maritime, Mining and Energy Union-Victoria Branch (**the reporting unit**) for the financial year ended 31 December 2020. The application was lodged with the Registered Organisations Commission on 28 January 2021.

The application has been granted. The certificate is attached.

If you wish to discuss this matter, please contact Kylie Ngo on (03) 9603 0764 or by email at kylie.ngo@roc.gov.au.

Yours sincerely

A handwritten signature in blue ink, appearing to read 'CE'.

Chris Enright
Executive Director
Registered Organisations Commission



CERTIFICATE

Fair Work (Registered Organisations) Act 2009

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

Construction, Forestry, Maritime, Mining and Energy Union-Victoria Branch
FR2020/268

MR ENRIGHT

MELBOURNE, 3 FEBRUARY 2021

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

[1] On 28 January 2021 an application was made under s.271(1) of the *Fair Work (Registered Organisations) Act 2009* by the Construction, Forestry, Maritime, Mining and Energy Union-Victoria Branch for a certificate of exemption in respect of the financial year ended 31 December 2020.

[2] I am satisfied that the reporting unit did not have any financial affairs in respect of the financial year ended 31 December 2020.



DELEGATE OF THE COMMISSIONER

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CFMEU

CONSTRUCTION UNION

27th January 2021

Mr Mark Bielecki
Commissioner
The Registered Organisations Commission
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MELBOURNE VIC 3001

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Construction & General
Vic/Tas Branch
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Dear Commissioner

Application for Certificate of Exemption from the requirements of Chapter 8, Part 3 of the *Fair Work (Registered Organisations) Act 2009 (Cth)*

I am the State Secretary of the Construction, Forestry, Maritime, Mining and Energy Union Victoria Branch and have occupied that position for the financial year ending 31 December 2020 (the financial year).

I am authorised under the rules to act on behalf of the Branch.

Pursuant to s 271 of the *Fair Work (Registered Organisations) Act 2009 (Cth)* I hereby apply for a Certificate of Exemption for the Victoria Branch in respect to the 2020 financial year.

In support of this application, I submit as follows:

- (1) The Construction, Forestry, Maritime, Mining and Energy Union consists of four Divisions organised by industries. Within these four Divisions are Divisional Branches or District Branches.
- (2) Such Divisional/District Branches function within a designated geographical area, in most cases being the state or territory in which they are established.
- (3) The Construction, Forestry, Maritime, Mining and Energy Union and each Division and Divisional/District Branch submit financial returns in accordance with Chapter 8 of the *Fair Work (Registered Organisations) Act 2009 (Cth)*.



- (4) Construction, Forestry, Maritime, Mining and Energy Union State Branches – including the Victoria Branch – consist of the members and officers of each Divisional/District Branch in each state or territory.
- (5) The Victoria Branch has not had an account with a bank or any other financial institution, nor has it had custody or any real property or monies during the financial year.
- (6) The Victoria Branch had no reason to keep accounting records and did not have any financial affairs during the financial year.
- (7) The Victoria Branch has not traded or carried out any financial transactions of any kind and has not expended economic resources or incurred any financial obligations to conduct its activities during this 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 Victoria 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 Victoria Branch may conduct its activities.
- (10) The Victoria Branch has functioned in accordance with the rules of the Construction, Forestry, Maritime, Mining and Energy Union including the rules relating to Branches.

Yours Sincerely,



John Setka
State Secretary
Victoria Branch