



24 December 2020

Michael Buchan  
Branch Secretary  
Construction, Forestry, Maritime, Mining and Energy Union-Construction and General  
Division - Western Australia Divisional Branch  
Sent via email: mbuchan@cfmeuwa.com

Dear Michael Buchan

**The Construction, Forestry, Maritime, Mining and Energy Union-Construction and  
General Division - Western Australia Divisional Branch's Officer and related party  
disclosure statement (ORP Statement)**

Thank you for providing your ORP statement. Your ORP statement includes information required to be provided to your members and lodged under subsection 293J of the Fair Work (Registered Organisations) Act 2009 (the RO Act).

**Summary of your ORP Statement and Review Outcome**

Financial year ending	31 March 2020
Matter number	ORP2020/2
Lodgement date	30 September 2020
Review	Primary Review
Result	FILED

**Your primary review**

Your ORP statement had a **primary review** which checked whether it was signed by an officer, lodged on time, included the required NIL statements and whether you met the requirements that the ROC raised with you last year.



**Your ORP statement satisfied the requirements of the primary review  
and has been uploaded to the ROC website.**



## **Related Party Payment - section 293G(4) exemption**

You should note that the obligation to disclose payments to related parties under section 293G(1) and (2) of the RO Act does not apply to payments made to a related party who is an officer of the organisation or branch, and the payment consists of remuneration paid to the officer (see section 293G(4)).

Your obligation to disclose payments made to a related party under section 293G is separate and distinct from your obligation under section 293BC, to disclose the identity of the top five ranking officers and their relevant remuneration and non-cash benefits.

Therefore, in the first table of the ORP statement you are required to disclose the remuneration and non-cash benefits received by the top five ranking officers (see 293BC). If there are other officers who have also received remuneration and non-cash benefits but the amounts received are ranked below the fifth ranking officer, there is no obligation to disclose these other officers' information under the payments to related parties table (see 293G(4)).

## **The ROC's risk-based approach**

This year your ORP statement was assessed against a primary review. A primary review does not check all legislative requirements.

Over a five year period the ORP statement of every organisation and branch will be subject to at least one advanced review. An advanced review is a more comprehensive review.

The ROC's [advanced review checklist](#) is published on our website.

## **Do you have questions?**

Information and education materials are available on our [website](#). These materials are regularly updated. We recommend you [subscribe to the ROC's subscription service](#).

If you have any queries we can be contacted on 1300 341 665 or by email at [regorgs@roc.gov.au](mailto:regorgs@roc.gov.au).

Yours sincerely

**Registered Organisations Commission**

**OFFICER AND RELATED PARTY DISCLOSURE STATEMENT in accordance with Section 293J Fair Work (Registered Organisations) Act 2009**

I, Michael Buchan, being the Secretary of the Branch, declare the following Officer and Related Party Disclosure Statement.

<b>Organisation Name</b>	Construction Forestry Maritime Mining and Energy Union Construction and General Division	<b>Branch Name</b>	WA Branch
<b>Financial year start date</b>	01/04/2019	<b>Financial year end date</b>	31/03/2020

**Top Five Rankings of Officers – Relevant remuneration and non-cash benefits**

When all officers in the Branch are ranked by relevant remuneration for the financial year, the following officers are ranked no lower than fifth:

<b>Full Name</b>	<b>Office (e.g. Secretary)</b>	<b>Actual Amount of Relevant Remuneration</b>	<b>Value of Relevant non-cash benefits</b>	<b>Form of relevant non- cash benefits (e.g. car)</b>
1. Michael Buchan	Secretary	\$208,666	\$6,324	Car
2. Graham Pallot	Assistant Secretary	\$183,067	\$6,873	Car
3. Robert Benkesser	Branch President	\$162,607	\$7,662	Car
4. Troy Smart	Committee Member	\$153,329	\$11,341	Car
5. Aaron Mackrell	Committee Member	\$153,248	\$6,108	Car

**Relevant Remuneration:**

Section 293BC defines relevant remuneration to include any remuneration paid, during the financial year, to the officer by the organisation or branch AND any remuneration disclosed by the officer to the organisation or branch. These disclosures are made under s. 293B and must include remuneration paid to the officer

- because the officer is a member of a board only because they are an officer of the organisation/branch OR they were nominated for the board by the organisation, branch or peak council, or
- by a related party of the organisation/branch in connection with the performance of the officer's duties as an officer.

**Relevant non-cash benefits:**

Section 293BC defines relevant non-cash benefits as any non-cash benefits provided to an officer, at any time during the financial year, in connection with the performance of the officer's duties as an officer by the organisation, branch or a related party of the organisation/branch. Non-cash benefits include property and services but not a computer, mobile phone or other electronic device used only or mainly for work purposes.

For further information on definitions and these requirements please see our [Disclosure Obligations Page](#) or our [Fact Sheets page](#)

## Payments to related parties and declared persons or bodies

During the financial year, the Branch made the following payments to related parties or declared persons or bodies. The details of these payments are included below. This list does not include payments that have been exempted from disclosure under section 293G.

<b>Date</b>	<b>Name</b>	<b>Nature of relationship</b> <i>(e.g company owned by Secretary)</i>	<b>Purpose of payment</b> <i>(e.g. catering)</i>	<b>Amount</b>	<b>Other relevant details</b>
Multiple	CFMEU Construction and General National office	National entity	Total capitation fees paid during the year	\$368,617	
Multiple	CFMEU Construction and General National office	National entity	National Campaign Levies	\$179,513	
Multiple	CFMEU Construction and General National office	National entity	Bossman media cost contribution	\$78,638	
04/03/2020	CFMEU Construction and General National office	National entity	Dentsu X cost contribution	\$84,884	
24/05/2020	CFMEU Construction and General Victoria Branch	Related branch	Refund of union dues	\$270	
17/09/2020	CFMEU Construction and General ACT Branch	Related branch	Donation to the CFMEU ACT Branch for improved infrastructure	\$100,000	
Multiple	Construction Skills Training Centre	CSTC is controlled by the disclosing entity	Transfer of training levies	\$59,948	
Multiple	Construction Skills Training Centre	CSTC is controlled by the disclosing entity	Loan repayment	\$139,007	



Date	Name	Nature of relationship <i>(e.g. company owned by Secretary)</i>	Purpose of payment <i>(e.g. catering)</i>	Amount	Other relevant details
N/A	Exempt under section 293G(4)	Committee Member	Total wages and salaries including non-cash (non-cash was nil in the period) and super.	Exempt under section 293G(4)	

Signed by the officer: 

Dated: 30/9/2020

*[PLEASE NOTE: The Officer and Related Party Disclosure Statement must be provided to members and a copy lodged with the Registered Organisations Commission (ROC) within 6 months of the end of the financial year. It can be lodged with the ROC by emailing to [regorgs@roc.gov.au](mailto:regorgs@roc.gov.au). ALL BRANCHES are required to lodge an Officer and Related Party Disclosure Statement.]*