



FAIR WORK
AUSTRALIA

12 March 2010

Mr Kevin Reynolds
Secretary
Construction, Forestry, Mining and Energy Union
Western Australian Branch
PO BOX 6681
EAST PERTH WA 6892

Dear Mr Reynolds

**Re: s271 Certificate of Exemption - Construction, Forestry, Mining and Energy Union,
Western Australian Branch - for year ending 31 December 2009 (FR2009/10208)**

I refer to your application dated 9 March 2010 under s271 of the *Fair Work (Registered Organisations) Act 2009* which was received by Fair Work Australia on 9 March 2010.

The application has been granted and my certificate is enclosed.

Yours sincerely,

Barry Jenkins
Delegate of the General Manager
Fair Work Australia



CERTIFICATE

Fair Work (Registered Organisations) Act 2009
s.271 – Certificate of exemption

Construction, Forestry, Mining and Energy Union
(FR2009/10208)

B. R. JENKINS

SYDNEY, 12 MARCH 2010

S271 - Certificate of Exemption.

[1] On 9 March 2010 the Western Australian Branch of the Construction, Forestry, Mining and Energy Union lodged with Fair Work Australia an application under s271(1) for a certificate of exemption from the requirements of Part 3, Chapter 8 of the *Fair Work (Registered Organisations) Act 2009*, in respect of the financial year ending 31 December 2009.

[2] I CERTIFY that I am satisfied, after considering the prescribed circumstances, that the branch did not have any financial affairs in the aforesaid financial year.



DELEGATE OF THE GENERAL MANAGER
FAIR WORK AUSTRALIA

Printed by authority of the Commonwealth Government Printer

<Price code A, PR994886>

CFMEU

WESTERN AUSTRALIAN BRANCH

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9 March 2010

General Manager
Fair Work Australia
Level 8, Terrace Towers
80 William Street
EAST SYDNEY NSW 2011



Dear Sir

**Re: Fair Work (Registered Organisations) Act 2009 – Section 271
Application for Certificate**

I am Secretary of the Construction, Forestry, Mining and Energy Union WESTERN AUSTRALIAN Branch ("the Branch") and occupied that position for the financial year ending 31 December 2009 ("the financial year"). I am authorised under the rules to act on behalf of the Branch.

Pursuant to Fair Work (Registered Organisations) Act 2009, Section 271, I hereby apply for a certificate of exemption for the Branch in respect of the financial year ending 31 December 2009.

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 within these Divisions. Such Divisional 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 Branch thereof submit annual financial returns in accordance with the Act.
4. The CFMEU State Branches, including the Branch, consist of the members and officers of each Divisional Branch in each State or Territory.
5. The Branch has not traded or carried out financial transactions of any kind during the relevant financial year.
6. The Branch has not had an account with the Bank or any other financial institution nor has it had custody of any real property or monies during the relevant financial year.

7. The Branch has not expended economic resources or incurred any financial obligations to conduct its activities.
8. No other reporting unit of the organisation expends its own economic resources or incurs financial obligations so that the Branch may conduct its activities.
9. No other person or body corporate or trust expends its own economic resources or incurs financial obligations so that the Branch may conduct its activities.
10. Accordingly the Branch had no reason to keep accounting records during the financial year.
11. Notwithstanding the above, the Branch has functioned in accordance with the rules of the CFMEU including the rules relating to branches.

Yours faithfully



KEVIN REYNOLDS
Secretary
CFMEU Western Australian Branch

12 January 2010

Mr Kevin Reynolds
State Branch Secretary, Western Australia Branch
Construction, Forestry, Mining and Energy Union
PO Box 6681
EAST PERTH WA 6892



Fair Work
Australia

Dear Mr Reynolds

Financial Reporting – Western Australia Branch - for year ended 31 December 2009 (FR2009/10208)

This is a letter to remind you of the financial reporting obligations under the *Fair Work (Registered Organisations) Act 2009* ('the RO Act') in respect of the Western Australia Branch of the federally registered Construction, Forestry, Mining and Energy Union (i.e. *not* the Divisional Branch).

In past years an application under s271 of the Act - for an exemption on the basis of no financial affairs - has been made.

Applications under s271 may be lodged electronically at riasydney@fwa.gov.au, or alternatively, by facsimile at (02) 9380 6990.

Unless an application under s271 is made and granted, the obligation to lodge a financial return in accordance with the Act in respect of this Branch remains.

Relevant references may be found at <http://www.fwa.gov.au/index.cfm?pagename=regorgsfrguidelines> and <http://www.fwa.gov.au/index.cfm?pagename=legislationfwroact>. If you are in any doubt as to the requirements or wish to clarify any aspect of the relevant legislation, or anticipate any difficulty in complying with the requirements, do not hesitate to contact Fair Work Australia.

Yours sincerely,

Stephen Kellett
Statutory Services Branch

Fair Work Australia
Level 8, 80 William Street
EAST SYDNEY NSW 2011

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