



FairWork
Commission

7 October 2015

Mr Jamie Shelton
Secretary/Treasurer
Consult Australia [Industrial]
Level 6, 50 Clarence Street
SYDNEY NSW 2000

via email: info@consultaaustralia.com.au

Dear Mr Shelton

Section 271 application for exemption from the financial reporting obligations of Part 3 of Chapter 8 of the Fair Work (Registered Organisations) Act 2009 for financial year ended 30 June 2015 (FR2015/305)

I refer to your application pursuant to s271 of the *Fair Work (Registered Organisations) Act 2009* (RO Act), lodged in the Fair Work Commission (FWC) on 25 September 2015 in respect of Consult Australia [Industrial] for the financial year ended 30 June 2015.

The application has been granted. The certificate is attached.

Please note that the certificate applies for the financial year ended 30 June 2015. Consult Australia [Industrial] will need to make a similar s271 application for exemption from the financial reporting obligations of Part 3 of Chapter 8 of the RO Act within 90 days after the end of each subsequent financial year if the requirements under s271 are satisfied.

If you wish to discuss this matter, please contact Ms Joanne Fenwick on 03) 8661 7886 or by email to joanne.fenwick@fwc.gov.au.

Yours sincerely

Chris Enright
Director
Regulatory Compliance Branch



CERTIFICATE

Fair Work (Registered Organisations) Act 2009

s.271 - Reporting unit's exemption from requirements of Chapter 8, Part 3

Consult Australia [Industrial]
(FR2015/305)

MR ENRIGHT

MELBOURNE, 07 OCTOBER 2015

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

[1] On 25 September 2015 an application was made under s 271 (1) of the *Fair Work (Registered Organisations) Act 2009* (the Act) by Consult Australia [Industrial] for a certificate of exemption in respect of the financial year ended 30 June 2015.

[2] I am satisfied that the applicant is a reporting unit that does not have any financial affairs in respect of the financial year which ended 30 June 2015.



DELEGATE OF THE GENERAL MANAGER

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Consult Australia [Industrial]
GPO 56
Sydney NSW 2000

24 September 2015

Regulations Compliance Branch
Fair Work Commission
GPO Box 1994
MELBOURNE 3001

Dear Sir/Madam

Re: Application for Exemption (Section 271(1)) - [FR2014/75] Lodgement of Financial Documents for year ended 30 June 2015

We refer to your courtesy letter of 11 August 2015 advising that the financial reports for Consult Australia [Industrial] ("the Organisation") must be prepared and processed, as required by the *Fair Work (Registered Organisations) Act 2009* ("the Act").

Pursuant to section 271 of the Act, we hereby apply for a certificate to exempt the Organisation from the requirements of the Act relating to financial matters occurring in the year ended 30 June 2015 and each subsequent financial year.

The below information is provided in support of the application:

1. Consult Australia [Industrial] does not trade or carry out financial transactions of any kind and accordingly has no reason to keep accounting records.
2. Consult Australia [Industrial] does not have an account with a bank or any other financial institution nor does it have custody of any real property or moneys.
3. Consult Australia [Industrial] did not receive any revenue during the financial year.
4. Consult Australia [Industrial] did not expend any money during the financial year.
5. Consult Australia [Industrial] did not incur any liabilities during the financial year.
6. There are no other reporting units associated with Consult Australia [Industrial].
7. The reason that the Organisation does not trade is because of the relationship between the Organisation and the Associated Body, i.e. Consult Australia ("the Association")
8. Consult Australia [Industrial] was established as the Registered Organisation supporting members of Consult Australia – the not-for-profit industry association representing consultants operating in the build and natural environment. Membership of the Organisation is available free of charge to Consult Australia members on an opt-in basis and as such no fees are payable to Consult Australia [Industrial].
9. Costs accrued in the establishment of Consult Australia [Industrial] and in its ongoing operation (primarily staffing costs) during the financial year were paid by Consult Australia in accordance with the Agreement between the Association and the Organisation. Consult Australia is not a Registered Organisation and therefore is not a reporting unit.

I further note that Consult Australia is a registered company under the Corporations Act and is subject to the scrutiny of the Australian Securities and Investments Commission ("ASIC"), with an annual requirement to provide a fully audited general purpose financial report for the preceding 12 month period (last reported period 1 July 2013 to 30 June 2014).

This process involves a full audit of the Association's financial affairs which is presented to the Board and in August of each year and is then published in the Annual report which is provided to all members prior to the AGM in October and is published on the Association's website which is freely available for all members to view.

Based on the above, we respectfully request that an exemption from the requirements be granted.

If you have any queries regarding this matter, please contact Kisanne Dulin, Industrial Officer on 02 8252 6718.

I confirm that, in accordance with the Consult Australia [Industrial] Rules, as Treasurer/Secretary, I am authorised to act on behalf of the Organisation.

Yours sincerely



Jamie Shelton
Treasurer/Secretary
Consult Australia [Industrial]