



9 July 2014

Ms Karen Batt  
Federal Secretary  
SPSF Group  
CPSU, the Community and Public Sector Union  
Level 1, 160 Clarence Street  
SYDNEY NSW 2000

By email: [kbatt@cpsuvic.org](mailto:kbatt@cpsuvic.org)

Dear Ms Batt

**Annual Return of information for 2012 for the Queensland Branch - AR2012/423  
Fair Work (Registered Organisations) Act 2009 ("RO Act")**

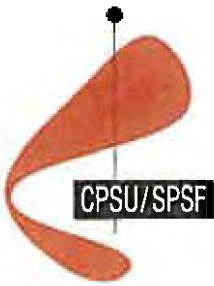
I acknowledge receipt of the 2012 annual return for the Queensland Branch of the CPSU, SPSF Group lodged with the Fair Work Commission ("FWC") on 9 July 2014.

The annual return has now been filed and the information is uploaded on the FWC website regarding registered organisations.

If you have any queries, please contact me on (03) 8661 7915 (Wednesdays to Fridays) or via email at [cynthia.lobooth@fwc.gov.au](mailto:cynthia.lobooth@fwc.gov.au)

Yours sincerely

Cynthia Lo-Booth  
Senior Adviser  
Regulatory Compliance Branch



COMMUNITY & PUBLIC SECTOR UNION  
STATE PUBLIC SERVICES FEDERATION GROUP

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In reply please quote  
reference number:

7th July 2014

**Cynthia Lo-Booth**  
Senior Adviser  
Regulatory Compliance Branch  
Fair Work Commission  
11 Exhibition Street  
Melbourne VIC 3000

Dear Ms Lo-Booth,

**RE : Annual Return of Information for 2012 for the Queensland Branch – AR2012/423**

Thank you for your correspondence dated 3 July 2014 regarding this Return.

Pursuant to your request, please find enclosed the Annual Return of Information for the Queensland Branch of the CPSU-SPSF Group as required by section 233(1) of the *Fair Work (Registered Organisations) Act 2009* (Cth) (“**FWRO Act**”) lodged by the Federal Office on behalf of the Queensland Branch.

As you are aware the conduct of officials/former officials of the Queensland Branch is currently subject to investigation by this Commission in investigation FR2012/493 (“**the Investigation**”). As a result of the matters that are the subject of the Investigation the Federal Office is not in a position to make declarations in relation to all of the information required by s233(1) of the FWRO Act.

This Return is provided in good faith and based on the limited information the Federal Office has of the affairs of the Queensland Branch. However, as outlined in the declaration provided, I am not in a position to verify the accuracy of all of the information provided to the Federal Office in relation to the Queensland Branch.

Finally, in providing this Return, the Federal Office reserves all its rights. The provision of this Return should not be construed as an acknowledgment of responsibility of the Federal Office to file this return. This responsibility rests with the Queensland Branch.

Should you have any further queries regarding this Return, please do not hesitate to contact me.

Yours sincerely,

Karen Batt  
Federal Secretary



## DECLARATION OF KAREN MICHELE BATT MADE ON 8<sup>TH</sup> JULY 2014

I, Karen Batt, Federal Secretary of the CPSU, Community and Public Sector Union, State Public Services Federation Group, do declare for the purposes of section 233(1) of the *Fair Work (Registered Organisations) Act 2009* (Cth) (hereafter referred to as “the Act”) the following:

### A. Context in which this declaration is made – Investigation FR2012/493

1. The Fair Work Commission is presently conducting an investigation FR2012/493 (“**the Investigation**”), into officials/former officials of the Queensland Branch including:
  - 1.1. “The lodgement of information regard the records with the Fair Work Commission required by s233 of the Act in 2010,2011 and 2012”;
  - 1.2. “The maintenance of a register of members by the organisation as required by sections 230 and 231 if the Act in 2010,2011 and 2012”;
  - 1.3. “The financial status of members and Branch committee of management members both before and after the July 2011 amalgamation of the QPSU and AMACSU in June 2011 in the Queensland jurisdiction”
  - 1.4. “Resignation of all Branch Committee of Management members in July and August 2012”
2. I was elected Federal Secretary of the CPSU(SPSF) in November 2012.
3. As a result of the matters that are the subject of the Investigation I am unable to make all the declarations required by s 233 of the Act.
4. The declarations that follow are based information provided to the Federal Office of the CPSU(SPSF). As a result of matters that are the subject of the Investigation I am not in a position to verify the accuracy of the information provided to the Federal Office in relation to the Queensland Branch.

### B. Declaration of the officials of the Queensland Branch under 230(1) (b) to (d)

5. It has been the historical practice of the Group, known to the Organisations Branch of the Fair Work Commission and its predecessors, that the Register of Officials has been kept by each Branch.

6. I am informed by Mark Perica, the Senior Legal Officer of the CPSU(SPSF) and believe, that on 12 September 2012, the then Federal Secretary Mr. David Carey, received a letter from Hall Payne Lawyers, solicitors, attaching a series of documents relating to the Queensland Branch. Those documents included what purported to be resignation letters from Branch officers from their office and membership with the Queensland Branch including:
  - 6.1. Mr. Alex Scott, Branch Secretary dated 30 August 2012;
  - 6.2. Ms Vivian Doogan, Branch President dated 29 August 2012;
  - 6.3. Dr. Sandy McDonald, Branch Vice President, dated 3 August 2012;
  - 6.4. Mr. Paul Beaton, Accountant, dated 9 August 2012
  - 6.5. Ms Kate Flanders, Branch Assistant Secretary dated Friday 3 August 2012;
  - 6.6. Mr. Peter E Devey, Treasurer, dated 3 August 2012
  - 6.7. Mr. Rodney Miles, delegate to Branch Council representing Health dated 3 August 2012
  - 6.8. Mr. Peter Cattach, Delegate to Branch Council representing Health dated 3 August 2012
  - 6.9. Mr. Cameron Brown, delegate to Branch Council representing neither Higher Education nor Health dated 3 August 2012;
  - 6.10. Mr. Des G. Holloway, delegate to Branch Council representing neither Higher Education or Health dated 31 July 2012
  - 6.11. Ms. Angela Walsh, delegate to Branch Council representing neither Higher Education nor Health dated 3 August 2012;
  - 6.12. Mr. Paul O'Driscoll, delegate to Branch Council representing neither Higher Education nor Health dated 3 August 2012
  - 6.13. Mr. Peter Eickenloff, delegate to the Branch Council representing neither Higher Education nor Health dated 30 July 2012
  - 6.14. Mr. Jason Hunt, Delegate to Branch Council representing neither Higher Education Nor Health dated 3 August 2012;
  - 6.15. Ms. Danielle Coen, delegate to Branch Council representing neither Higher Education nor Health dated 3 August 2012;
  - 6.16. Ms Alison Finley-Bissett, Delegate to Branch Council representing neither Higher Education nor Health dated 2 August 2012;
  - 6.17. Ms Annalise McQue, Delegate to Branch Council representing neither Higher Education nor Health dated 3 August 2012;
  - 6.18. Ms Joanne O'Shannessy Delegate to Branch Council representing neither Higher Education nor Health dated 3 August 2012;
  - 6.19. Mr. Sean Waugh, delegate to Branch Council representing neither Higher Education nor Health dated 10 August 2012;
  - 6.20. Mr. Shannon Abbott, delegate to Branch Council representing neither Higher Education nor Health undated
7. Other than to declare the Hall Payne letter and attachments were received, including what purported to be resignations of the entire Committee of Management, I am unable to declare whether these documents are accurate or that the purported resignations have been made.
8. I am not aware of any officials being elected or purporting to be elected to the Queensland Branch since that time.

9. If the above documents are accurate and the officials of the Queensland Branch have effectively resigned their positions then there are no persons that I am aware of that hold office in the Queensland Branch.
10. I understand that the effect of the purported resignations described above is a matter that is the subject of the Investigation.
11. As a result of the above, I am unable to make the relevant declarations in relation to sections 230(1)(b), (c) and (d) of the Act in respect of the Queensland Branch for 2012 or provide copies of the relevant records required to be provided under s 233(1)(b).
12. In relation to the requirement in s 230(1)(b) attached as **Annexure A** is a list of the offices in the Queensland Branch.

**C. Declaration of the members the Queensland Branch under 230(1)(a) and 230(2)**

13. It has been the historical practice of the Group, known to the Organisations Branch of the Fair Work Commission and its predecessors, that the Register of members has been kept by each Branch.
14. I am informed by Mark Perica, Senior Legal Officer of the CPSU (SPSF), that in the Hall Payne correspondence which is referred to in paragraph 6 of my declaration Hall Payne attached what was described as a "Register of Financial Members of the Queensland Branch". That document listed the 20 officers of the Branch listed above in paragraph 6.1 to 6.20 and in a column headed "Financial/Unfinancial" had the date "30/6/2012" in relation to each. There was also a column headed "Resign date" which listed the purported resignation dates referred to above in paragraph 6. That document was not signed by any official of the Queensland Branch
15. The Queensland Branch or its officers/former officers have not provided any other documents purporting to be the register of members since that time.
16. Other than to declare that such correspondence was received I am unable to declare that the purported "Register of Financial Members of the Queensland Branch" provided by Hall Payne is accurate.
17. I also understand that the obligation to maintain a register is a matter that is the subject of the Investigation.
18. As a result of the above, I am unable to make the relevant declarations in relation to sections 230(1)(a) or provide a record of the number of members of the Queensland Branch on 31

December 2012 as required by section 230(1)(d) of the Act and regulation 147(f) of the Regulations

**D. Declaration as to the name of the Branch under s230 (1) (d) and Regulation 147(d)**

19. Annexure 'B' to this declaration is a correct statement of the record of the name of the Branch as required by section 230(1)(d) of the Act and regulation 147(a) of the *Fair Work (Registered Organisations) Act 2009* (Cth) (hereafter referred to as "the Regulations") and the address of the office of Branch as required by regulation 147(d),
20. For reasons referred to above I am unable to provide a correct statement of the record of each election that must be held during the year commencing 1 January 2012 as required by section 230(1)(d) of the Act and regulation 147(e) of the Regulations



**KAREN BATT**  
*Federal Secretary*

Declared at Melbourne on

**CPSU SPSF GROUP DECLARATION  
ANNEXURE A  
OFFICES OF THE QUEENSLAND BRANCH**

Branch Secretary  
Branch Assistant Secretary  
Branch President  
Branch Vice-President  
Branch Treasurer  
Branch Federal Councillors (8)  
Delegates to Branch Council (unknown\*)

\* Dependent on membership numbers in accordance with Rule 5(iii) of the Branch rules, which are not known.

**CPSU SPSF GROUP DECLARATION  
ANNEXURE B  
NAME AND ADDRESS OF THE QUEENSLAND BRANCH**

Community and Public Sector Union  
State Public Services Federation Group – Queensland Branch  
27 Peel Street  
South Brisbane QUEENSLAND 4101