



AUSTRALIAN INDUSTRIAL REGISTRY

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Mr G Seidel
Secretary
Independent Education Union of Australia
Association of Non Government Education Employees
213-215 Currie Street
ADELAIDE SA 5000

Dear Mr Seidel,

**Re: Application for certificate of exemption from requirements of
Part IX, Division 11 of the Workplace Relations Act 1996
(FR2002/343)**

I refer to your application dated 3 July 2002 for a certificate of exemption under subsection 271A(1) of the *Workplace Relations Act 1996*, in respect of the Association of Non Government Education Employees of the Independent Education Union of Australia, for the financial year ended 30 June 2002.

I have granted the application. My certificate is enclosed.

Yours sincerely,

DAMIEN STAUNTON
Deputy Industrial Registrar

23 July 2002



Workplace Relations Act 1996

s.271A certificate of exemption from requirements of Part IX, Division 11

Independent Education Union of Australia

(FR2002/343)

CERTIFICATE

On 5 July 2002 an application was made under subsection 271A(1) of the *Workplace Relations Act 1996* for a certificate of exemption by the Association of Non Government Education Employees of the Independent Education Union of Australia, in respect of the financial year ended 30 June 2002. I am satisfied that the branch did not have any financial affairs in the year ended 30 June 2002.

A handwritten signature in black ink, appearing to read 'D. Staunton'.

**Damien Staunton
DEPUTY INDUSTRIAL REGISTRAR**



23 July 2002



3 July 2001

Registrar
Australian Industrial Relations Commission
GPO Box 1994S
MELBOURNE 3001

Dear Sir,

**Workplace Relations Act 1996
s.271A
Application for Certificate.**

My name is Glen Peter Burton Seidel. I am the Secretary of Association of Non-Government Education Employees Branch of the Independent Education Union of Australia and am authorised under the Rules to act on behalf of the Branch.

In consideration of s.271A of the Act I apply for a Certificate to exempt the Branch from the requirements of the Act relating to financial matters occurring in the year ending 30 June 2002 (see Branch Rule 12.5).

In support of the application say:

- 1 The Branch does not trade or carry out financial transactions of any kind
- 2 The Branch 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. The Branch accordingly has no reason to keep accounting records.
- 4 The reason that the Branch does not trade is because of the relationship between the Branch and the "Associated Body", Association of Non-Government Education Employees (South Australia) Incorporated, referred to in Rule 7 (f) (i) of the Federal Rules of the Independent Education Union of Australia.
5. The Associated Body was Incorporated on 17 September 1984 and registered in the SA Industrial Relations Commission on 6 February 1985.
6. The Branch was not formed until 7 October 1988 when the Independent Education Union of Australia was registered as an organisation.
7. Since inception the Associated Body has carried out financial transactions including the collection of membership fees, the payment of accounts for expenses incurred in carrying out regular business (such as the production of a journal), has operated a bank account, has leased and/or owned property and office machinery, has employed and paid wages of employees.

8. The Associated Body has always complied with the legislative requirements of the Association's Incorporations Act and the Industrial Relations Act (SA) (repealed), now the Industrial and Employee Relations Act 1994.
9. Membership of the Branch and the Associated Body are identical and indistinguishable. No member of the Branch is ineligible for membership of the Associated Body. No prospective member has applied to be a member of the Branch and not also a member of the Associated Body.
10. The only financial concern of the Branch relates to the payment of capitation fees by the Branch to the Federal Fund (Rule 7(a)) but this is paid by the Associated Body in accordance with Federal Rules 7(a) and 7(e):
11. This is not to be read as inferring that the Branch does not function in a manner assumed by the Rules of the Independent Education Union of Australia. The Branch is fully operative in carrying out the Objects of the Union (Rule 5).
12. In particular the Officers of the Associated Body are the officers elected by the Branch in accordance with the Branch Rules and the Federal Rules. The Branch Executive meets monthly and regulates the affairs of the Branch in a thorough and consistent manner. Officers of the Branch act for and appear for members in the Australian Industrial Relations Commission.

Yours sincerely



Glen Seidel
Secretary