Level 8, Terrace Towers 80 William Street, East Sydney, NSW 2011 Telephone: (02) 8374 6666 Fax: (02) 9380 6990 Email: sydney@air.gov.au

Mr Terry Noone Federal Secretary Musicians' Union of Australia 150 Bell Street COBURG VIC 3058



Dear Mr Noone

Re: Lodgement of Outstanding Financial Statements and Accounts — Musicians' Union of Australia — Federal Office — for years ending 30 June 2004 (FR2004/551), 30 June 2005 (FR2005/484)

Thank you for lodging the abovementioned financial returns which were received in the Registry on 11 November 2008.

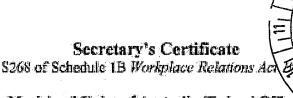
The documents have been filed.

Yours sincerely

Stephen Kellett

for Deputy Industrial Registrar

17 November 2008





Musicians' Union of Australia (Federal Office) Financial Report for the period ended 30 June 2005

I, Terry Noone, being the Federal Secretary of the Musicians' Union of, certify:

- that the documents attached are copies of the full report referred to in s268 of the RAO Schedule; and
- (ii) that the full report was provided to the members of the Musicians' Union of Australia by the following method:
  - (a) a series of mailouts informing members that the full report could be viewed on the Union's website were sent to members
  - (b) the last of these mailouts was sent to the members of the Sydney Branch of the Musicians Union of Australia on 2 October 2006, and
- (iii) that a series of general meetings of members of the Musicians' Union of Australia were called in each branch of the Union and the full report was presented to the members attending these meetings in accordance with section 266 of the RAO Schedule. The last meeting of this series was held in Sydney on 3 November 2008.

Signature:

Date

ZP-

### OPERATING REPORT FOR THE YEAR ENDED 30TH JUNE 2005

In accordance with sec. 254 of the Workplace Relations Act 1996 ("the Act"), your Committee of Management report as follows:

### **Principal Activities**

The principal activity of the organisation during the year was that of a registered trade union. No significant change occurred in the nature of those activities during the year.

### **Operating Result**

The operating result of the organisation for the year ended 30<sup>th</sup> June 2004 was a surplus of \$15,996. No provision for tax was necessary as the Organisation is considered exempt.

### Significant Changes

There was no significant change in the financial affairs of the organisation during the year.

### **Rights of Members**

All members have the right to resign from the Union in accordance with the Rules of the Union (and Section 174 of the Workplace Relations Act); namely, by providing written notice addressed and delivered to the Secretary of the Branch.

### **Superannuation Office-holders**

No officers and/or members of the organisation are directors of companies that are trustees of superannuation funds which require one or more of their directors to be a member of a registered organisation.

### Other Prescribed Information

In accordance with Regulation 159 of the Workplace Relations (Registration & Accountability of Organisations) Regulations -

(a) the number of persons that were at the end of the financial year recorded in the register of members for sec. 230 of the RAO Schedule and who are taken to be members of the registered organisation under sec. 244 of the RAO Schedule was

1489

(2.1.)

### OPERATING REPORT FOR THE YEAR ENDED 30TH JUNE 2005

### Other Prescribed Information (continued)

- (b) the number of persons who were at the end of the financial year employees of the organisation including both full-time and part-time employees measured on a full-time equivalent basis was 2;
- (c) the names of those who have been members of the Committee of Management of the organisation at any time during the financial year and the periods for which he or she held office were –

Name:	Period:		
Reg Walsh	- 1/7/04 - 30/6/05		
Michael Fortescue	- 1/7/04 - 30/6/05		
Gavan Anderson	- 1/7/04 - 30/6/05		
Bernice Claire Clark	- 1/7/04 - 30/6/05		
Terry Noone	- 1/7/04 - 30/6/05		
Ronald Stevens	- 1/7/04 - 08/2/05		
Don Cushion	- 1/7/04 - 30/6/05		
Keith Johnstone	- 1/7/04 - 08/2/05		
Richard Ruhl	- 1/7/04 - 30/6/05		
Gary Thompson	- 1/7/04 - 30/6/05		
Glenn Price	- 1/7/04 - 30/6/05		
Denis Shelverton	- 1/7/04 - 30/6/05		
Sam Moody	- 1/7/04 - 30/6/05		

### **Other Relevant Information**

Nil

Signed for and on behalf of the Committee of Management -

Date:

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#### COMMITTEE OF MANAGEMENT STATEMENT

On 2006 the Committee of Management of the Federal Office of Musicians' Union of Australia passed the following resolution in relation to the general purpose financial report (GPFR) of the reporting unit for the financial year ended 30<sup>th</sup> June 2005:

The Committee of Management declares in relation to the GPFR that in its opinion:

- the financial statements and notes comply with the Australian Accounting Standards;
- (b) the financial statements and notes comply with the reporting guidelines of the Industrial Registrar;
- the financial statements and notes give a true and fair view of the financial (c) performance, financial position and cash flows of the reporting unit for the financial year to which they relate;
- there are reasonable grounds to believe that the reporting unit will be able to pay its debts as and when they become due and payable;
- during the financial year to which the GPFR relates and since the end of that year: (e)
  - (i) meetings of the committee of management were held in accordance with the rules of the organisation including the rules of a Union; and
  - (ii) the financial affairs of the reporting unit have been managed in accordance with the rules of the organisation including the rules of a Union; and
  - (iii) the financial records of the reporting unit have been kept and maintained in accordance with the RAO Schedule and the RAO Regulations; and
  - (iv) the financial records of the reporting unit have been kept, as far as practicable, in a consistent manner to each of the other reporting units of the organisation; and
  - (v) the information sought in any request of a member of the reporting unit or a Registrar duly made under section 272 of the RAO Schedule has been furnished to the member or Registrar; and
  - (vi) there has been compliance with any order for inspection of financial records made by the Commission under section 273 of the RAO Schedule.

For Committee of management:

Terry Noone

Title of Office held

Federal Secretary

Signature: Now Now Date: 250/1/06

### INDEPENDENT AUDIT REPORT

#### Scope

We have audited the accompanying general purpose financial report of the Musicians' Union of Australia – Federal Office for the year ended 30<sup>th</sup> June 2005 comprising Statement of Financial Performance, Statement of Financial Position, Statement of Cash Flows and Notes to the Financial Statements. The Union's Executive Committee is responsible for the preparation and presentation of the accounts and the information they contain. We have performed an independent audit of these accounts in order to express an opinion on them to the members of the Union.

Our audit has been conducted in accordance with Australian Auditing Standards to provide reasonable assurance as to whether the accounts are free of material misstatement. Our procedures included examination, on a test basis, of evidence supporting the amounts and other disclosures in the accounts, and the evaluation of accounting policies and significant accounting estimates. These procedures have been undertaken to form an opinion as to whether, in all material respects, the accounts are presented fairly in accordance with statutory requirements so as to present a view of the Union which is consistent with our understanding of its financial position and the results of its operations.

The audit opinion expressed in this report has been formed on the above basis.

#### Qualifications

- 1. The accounts have been prepared on an accruals basis except where otherwise noted, but due to instances of incomplete records, we have not been able to fully satisfy ourselves as to the amounts brought to account for Fixed Assets and Leave provisions and associated expenditure, and have accepted as correct the amounts shown in Federal Office's accounting records.
- 2. As stated in Note 10, and notwithstanding the deficiency in net assets, the financial statements have been prepared on the basis of the Union as a going concern on the basis that the Union receives continued financial support from its members, Constituent Branches, and both secured and unsecured creditors. Although no indication has been given that such financial support will be withheld, no guarantee has been given and, accordingly, the ability of the Union to pay its debts as and when required is not certain. In this regard, there is a risk that the going concern basis may be invalid in which case a provision would be required for any loss on realisation of the assets of the Union.

### Qualified Audit Opinion

Except for, and subject to, the matters referred to in the qualification section, in our opinion –

(a) the accounts are properly drawn up so as to present fairly the financial position of the Union as at 30<sup>th</sup> June 2005 and its performance for the year ended on that date; and

### INDEPENDENT AUDIT REPORT (CONTINUED)

(b) the accounts are in accordance with the provisions of the Workplace Relations Act 1996 and Australian Accounting Standards.

Signed at Melbourne, the 20 day of 7 day. 2006.

Eddy Partners 6<sup>th</sup> Floor, Coates Building 20 Collins Street MELBOURNE, VIC,. 3000 Tel: (03) 9654 5944

Tel: (03) 9654 5944 Fax: (03) 9654 6908 **EDDY PARTNERS,** Certified Practising Accountants.

David James Eddy, CPA.

David James Eddy, CPA.
Registered Company Auditor

FINANCIAL STATEMENTS FOR THE YEAR ENDED 30TH JUNE 2005

### **Registered Address:**

291-293 Albert Street BRUNSWICK, VICTORIA, 3056

Tel: (03) 9388 8992 Fax: (03) 9388 9589

### Secretary:

Terry Noone

#### **Contents:**

Statement of Financial Performance Statement of Financial Position Statement of Cash Flows Notes to the Financial Statements Committee of Management Statement Independent Auditors Report Operating Report

# STATEMENT OF FINANCIAL PERFORMANCE FOR THE YEAR ENDED $30^{\mathrm{TH}}$ JUNE 2005

	2005 \$	2004 \$
INCOME	•	-
Overseas Artists	46,410	56,942
Sustentation Fees - Branches	11,310	8,157
Interest Received	105	38
Total Income	57,825	65,137
I NGC DYDDINDYDYDD	-	
LESS EXPENDITURE	2.750	60
Accountancy & Audit Affiliation	3,750	60
	402	301
Bank Charges	483	130
Depreciation	1,079	1,263
General Expenses Interest & Penalties – ATO	1,952	1,693
	-	7,564
Photocopying Costs	1 225	4,516 576
Postage, Printing & Stationery Provision for Annual Leave	1,235 2,324	2,911
	2,324 845	2,911 901
Provision for Long Service Leave	426	554
Reference Material & Subscription Repairs & Maintenance	420	280
Salaries & Allowances – Officials	12,115	12,080
Salaries & Allowances – Officials Salaries & Allowances – Employees	22,626	22,475
Storage Fees	2,040	1,364
Superannuation Contributions	2,344	3,403
Telephone	1,297	2,144
Travelling Expenses	3,248	4,162
Workcover	395	1,430
Total Expenditure	56,199	67,807
SURPLUS/(DEFICIT) FOR YEAR BEFORE EXTRAORDINARY ITEMS	1,626	(2,670)

### STATEMENT OF FINANCIAL PERFORMANCE FOR THE YEAR ENDED 30<sup>TH</sup> JUNE 2005

	2005 \$	2004 \$
ADD: Extraordinary Items Melbourne Branch Loan Written-off Melbourne Interest Written-off Melbourne Branch Subsidy – Current Year	- - 14,370	88,530 7,193 12,871
Federal Office Subsidies	14,370	108,594
SURPLUS/(DEFICIT) FOR YEAR	15,996	105,924
Accumulated Losses – Beginning of Year	(29,130)	(135,054)
ACCUMULATED FUNDS/(DEFICIENCY) AS AT 30 <sup>TH</sup> JUNE 2005	(13,134)	(29,130)

# STATEMENT OF FINANCIAL POSITION AS AT $30^{TH}$ JUNE 2005

	Note	2005 \$	2004 \$
MEMBERS' FUNDS		<b>-</b>	7
Accumulated Deficiency in Funds		(13,134)	(29,130)
Represented by:			
CURRENT ASSETS			
Cash on Hand		10	10
Cash at Bank – Cheque Account	, •	12,593	11,100
Prepayments Loan – Newcastle		171 1,254	171 1,188
Loan – Newcastie		1,234	1,100
Total Current Assets		14,028	12,469
NON-CURRENT ASSETS			
Furniture & Equipment – at Cost		41,882	41,023
Less: Accumulated Depreciation		38,943	37,864
Total Non-Current Assets	7	2,939	3,159
TOTAL ASSETS		16,967	15,628
CURRENT LIABILITIES			
Sundry Creditors & Accruals	4	9,500	27,325
Provision for Annual Leave	•	11,390	9,066
Provision for Long Service Leave		1,342	1,065
Funds Held in PPCA Trust	5	3,088	3,088
Total Current Liabilities		25,320	40,544
NON CURPENITURE VARIABLE			
NON - CURRENT LIABILITIES Provision for Long Service Leave		4,781	4,214
Flovision for Long Service Leave		4,701	4,214
Total Non-Current Liabilities		4,781	4,214
TOTAL LIABILITIES		29,706	44,758
EXCESS OF LIABILITIES OVER			
ASSETS		(13,134)	(29,130)
		<del></del>	

The accompanying notes form part of these financial statements.

### STATEMENT OF CASH FLOWS FOR THE YEAR ENDED 30<sup>TH</sup> JUNE 2005

46,409 11,310 105 14,370	56,942 8.157
11,310 105	
11,310 105	56,942 8,157
105	8 157
	•
17,5/0	38 12,871
72,194	78,008
(34,741)	(34,555)
(2,344)	(3,403)
(32,691)	(32,725)
2,418	7,325
(859)	(2,268)
(66)	(739)
(025)	(2007)
(925)	(3007)
1,493	4,318
11,110	6,792
12,603	11,110
10	10
12,593	11,100
12,603	11,110
	12,603 10 12,593

### NOTES TO AND FORMING PART OF THE FINANCIAL STATEMENTS FOR THE YEAR ENDED $30^{\mathrm{TH}}$ JUNE 2005

#### 1. STATEMENT OF ACCOUNTING POLICIES

The accounts have been prepared in accordance with applicable Australian Accounting Standards including the disclosure requirements of the Workplace Relations Act 1996.

The following is a summary of significant accounting policies adopted by the Union in the preparation of the accounts which, unless otherwise stated, have been consistently applied.

#### (a) Basis of Accounting

The accounts have been prepared on the basis of historical costs and do not take into account changing money values or, except where otherwise stated, current valuations of fixed assets.

With the exception of sundry creditors and accruals, all income and expenditure of the Union has been brought to account on a cash basis of accounting so as to match income for the period with the expenditure incurred in earning that income.

Membership subscriptions are brought to account on the cash basis of accounting as and when received as permitted by Section 272 of the Workplace Relations Act 1996.

### (b) Provisions for Accrued Annual Leave and Long Service Leave

Provision has been made in the accounts for the Union's Liability for employee entitlements arising from services rendered by employees to balance date. Employee entitlements expected to be settled within one year together with entitlements arising from wages and salaries, annual and long service leave which will be settled after one year, have been measured at their normal amount. Other employee entitlements payable later than one year have been measured at their expected present value of the estimated future cash outflows to be made for those entitlements.

### (c) Income Tax

No Provision has been made in the accounts for income tax on the basis that the Union is exempt under Section 50-15 of the Income Tax Assessment Act 1997 (formerly Section 23(f) of the Income Tax Assessment Act 1936).

## NOTES TO AND FORMING PART OF THE FINANCIAL STATEMENTS FOR THE YEAR ENDED $30^{\rm TH}$ JUNE 2005 (CONT'D)

#### (d) Fixed Assets

Fixed assets are stated in the accounts at historical cost less, where applicable, any accumulated depreciation.

The carrying amount of all non-current assets is reviewed to ensure that the amount at which each asset is recorded does not exceed its recoverable amount. Fixed assets are depreciated on a diminishing value basis over the period of their estimated effective lives.

#### (e) Cash

For the purpose of the Statement of Cash Flows, cash includes cash on hand, at banks and on deposit.

### (f) Comparatives

Where necessary, comparative information has been reclassified to achieve consistency in disclosure with changes in presentation in the current year.

### (g) Melbourne Branch Subsidies

Discretionary advances from the Melbourne Branch of the Union have been brought to account as income of the Union on the basis that they have been fully expended in meeting Federal Office expenditure and are not capable of being refunded except out of future income of the Union which at balance date was not considered virtually certain.

#### 2. WORKPLACE RELATIONS ACT 1996

In accordance with the requirements of the Workplace Relations Act 1996, the attention of members is drawn to the provisions of sub-sections (1), (2) and (3) of Section 274, which read as follows –

- (1) A member of an organisation, or a register, may apply to the organisation for specified prescribed information in relation to the organisation.
- (2) An organisation shall, on application made under sub-section (1) by a member of the organisation, or a registrar, make the specified information available to the member or registrar in such manner and within such time as is prescribed.
- (3) A registrar may only make an application under sub-section (1) at the request of a member of the organisation concerned and the registrar shall provide to a member information received because of an application made at the request of the member.

# NOTES TO AND FORMING PART OF THE FINANCIAL STATEMENTS FOR THE YEAR ENDED $30^{\rm TH}$ JUNE 2005 (CONT'D)

## 3. RECONCILIATION OF CASH INFLOW/(OUTFLOW) FROM OPERATING ACTIVITIES WITH OPERATING SURPLUS FOR THE YEAR

	2005 \$	2004 \$
Operating Surplus/(Deficit) for Year	15,996	105,924
ADD: Back Non Cash Flow Items: Depreciation Accrued Annual Leave & Long Service Leave Melbourne Loan Written-off Melbourne Interest Written-off	1,079 3,169 -	1,263 3,812 (88,530) (7,193)
Change in Assets and Liabilities		
(Increase)/Decrease in Prepayments Increase/(Decrease) in Sundry Creditors & Accruals Increase/(Decrease) in Funds Held in Trust Rounding Adjustment  Net Cash Provided By/(Used In) Operating Activities  4. SUNDRY CREDITORS & ACCRUALS	(17,825) (1) ——————————————————————————————————	(60) (8,675) 784 - - 7,325
	2005	2004
	\$	\$
Australian Taxation Office (Old) Australian Taxation Office (New) Telephone Storage GIO (Workcover) Other	8,918 135 - 434 	33,768 (6,652) 130 60 - 19 27,325

# NOTES TO AND FORMING PART OF THE FINANCIAL STATEMENTS FOR THE YEAR ENDED $30^{\rm TH}$ JUNE 2005 (CONT'D)

The list of Sundry Creditors as shown above has been prepared on the basis that no amount is owed by the Federal Office to the Branches for expenses that have been incurred by the Branches on behalf of the Federal Office.

#### 5. TRUST FUND - PPCA

	2005 \$	2004 \$
Balance at Beginning of Year Add Receipts	$\frac{3,088}{3,088}$	2,304 <u>784</u> 3,088
Less Payments Balance at End of Year	3,088	3.088

A separate bank account is no longer maintained by the Union in respect of monies received for the PPCA. All monies are now banked into the Union's general accounts to meet future expenditure.

#### 6. MELBOURNE BRANCH SUBSIDIES

	2005 \$	2004 \$
Balance Brought Forward Add: Current Year Advances	101,401 <u>14,370</u> 115,771	88,530 <u>12,871</u> 101,401
Less: Advances Refunded Balance Carried Forward	115,771	101,401
Interest on Advances B/Fund Add: Current Year Interest Interest on Advance C/Fwd	11,628 <u>5,236</u> <u>16,864</u>	7,193 <u>4,435</u> <u>11,628</u>

Melbourne Branch subsidies (and interest payable thereon) have not been brought to account as a liability of the Union on the basis that they have been fully expended on meeting Federal Office expenditure and are not capable of being refunded except out of future income of the Union which at balance date was not considered virtually certain and in this regard are considered contingent liabilities only.

## NOTES TO AND FORMING PART OF THE FINANCIAL STATEMENTS FOR THE YEAR ENDED $30^{\rm TH}$ JUNE 2005 (CONT'D)

### 7. FURNITURE & EQUIPMENT

	$\mathbf{W}\mathbf{D}\mathbf{V}$	WDV
	2005	2004
	\$	\$
Furniture & Fittings	203	254
Cupboards	22	28
Desks	56	70
Chair	26	32
Partitions	346	432
Filing Cabinet	29	36
Filing Cabinet	13	16
Cupboard	15	19
Bookshelves	26	33
Desk	22	28
Filing Cabinet	8	10
Office Equipment	72	96
Commander	222	278
Computers (2)	34	58
Printer	12	19
Fax	186	248
Digital Computer Monitor	7	12
Computer	894	490
Shelving	222	
Fax Machine	<u>524</u>	
	<u> 2939</u>	<u>3159</u>

### 8. CONTINGENT LIABILITIES

The members of the Executive Committee are unaware of any contingent liability, the effect of which may be material in relation to the financial statements other than amounts which may be owing to the Melbourne and other branches as referred to in Note 6.

### 9. EVENTS SUBSEQUENT TO BALANCE DATE

No event has arisen subsequent to balance date, the effect of which may be material in relation to the financial statements.

### NOTES TO AND FORMING PART OF THE FINANCIAL STATEMENTS FOR THE YEAR ENDED 30<sup>TH</sup> JUNE 2005 (CONT'D)

#### 10. GOING CONCERN

Notwithstanding the deficiency in net assets, the financial statements have been prepared on the basis of the Union as a going concern on the basis that Federal Office receives continued financial support from its members, its constituent branches, and both secured and unsecured creditors.

#### 11. RELATED PARTY DISCLOSURES

a. The following persons have held office in the Union during the year ended 30<sup>th</sup> June 2005:

Reg Walsh - Federal President/Federal Trustee (from 8/2/05)

Michael Fortescue - Federal Vice-President Gavan Anderson - Federal Vice-President

Bernice Claire Clark - Federal Treasurer/Federal Executive Member

Terry Noone - Federal Secretary/Federal Executive

Ronald Stevens - Federal Trustee

Member/Federal Trustee (until 8/2/05)

Don Cushion - Federal Trustee

Keith Johnstone - Federal Trustee (until 8/2/05)
Richard Ruhl - Federal Executive Member
Gary Thompson - Federal Executive Member
Glenn Price - Federal Executive Member
Denis Shelverton - Federal Executive Member
Sam Moody - Federal Executive Member

- (ii) The aggregate amount of remuneration paid to elect persons during the financial year is disclosed in the Statement of Financial Performance under Salaries & Allowances Officials ie. \$12,115.
- (iii) There were no other transactions between the officers of the Union other than those relating to their membership of the Union and the reimbursement by the Union in respect of expenses incurred by them in the performance of their duties. Such transactions have been on conditions no more favourable than those which it is reasonable to expect would have been adopted by parties at arm's length.