

5 August 2009

Ms Jenny Savage Finance Coordinator National Tertiary Education Industry Union

email: jsavage@nteu.org.au

Dear Ms Savage

Re: Financial Reports for the National Tertiary Education Industry Union, University of Canberra Branch for years ended 30 June 2007 and 2008 – FR2007/311 & FR2008/391

I acknowledge receipt of the financial reports for the National Tertiary Education Industry Union, University of Canberra Branch for the years ended 30 June 2007 and 2008. The reports were lodged with Fair Work Australia on 16 and 20 July 2009.

The financial reports have been filed.

I appreciate for the financial year ended 30 June 2009 it is anticipated that, in accordance with the scheme of the organisation's rules, all financial affairs will be administered by the organisation (through its national office) and accounted for accordingly. None the less I draw your attention to a number of matters in the present report which, in the event the Branch was required to again prepare a financial report, it should take into account to achieve full compliance.

You are not required to take any further action in respect of the reports lodged.

Timescale Requirements

As you are aware, reporting units are required to undertake their financial reporting obligations in accordance with specified timelines. As the 2008 report has been completed, the relevant timelines are incapable of being remedied. However it should be noted that the timelines have not changed under the *Fair Work (Registered Organisations) Act 2009* (RO Act) and the preparation and lodgment of future financial reports must occur within these timelines.

In particular, sections 253 and 254 of the RO Act require that a General Purpose Financial Report (GPFR) and an Operating Report be prepared as soon as practicable after the end of the financial year. Further, section 266 requires that the financial report be presented to a general meeting of members or a committee of management meeting within six months after the end of the financial year. In the absence of an extension of time for holding a general meeting [see section 265(5)] the latest possible date of lodgment with Fair Work Australia is six months and 14 days after the end of the financial year. I have attached a link to the document which sets out the timelines in diagrammatical form - http://www.fwa.gov.au/documents/organisations/factsheets/RO factsheet 9.pdf.

In future years the financial reports need to be prepared in sufficient time to enable presentation to a meeting within six months after the end of the financial year and lodged with Fair Work Australia no later than 14 days after that meeting.

Operating Report

Membership of Committee of Management

The operating report contained a list of office holders as at the beginning of the financial year. Please note the operating report is required to contain the name of each person who has been a member of the committee of management of the reporting unit at any time during the reporting period, and the period for which he or she held such a position – refer to regulation 159(c) *Fair Work (Registered*

References to Schedule 1B

The Designated Officer's Certificate and note 6 in the GPFR contain references to Schedule 1B of the Workplace Relations Act 1996. Such references should have been to Schedule 1 of the Workplace Relations Act 1996. Designated Officer's Certificates prepared after 1 July 2009 should to refer to the Fair Work (Registered Organisations) Act 2009.

If you wish to discuss any of the matters referred to above I can be contacted on (03) 8661 7764.

Yours sincerely

Kevin Donnellan

Tribunal Services and Organisations

Fair Work Australia

Email: kevin.donnellan@fwa.gov.au

cc. Mr Craig Applegate, Secretary, National Tertiary Education Industry Union, University of Canberra Branch - nteu@canberra.edu.au

Certificate of Secretary or other Authorised Officer S268 of Schedule 1B Workplace Relations Act 1996

I Craig Applegate being President of the University of Canberra Branch of the NTEU certify:

- That the documents lodged herewith are copies of the full report, referred to in s268 of the RAO Schedule; and
- That the full report, was provided to members on 23 June 2009; and
- That the full report was presented to a General Meeting of members of the reporting unit on 15 July 2009; in accordance with section 266 of the RAO Schedule.

Signature

Date

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Financial Statements for the year ended 30 June 2007

FINANCIAL STATEMENTS

FOR THE YEAR ENDED 30 JUNE 2007

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OPERATING REPORT FOR THE YEAR ENDED 30 JUNE 2007

Principal Activities

The principal activities of the Branch during the financial year were:

- To improve and protect the salaries and conditions of employment of our members;
- To represent our members in approaches to and discussions with their employer;
- To negotiate collective agreements which improve the conditions of employment of our members;
- To enforce existing industrial agreements on behalf of our members; and
- To promote industrial peace through conciliation and arbitration.

Results of Principal Activities

The Branch's principal activities resulted in the maintenance and improvement of the salaries and conditions of employment of our members, especially for those members covered by collective agreements negotiated by the Branch.

Significant Changes in the Nature of Principal Activities

There were no significant changes in the nature of the Branch's principal activities during the financial year.

Significant Changes In the Union's Financial Affairs

No matters or circumstances arose during the reporting year which significantly affected the financial affairs of the Branch.

Trustee or Director of a Trustee Company of a Superannuation Entity or an Exempt Public Sector Superannuation Scheme

No officer of the Branch was a Trustee or Director of a Trustee Company of a Superannuation Entity or an Exempt Public Sector Superannuation Scheme.

Number of members

The number of persons who, at the end of the financial year, were recorded on the Register of Members was 280 (2006 – 285).

OPERATING REPORT FOR THE YEAR ENDED 30 JUNE 2007 (Continued)

Number of employees

There were no employees employed on a full time basis at the Branch at the end of the financial year.

Members of the committee of management

The persons who held office as members of the Committee of Management of the Union at the end of the financial year were:

	·
Branch President	Gregory Keven Barrett
Branch Vice-President (Academic)	Annabel Beckenham
Branch Secretary	Craig John Applegate
Branch Committee Member	Michael Biagio
Branch Committee Member	Michael Sergi
Branch Committee Member	Amanda Frances Smith
Branch Committee Member	Margaret Angela Wallace
Branch Committee Member (Academic)	Diane Adams
Branch Committee Member (Academic)	Dale Kleeman
Branch Committee Member (General)	John Albert Andrew
Branch Committee Member (General)	Stacey Elizabeth Durrell
National /Division Councillor	Annabel Beckenham

OPERATING REPORT FOR THE YEAR ENDED 30 JUNE 2007 (Continued)

Manner of resignation - s254(2)(c)

Members may resign from the Branch in accordance with Rule 11 (Resignation from Membership) which reads as follows:

- 11.1 A member may resign from membership by written notice addressed and delivered to the member's Division Secretary or Branch Secretary provided that:
 - (a) Where a written notice of resignation is received by a Division Secretary, he or she shall as soon as practicable forward a copy of the notice of resignation to the appropriate Branch Secretary;
 - (b) Where a written notice of resignation is received by a Branch Secretary, he or she shall as soon as practicable forward a copy of the notice of resignation to the relevant Division Secretary.
- 11.2 A notice of resignation from membership takes effect:
 - (a) where the member ceases to be eligible to become a member of the Union
 - (i) on the day on which the notice is received by the Union; or
 - (ii) on the day specified in the notice, which is a day not earlier than the day when the member ceases to be eligible to become a member;

whichever is later; or

- (b) in any other case:
 - at the end of two weeks, or if permitted by law three months after the notice is received by the Union; or
 - (ii) on the day specified in the notice;

whichever is later.

- 11.3 Any dues payable but not paid by a former member in relation to a period before the member's resignation took effect, may be sued for and recovered in the name of the Union in a court of competent jurisdiction, as a debt due to the Union.
- 11.4 A notice delivered to the Division Secretary or Branch Secretary shall be taken to have been received by the Union when it was delivered.
- 11.5 A notice of resignation that has been received by the Union is not invalid because it was not addressed and delivered in accordance with sub-rule 1 of this rule.
- 11.6 A resignation from membership is valid even if it is not effected in accordance with this rule if the member is informed in writing by or on behalf of the Union that the resignation has been accepted.
- 11.7 Cessation of payment of any dues, levies and other amounts by a member does not, of itself, terminate membership of the Union.

Name: Craig John Applegate
Title: Branch Secretary

Signature:

Date: /0/06/0

National Tertiary Education Industry Union – University of Canberra Branch
Annual Report for the year ended 30 June 2007

COMMITTEE OF MANAGEMENT STATEMENT

FOR THE YEAR ENDED 30 JUNE 2007

On 16 106 09 the Committee of Management of the National Tertiary Education Industry Union University of Canberra Branch passed the following resolution in relation to the general purpose financial report (GPFR) of the reporting unit for the financial year ended 30 June 2007:

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

- (a) the financial statements and notes comply with the Australian Accounting Standards;
- (b) the financial statements comply with the reporting guidelines of the Industrial Registrar;
- (c) the financial statements and notes give a true and fair view of the financial performance, financial position and cash flows of the reporting unit for the financial year to which they relate;
- (d) 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;
- (e) during the financial year to which the GPFR relates and since the end of that year:
 - i. meetings of the committee of management were held in accordance with the rules of the organisation including the rules of the Branch concerned; 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 Branch concerned: and
 - the financial records of the reporting unit have been kept and maintained in accordance with the RAO Schedule and the RAO Regulations; and
 - iv. where the organisation consists of two or more reporting units, 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
 - 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.
- (f) during the financial year ended 30 June 2007, the Branch did not participate in any recovery of wages activity.

For Committee of Management: Craig John Applegate

Title: Branch Secretary

Signature:

Date:

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INCOME STATEMENT

FOR THE YEAR ENDED 30 JUNE 2007

	NOTE	2007 \$	2006 \$
Revenue from ordinary activities: Subscriptions Other		4,429 8,920	14,090 8,147
Total revenue from ordinary activities		13,349	22,237
Expenses from ordinary activities: Accountancy & audit fees Administration Costs Bank Charges Meeting Expenses NTEU – ACT Division NTEU – National Office Telephone Sponsorship, Prizes & donations Employment Expenses		4,900 295 1 2,613 1,129 31	705 532 1 435 4,828 5,321 17 3,000
Total expenses from ordinary activities	*******	9,908	14,839
Net operating surplus	***************************************	3,441	7,398

BALANCE SHEET

FOR THE YEAR ENDED 30 JUNE 2007

	NOTE	2007 \$	2006 \$
CURRENT ASSETS		Ψ	φ
Cash assets Other Financial Assets GST Refund	2 -	172,222 10 578	164,185 10 274
TOTAL CURRENT ASSETS	,	172,810	164,469
TOTAL ASSETS	*****	172,810	164,469
CURRENT LIABILITIES			
Payables	warm	5,900	1,000
TOTAL CURRENT LIABILITIES	911AP	5,900	1,000
TOTAL LIABILITIES	سنند	5,900	1,000
NET ASSETS	***************************************	166,910	163,469
EQUITY			
Members' funds at start of year Surplus for year		163,469 3,441	156,071 7,398
TOTAL EQUITY		166,910	163,469

STATEMENT OF RECOGNISED INCOME AND EXPENSE

FOR THE YEAR ENDED 30 JUNE 2007

	NOTE	20 07 \$	2006 \$
RETAINED EARNINGS			
Members' funds at start of the period Surplus for year	**************************************	1 6 3,469 3,441	156,0 7 1 7,398
Balance at end of period	EMASON:	166,910	163,459

CASH FLOW STATEMENT

FOR THE YEAR ENDED 30 JUNE 2007

	NOTE	2007	2006
Cash flows from operating activities		\$	\$
Receipts			
Receipts from members		4,124	14,090
Interest received		8,920	8,147
		13,045	22,237
Payments			
Payments to suppliers & employees		(5,007)	(16,808)
Net cash flows from operating activities	3	8,037	5,429
Net increase in cash held		8,037	5,429
Cash at the beginning of the financial year		164,185	158,756
Cash at the end of the financial year	2	172,222	164,185

NOTES TO THE FINANCIAL STATEMENTS

FOR THE YEAR ENDED 30 JUNE 2007

1. SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES

The financial report is a general purpose financial report that has been prepared in accordance with Australian Accounting Standards including Australian Accounting interpretations, other authoritative pronouncements of the Australian Accounting Standards Board and the Workplace Relations Act 1996.

Basis of Preparation

The financial report has been prepared on an accruals basis and is based on historical costs. It does not take into account changing money values or, except where stated, current valuations of non-current assets.

The following is a summary of the material accounting policies adopted by the Branch in the preparation of the financial report. The accounting policies have been consistently applied, unless otherwise stated.

(a) Revenue Recognition

(i) Membership Capitation Fee

The dues are collected by the Union and remitted to the Branch by the middle of the month after they fall due and at this point recognised in the Branch's accounts.

(ii) Other Revenue

Other revenue comprises revenue earned from the provision of products or services and interest on monies deposited. These revenues are recognised when the goods or services are provided, or when the fee in respect of services provided is receivable.

(b) Property, Plant & Equipment

Property, plant and equipment are recorded at cost. Depreciation of property, plant, and equipment is calculated on the straight-line basis in order to write the assets off over their estimated useful lives.

(c) Allowance for Doubtful Debts

Allowance for doubtful debts is recognised when collection of trade debtors in full is no longer probable. Collectability of overdue accounts is assessed on an ongoing basis.

(d) Investments

Investments in unlisted companies and unit trusts are carried at the lower of cost and recoverable amount. Loans relating to the investments are offset against the carrying value of the investment to represent the Union's net interest in the investment.

NOTES TO THE FINANCIAL STATEMENTS

FOR THE YEAR ENDED 30 JUNE 2007

1. SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (CONT'D)

(e) Employee Benefits

Provision is made for the Union's liability for employee benefits arising from services rendered by employees to balance date. Employee benefits expected to be settled within one year together with benefits arising from wages and salaries, annual leave and long service leave which will be settled after one year, have been measured at the amounts expected to be paid when the liability is settled plus related on-costs.

Liabilities for employee entitlements, which are not expected to be settled within 12 months, are measured at the present value of the estimated future cash outflows to be made for those benefits.

In determining the liability for employee entitlements, consideration has been given to future increases in wage and salary rates, and the economic entity's experience with staff departures. Related on-costs have also been included in the liability.

(f) Income Tax

No provision for Income Tax is necessary as "Trade Unions" are exempt from income tax under Section 50-15 of the Income tax Assessment Act.

(g) Cash Flows

For the purpose of the cash flow statement, cash includes cash on hand and held at call with banks, net of bank overdrafts.

(h) Goods and Services Tax

Revenues, expenses and assets are recognised net of the amount of goods and services tax (GST), except where the amount of GST incurred is not recoverable form the Australian Tax Office (ATO). In these circumstances the GST is recognised as part of the cost of acquisition of the asset or as part of an item of the expense.

Receivables and payables are stated with the amount of GST included.

NOTES TO THE FINANCIAL STATEMENTS

FOR THE YEAR ENDED 30 JUNE 2007

1. SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (CONT'D)

(i) Leases

Leases of fixed assets where substantially all the risks and benefits incidental to the ownership of the asset, but not the legal ownership, are transferred to the association are classified as finance leases.

Finance leases are capitalised by recording an asset and a liability at the lower of the amount equal to the fair value of the leased property or the present value of the minimum lease payments, including any guaranteed residual values. Lease payments are allocated between the reduction of the lease liability and the lease interest expense for the period.

Leased assets are depreciated on a straight-line basis over their estimated useful lives where it is likely that the association will obtain ownership of the asset or ownership over the term of the lease.

Lease payments for operating leases, where substantially all the risks and benefits remain with the lessor, are charged as expenses in the periods in which they are incurred.

Lease incentives under operating leases are recognised as a liability and amortised on a straight-line basis over the life of the lease term.

(j) Allocation of Current and Non-Current

An Asset or a Liability shall be classified as current when it satisfies any of the following criteria:

- (a) it is expected to be settled in the entity's normal operating cycle;
- (b) it is held primarily for the purpose of being traded;
- (c) it is due to be settled within twelve months after the reporting date; or
- (d) the entity does not have an unconditional right to defer settlement of the liability for at least twelve months after the reporting date.

All other assets and liabilities shall be classified as non current.

(k) Economic Dependency

The Branch is not economically dependant on any other reporting units of the organisation.

(I) Cash and Cash Equivalents

Cash and cash equivalents include cash on hand, deposits held at-call with banks, other short-term highly liquid investments and bank overdrafts. Bank overdrafts are shown as part of cash and cash equivalents and reduce the amount shown as cash at bank.

(m) Borrowing Costs

Borrowing costs directly attributed to the acquisition of assets that necessarily take a substantial period of time to prepare for their intended use or sale, are added to the costs of those assets, until such time as the assets are substantially ready for their intended use or sale.

All other borrowing costs are recognised in expenses in the period in which they are incurred.

NOTES TO THE FINANCIAL STATEMENTS

FOR THE YEAR ENDED 30 JUNE 2007

2.	CASH ASSETS	2007	2006
	General Bank account Deposit accounts	5,697 166,525 172,222	6,394 157,791 158,756
3.	CASH FLOW INFORMATION		
	Reconciliation of net operating surplus to net cash flows from operating activities:		
	Net operating surplus	3,441	7,398
	Changes in assets and liabilities: (Increase) / decrease in receivables Increase / (decrease) in payables	(304) 4,900	(274) (1,695)
	Net cash flows from operating activities	8,037	5,429

4. ASSOCIATION DETAILS

The principal place of business of the association is:

National Tertiary Education Union - University of Canberra Branch

5. INFORMATION TO BE PROVIDED TO MEMBERS OR REGISTRAR

In accordance with the requirements of the Workplace Relations Act 1996, the attention of members is drawn to the provision of subsections (1), (2) and (3) of section 272 of Schedule 18 – Registration of accountability of Organisations which reads as follows:

- (1) "A member of a reporting unit, or a Registrar, may apply to the reporting unit for specified prescribed information in relation to the reporting unit to be made available to the person making the application.
- (2) The application must be in writing and must specify the period within which, and the matter in which, the information is to be made available. The period must not be less than 14 days after the application is given to the reporting unit.
- (3) A reporting unit must comply with an application made under subsection (1)."

NOTES TO THE FINANCIAL STATEMENTS

FOR THE YEAR ENDED 30 JUNE 2007

6. FINANCIAL INSTRUMENTS

6.1 Terms, conditions and accounting policy

6.1.1 Financial Assets

Recognised Financial Instruments	Note	Accounting Policy	Terms and Conditions
Cash Assets	2	Valued at cost. Interest recognised as it accrues.	The rates at balance date were 0.5% and 6.1%.
Receivables		Receivables are carried at nominal amounts due less any allowance for doubtful debts. An allowance for doubtful debts is recognised when collection in full is no longer probable. Collectability of overdue accounts is assessed on an ongoing basis.	unsecured and interest free.
Payables		Liabilities are recognised for amounts to be paid in the future for goods received and services provided to the branch as at balance date whether or not invoices have been received	

6.2 Interest Rate Risk

The Branch's exposure to interest rate risk and the effective interest rates of financial assets and financial liabilities at balance date are as follows:

	Note	Fixed Interest Rate \$	2007 Floating Interest Rate \$	Non Interest Bearing \$	Carrying Amount \$	Weighted Average Interest Rate %
Financial assets Receivables Cash assets	2	<u>.</u> -	172,232	578 -	578 172,232	- 4.5
Total	-	-	172,232	578	172,810	
Financial Liabilities Payables		•	~	5,900	5,900	-
Total			•	5,900	5,900	•

NOTES TO THE FINANCIAL STATEMENTS

FOR THE YEAR ENDED 30 JUNE 2007

6. FINANCIAL INSTRUMENTS (CONT'D...)

6.2 Interest Rate Risk (cont'd)

	Note	Fixed Interest Rate \$	2006 Floating Interest Rate \$	Non Interest Bearing \$	Carrying Amount \$	Weighted Average Interest Rate %
Financial assets Receivables Cash assets	2		- 164,195	274 -	274 164,195	- 4.5
Total		*	164,195	274	164,469	
Financial Liabilities Payables		-	-	1,000	1,000	-
Total	-		•	1,000	1,000	

6.3 Net Fair Value

The aggregate fair values of financial assets and liabilities as at balance date are as follows:

2007

	Note	Total Carrying Amount as per Balance sheet \$	Aggregate Net Fair Value \$
Financial Assets			
Receivables Cash assets	2	578 172,232	578 172,232
Total Financial Assets		172,810	172,810
Financial Liabilities Payables		5,900	5,9 0 0
Total Financial Liabilities		5,900	5,900

NOTES TO THE FINANCIAL STATEMENTS

FOR THE YEAR ENDED 30 JUNE 2007

- 6. FINANCIAL INSTRUMENTS (CONT'D...)
- 6.3 Net Fair Value (cont'd)

2006

	Note	Total Carrying Amount as per Balance sheet \$	Aggregate Net Fair Value \$
Financial Assets			
Receivables Cash assets	2	274 164,195	274 164,195
Total Financial Assets		164,469	164,469
Financial Liabilities Payables		1,000	1,000
Total Financial Liabilities		1,000	1,000



INDEPENDENT AUDITORS REPORT TO THE MEMBERS OF

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NATIONAL TERTIARY EDUCATION INDUSTRY UNION UNIVERSITY OF CANBERRA BRANCH

Scope

The general purpose financial report and Executive Committee's responsibility

The general purpose financial report comprises the income statement, balance sheet, cash flow statement, statement of changes in equity, accompanying notes to the financial statements, and the Executive Committee's statement of the National Tertiary Education Industry- University of Canberra Branch for the year ended 30 June 2007.

The Executive Committee of the Union is responsible for the preparation and fair presentation of the financial report in accordance with the Workplace Relation Act 1996. This includes responsibility for the maintenance of adequate accounting records and internal controls that are designed to prevent and detect frauds and error, and for the accounting policies and accounting estimates inherent in the financial report.

Audit approach

We conducted an independent audit in order to express an opinion to the members of the Union. Our audit was conducted in accordance with Australian Auditing Standards in order to provide reasonable assurance as to whether the financial report is free of material misstatements. The nature of an audit is influenced by factors such as the use of professional judgment, selective testing, the inherent limitation of internal control, and the availability of persuasive rather than conclusive evidence. Therefore, an audit cannot guarantee that all material misstatements have been detected.

We performed procedures to assess whether in all material respects the financial report presents fairly, in accordance with Accounting Standards and other mandatory financial reporting requirements in Australia and the Workplace Relations Act 1996, a view which is consistent with our understanding of the Union's financial position, and of its performance as represented by the results of its operations and the cash flows.

We formed our audit opinion on the basis of these procedures, which include:

- examining on a test basis, information to provide evidence supporting the amounts and disclosures in the financial report; and
- assessing the appropriateness of the accounting policies and disclosures used and the reasonableness of significant accounting estimates made by the executive Committee.

While we considered the effectiveness of management internal controls over financial reporting when determining the nature and extent of our procedures, our audit was not designed to provide assurance of internal controls.

Independence

In conducting our audit, we followed applicable independence requirements of Australian professional ethical pronouncements.

Audit Opinion

In our opinion the general purpose financial report is presented fairly in accordance with applicable Australian Accounting Standards and the requirements imposed by Part 3 of Chapter 8 of the RAO Schedule of the Workplace Relations Act 1996.

DFK Collins

Chartered Accountants

Simon Bragg, A.C.A.

Partner

Registered Company Auditor, Registration Number: 291536

Melbourne

Date:

12 June 2000

