



Australian Government
Australian Industrial Registry

Level 35, Nauru House
80 Collins Street, Melbourne, VIC 3000
GPO Box 1994, Melbourne, VIC 3001
Telephone: (03) 8661 7777
Fax: (03) 9654 6672

Dr. J. Sinclair-Jones
President
National Tertiary Education Industry Union
Curtin University of Technology Branch
GPO Box U1987
PERTH WA 6845


Dear Dr Sinclair-Jones,

**Re: Application for certificate of exemption from requirements relating to
financial reporting - FR 2005/353**

I refer to your application for a certificate of exemption from requirements relating to financial reporting in respect of the Curtin University of Technology Branch of the National Tertiary Education Industry Union, for the financial year ended 30 June 2005.

I have granted the application. My certificate is enclosed.

Yours sincerely,



T. Nassios
DEPUTY INDUSTRIAL REGISTRAR
14 February 2006



Workplace Relations Act 1996

s.271 certificate of exemption from requirements of Chapter 8, Part 3, Schedule 1B

National Tertiary Education Industry Union
(FR2005/353)

CERTIFICATE

On 9 February 2006 an application was made under subsection 271(1) of Schedule 1B of the *Workplace Relations Act 1996* for a certificate of exemption by the Curtin University of Technology Branch of the National Tertiary Education Industry Union, in respect of financial year ended 30 June 2005. I am satisfied that the said Branch is a reporting unit that did not have any financial affairs in the year ended 30 June 2005.

The seal of the Australian Industrial Registrar, featuring the coat of arms of Australia and the text "SEA OF THE AUSTRALIAN INDUSTRIAL REGISTRAR".
Terry Nassios PRINCIPAL
DEPUTY INDUSTRIAL REGISTRAR

14 February 2006



Curtin
University Staff Association



Curtin University Branch

6 July 2005

Mr L. Powell
Statutory Services Branch
Australian Industrial Registry
GPO Box 1994S
Melbourne Vic 3001

Dear Mr Powell,

s271(1) Application
NTEU - Curtin University Branch

The Curtin Branch of the NTEU exists largely on paper, as its business is effectively carried out by Curtin University Staff Association (CUSA). CUSA is an incorporated association, registered under the *WA Associations Incorporation Act 1987*.

This association collects fees on behalf of itself and the NTEU. It passes on a proportion of these fees to the NTEU National Office, and to the NTEU WA Division as required by them. Apart from procedural items all business is conducted by CUSA and then formally adopted by the NTEU branch. CUSA also holds all monies and property.

Consequently the Branch holds no property real or personal, has no funds, nor does it engage in any financial transactions.

Under the CUSA constitution all NTEU Branch members are automatically CUSA members and NTEU Branch office bearers are automatically CUSA office bearers.

We therefore request exemption under subsection 271(1) of the Workplace Relations Act 1996 for the financial year ending June 2005.

Yours sincerely

A handwritten signature in black ink, appearing to read 'Jan Sinclair-Jones'.

Dr. Jan Sinclair-Jones
President
CUSA/NTEU



Australian Government

Australian Industrial Registry

Level 35, 80 Collins Street,
Melbourne, VIC 3000
GPO Box 1994S, Melbourne, VIC 3001
Telephone: (03) 8661 7993
Fax: (03) 9654 6672

Dr J Sinclair-Jones
President
National Tertiary Education Industry Union
Curtin University of Technology Branch
NTEU Office
Room 184, Bdg 106
Curtin University of Technology
Kent Street
BENTLEY WA 6102

Dear Dr Sinclair-Jones,

**Re: Financial reporting obligations for year ending 30 June 2005
Chapter 8, Part 3 of Schedule 1B of the *Workplace Relations Act 1996*
(FR2005/353)**

In previous financial years the National Tertiary Education Industry Union – Curtin University of Technology Branch (“the Branch”) has satisfied a Registrar that it did not have any financial affairs and has been granted an exemption under s271 of Schedule 1B of the *Workplace Relations Act 1996* (“Schedule 1B”). The Registrar has further considered the requirements of the legislation and it maybe that s269 of Schedule 1B applies to the Branch. Section 269(1) is set out below:

“269 Reporting units with substantial common membership with State registered bodies

*(1) This section applies to a reporting unit if there is an industrial association (the **associated State body**) that:*

(a) is registered or recognised as such an association (however described) under a prescribed State Act¹; and

(b) is, or purports to be, composed of substantially the same members as the reporting unit; and

(c) has, or purports to have, officers who are substantially the same as designated officers in relation to the reporting unit.

If the Branch has substantially the same membership and substantially the same officers as an “associated state body”, the Branch should lodge an application under s269(2)(a) of Schedule 1B in the future. I have set out s269(2) of Schedule 1B for your information below:

(2) A reporting unit is taken to have satisfied this Part if this section applies to the reporting unit and:

(a) a Registrar, on the application of the reporting unit, issues a certificate stating that the financial affairs of the reporting unit are encompassed by the financial affairs of the associated State body; and

¹ Prescribed State Acts are set out in Regulation 163 of the *Workplace Relations (Registration and Accountability of Organisations) Regulations 2003*.

(b) the associated State body has, in accordance with prescribed State legislation, prepared accounts, had those accounts audited, provided a copy of the audited accounts to its members and lodged the audited accounts with the relevant State authority; and

(c) the reporting unit has lodged a copy of the audited accounts with the Industrial Registry; and

(d) any members of the reporting unit who are not also members of the associated State body have been provided with copies of the accounts at substantially the same time as the members of the reporting unit who are members of the associated State body; and

(e) a report under section 254 has been prepared in respect of the activities of the reporting unit and has been provided to members of the reporting unit with the copies of the accounts.”

If s269(1) of Schedule 1B does not apply to the Branch, and the Branch has had no financial affairs for the financial year, s271 may still be applicable. It should be noted however, if in the opinion of this office, the financial affairs of the reporting unit fall within the provisions of s269(1) the reporting unit will be required to comply with such provisions. Financial returns lodged under s271 will not be filed by this office if such documents fall within the provisions of s269(1).

Should you wish to discuss this letter or if you require further information on the financial reporting requirements of Schedule 1B, please contact me on (03) 8661-7993 or email: larry.powell@air.gov.au.

Yours sincerely,

Larry Powell
Statutory Services Branch

23 August 2005



Curtin
University Staff Association



6 July 2004

Mr L. Powell
Statutory Services Branch
Australian Industrial Registry
GPO Box 1994S
Melbourne Vic 3001

Dear Mr Powell,

**s271A Application
NTEU - Curtin University Branch**

The Curtin Branch of the NTEU exists largely on paper, as its business is effectively carried out by Curtin University Staff Association (CUSA). CUSA is an incorporated association, registered under the *WA Associations Incorporation Act 1987*.

This association collects fees on behalf of itself and the NTEU. It passes on a proportion of these fees to the NTEU National Office, and to the NTEU WA Division as required by them. Apart from procedural items all business is conducted by CUSA and then formally adopted by the NTEU branch. CUSA also holds all monies and property.

Consequently the Branch holds no property real or personal, has no funds, nor does it engage in any financial transactions.

Under the CUSA constitution all NTEU Branch members are automatically CUSA members and NTEU Branch office bearers are automatically CUSA office bearers.

We therefore request exemption under subsection 271A(1) of the Workplace Relations Act 1996 for the financial year ending June 2005.

Yours sincerely

A handwritten signature in black ink, appearing to read 'Jan Sinclair-Jones', written over the typed name and title.

Dr. Jan Sinclair-Jones
President
CUSA/NTEU