



16 December 2013

Mr Grahame McCulloch
General Secretary
National Tertiary Education Industry Union
PO Box 1323
South Melbourne VIC 3205

Dear Mr McCulloch

Re: Section 271 application for exemption from the financial reporting obligations of Part 3 of Chapter 8 of the Fair Work (Registered Organisations) Act 2009 (the Act)

I refer to your letter of 11 December 2013 addressed to 'The General Manager' of the Fair Work Australia. The letter was received at the Fair Work Commission (the Commission) on the same date.

In the correspondence you make application 'at the request of and on behalf of the following reporting units of the National Tertiary Education Industry Union (NTEU) set out in' a list attached to the application. I note that in support of the application you refer to the 'force of Schedule G Section 3 of the NTEU rules' and secondly a statement that as a matter 'of fact, from 30 June 2008 the assets and liabilities of each of the Branches and Divisions have transferred to the custody and control of the "NTEU Fund".'

I am satisfied that each of the Divisions/Branches nominated in your application are reporting units and that they did not have any financial affairs in the year ended 30 June 2013. The attached certificate reflects this decision. As a matter of convenience I have chosen to deal with each reporting unit under the one certificate.

Section 271 of the Act requires that applications be made within 90 days after the end of the financial year or such longer period as the General Manager allows. The cover email from Glenn Osmand, Finance Manager of the organisation, requested an extension to the 90 days permitted for lodgement of the application. He stated that he had believed that the application for exemption could be lodged at the same time as the audited financial statements. He further stated that lodgement of this form will be within the required timeframe for the financial year ending on 30 June 2014.

Accordingly, I grant an extension for the purposes of this application to 11 December 2013.

Yours sincerely

Chris Enright
Delegate of the General Manager
Fair Work Commission



CERTIFICATE

Fair Work (Registered Organisations) Act 2009

s.271—Certificate of exemption from requirements of Chapter 8, Part 3

National Tertiary Education Industry Union

(FR2013/230 and others)

MR ENRIGHT

MELBOURNE, 16 DECEMBER 2013

Certificate of exemption from the requirements of Chapter 8, Part 3 of the Fair Work (Registered Organisations) Act 2009

[1] On 11 December 2013 an application was made under s.271(1) of the *Fair Work (Registered Organisations) Act 2009* (the Act) by the above named organisation for a certificate of exemption in respect of the financial year ended 30 June 2013 for the following Branches of the organisation:

FR2013/230	Queensland University of Technology Branch (283V-QLDU)
FR2013/231	South Australian Division (283V-SAD)
FR2013/232	Southern Cross University Branch (283V-SCU)
FR2013/233	University of Wollongong Branch (283V-WOLL)
FR2013/234	University of Sunshine Coast Branch (283V-SCUC)
FR2013/235	Royal Melbourne Institute of Technology Branch (283V-RMIT)
FR2013/236	Royal Australian College of General Practitioners Branch (283V-RAGP)
FR2013/237	Queensland Division (283V-QLDD)
FR2013/238	University of Queensland Branch (283V-QLD)
FR2013/239	Northern Territory Division (283V-NTD)
FR2013/240	Charles Darwin University Branch (283V-NT)
FR2013/241	University of New South Wales Branch (283V-NSW)
FR2013/242	University of South Australia Branch (283V-USA)
FR2013/243	University of Newcastle Branch (283V-NEWC)
FR2013/244	University of New England Branch (283V-NENG)
FR2013/245	NSW Division (283V-NSWD)
FR2013/246	Financial Reporting matter re: Victorian Division (283V-VICD)
FR2013/247	Australian National University Branch (283V-NAT)
FR2013/248	Western Australian Division (283V-WAD)
FR2013/249	University of Technology Sydney Branch (283V-TECH)
FR2013/250	Victoria University of Technology Branch (283V-VICU)
FR2013/251	University of Western Sydney Branch (283V-UWS)
FR2013/252	University of Southern Queensland Branch (283V-USQ)
FR2013/253	Central Queensland University Branch (283V-UCQ)
FR2013/254	Tasmanian Division (283V-TASD)
FR2013/255	University of Sydney Branch (283V-SYD)
FR2013/256	Swinburne University of Technology Branch (283V-SWIN)
FR2013/257	University of Western Australia Branch (283V-WA)
FR2013/258	Bond University Branch (283V-BOND)
FR2013/259	Curtin University of Technology Branch (283V-CURT)
FR2013/260	College of Law Branch (283V-COL)
FR2013/261	Deakin University Branch (283V-DEAK)
FR2013/262	Australian Catholic University Branch (283V-ACU)

FR2013/263	University of Ballarat Branch (283V-BALL)
FR2013/264	University of Adelaide Branch (283V-ADE)
FR2013/265	Murdoch University Branch (283V-MURD)
FR2013/266	Australian Capital Territory Division (283V-ACTD)
FR2013/267	University of Canberra Branch (283V-ACT)
FR2013/268	Monash University Branch (283V-MON)
FR2013/269	University of Melbourne Branch (283V-MELB)
FR2013/270	Edith Cowan University Branch (283V-ECU)
FR2013/271	Macquarie University Branch (283V-MACQ)
FR2013/333	Flinders University of South Australia Branch (283V-FLIN)
FR2013/335	Australian Film Television and Radio School Branch (283V-FTR)
FR2013/336	Griffith University Branch (283V-GRIF)
FR2013/337	James Cook University of North Queensland Branch (283V-JCNQ)
FR2013/342	Batchelor Institute of Indigenous Tertiary Education Branch (283V-BII)
FR2013/343	Financial Reporting matter re: Charles Sturt University Branch (283V-CSU)
FR2013/348	La Trobe University Branch (283V-LATR)
FR2013/360	NAVITAS Branch (283V-NAV)
FR2013/361	Research Institutes Branch (283V-RI)
FR2013/367	University of Notre Dame Australia Branch (283V-UND)
FR2013/368	Victorian TAFE Branch (283V-VTAFE)
FR2013/369	Victoria Adult and Community Education (ACE) and Companies Branch (283V-ACE)

[2] I am satisfied that the said Branches are reporting units that did not have any financial affairs in respect of the financial year ended 30 June 2013.

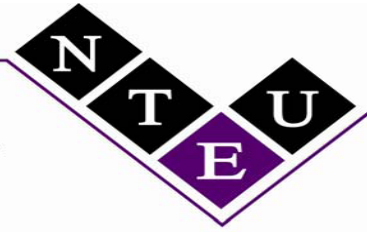


DELEGATE OF THE GENERAL MANAGER

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The General Manager
Fair Work Australia
Level 4, 11 Exhibition Street
MELBOURNE VIC 3001

11th December 2013

RE: Application for exemption certificate - Financial Reporting Obligations under Fair Work (Registered Organisations) Act 2009 - (Section 271)

I, Grahame McCulloch, being the General Secretary of the National Tertiary Education Industry Union, in accordance with Rule 7(d) of Schedule G of the National Tertiary Education Industry Union rules, make this application at the request of and on behalf of the following reporting units of the National Tertiary Education Industry Union (NTEU) set out in the attached list.

In consideration of Section 271 of the Act I apply for a certificate to exempt the Branches and Divisions of the NTEU from the requirements relating to financial matters occurring in the year ending 30th June 2013.

In support of the application I state:

1. On and from 30th June 2008, by force of Schedule G Section 3 of the NTEU rules it is not possible for any Branch or Division of the NTEU to have any financial affairs.
2. As a question of fact, from 30th June 2008, the assets and liabilities of each of the Branches and Divisions have transferred to the custody and control of the "NTEU Fund", and income and expenditure are respectively received into and disbursed from that fund.

Yours sincerely,

GRAHAME McCULLOCH

General Secretary

Reporting Units of the NTEU for which exemption is sought

NTEU DIVISIONS

ACT Division
New South Wales Division
Northern Territory Division
Queensland Division
South Australian Division
Tasmanian Division/Branch
Victorian Division
Western Australian Division

NTEU BRANCHES

Australian Catholic University Branch
Australian Film Television and Radio School Branch
Australian National University Branch
BIITE (Batchelor) Branch
Bond University Branch
Central Queensland University Branch
Charles Darwin University Branch
Charles Sturt University Branch
College of Law Branch
Curtin University Branch
Deakin University Branch
Edith Cowan University Branch
Flinders University Branch
Griffith University Branch
James Cook University Branch
La Trobe University Branch
Macquarie University Branch
Monash University Branch
Murdoch University Branch
Queensland University of Technology Branch
RACGP/GPEA Branch
RMIT University Branch
Southern Cross University Branch
Swinburne University Branch
University of Adelaide Branch
University of Ballarat Branch
University of Canberra Branch
University of Melbourne Branch
University of New England Branch
University of Newcastle Branch
University of New South Wales Branch
University of Notre Dame Australia
University of Queensland Branch
University of South Australia Branch
University of Southern Queensland Branch
University of Sunshine Coast Branch
University of Sydney Branch
University of Technology, Sydney - Branch
University of Western Australia Branch
University of Western Sydney Branch
University of Wollongong Branch
Victoria Adult and Community Education (ACE) and Companies branch
Victoria University Branch
Victorian TAFE Branch
Navitas Branch
Research Institutes Branch
