



FairWork  
Commission

11 August 2016

Mr Grahame McCulloch  
General Secretary  
National Tertiary Education Industry Union  
PO Box 1323  
SOUTH MELBOURNE VIC 3205

via email: [gmcculloch@nteu.org.au](mailto:gmcculloch@nteu.org.au)

Dear Mr McCulloch

**Section 271 application for exemption from the financial reporting obligations of Part 3 of Chapter 8 of the Fair Work (Registered Organisations) Act 2009 for financial year ended 30 June 2016 (FR2016/99 and others)**

I refer to your application pursuant to s271 of the *Fair Work (Registered Organisations) Act 2009* (RO Act), lodged in the Fair Work Commission (FWC) on 11 August 2016, in respect of the various Branches and Divisions of the National Tertiary Education Industry Union (NTEU) for the financial year ended 30 June 2016.

Having taken into account and relying upon the particulars you provided in your application and the declarations you made associated with the application, I am satisfied that the various Branches and Divisions of the NTEU are all reporting unit and that they did not have any financial affairs in the financial year which ended 30 June 2016. The attached certificate reflects this decision.

If you wish to discuss this matter, please contact Ms Joanne Fenwick on 03) 8656 4681 or by email to [joanne.fenwick@fwc.gov.au](mailto:joanne.fenwick@fwc.gov.au).

Yours sincerely

Chris Enright  
Director  
Regulatory Compliance Branch

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# CERTIFICATE

*Fair Work (Registered Organisations) Act 2009*

s.271 - Reporting unit's exemption from requirements of Chapter 8, Part 3

**National Tertiary Education Industry Union**  
(FR2016/99 and others)

MR ENRIGHT

MELBOURNE, 11 AUGUST 2016

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

[1] On 11 August 2016 an application was made under s 271 (1) of the *Fair Work (Registered Organisations) Act 2009* (the Act) by National Tertiary Education Industry Union for a certificate of exemption in respect of the financial year ended 30 June 2016 for the following branches and divisions of the National Tertiary Education Industry Union:

FR2016/99 Queensland University of Technology Branch  
 FR2016/100 South Australian Division  
 FR2016/101 Southern Cross University Branch  
 FR2016/102 University of Wollongong Branch  
 FR2016/103 University of Sunshine Coast Branch  
 FR2016/104 Royal Melbourne Institute of Technology Branch  
 FR2016/105 Royal Australian College of General Practitioners Branch  
 FR2016/106 Queensland Division  
 FR2016/107 University of Queensland Branch  
 FR2016/108 Northern Territory Division  
 FR2016/109 University of New South Wales Branch  
 FR2016/110 University of South Australia Branch  
 FR2016/111 University of Newcastle Branch  
 FR2016/112 University of New England Branch  
 FR2016/113 NSW Division  
 FR2016/114 Victorian Division  
 FR2016/115 Australian National University Branch  
 FR2016/116 Western Australian Division  
 FR2016/117 University of Technology Sydney Branch  
 FR2016/118 Victoria University of Technology Branch  
 FR2016/119 Western Sydney University Branch  
 FR2016/120 University of Southern Queensland Branch  
 FR2016/121 Central Queensland University Branch  
 FR2016/122 Tasmanian Division  
 FR2016/123 University of Sydney Branch  
 FR2016/124 Swinburne University of Technology Branch  
 FR2016/125 University of Western Australia Branch  
 FR2016/126 Bond University Branch

FR2016/127 Curtin University of Technology Branch  
FR2016/128 College of Law Branch  
FR2016/129 Deakin University Branch  
FR2016/130 Australian Catholic University Branch  
FR2016/131 Federation University Australia Branch  
FR2016/132 University of Adelaide Branch  
FR2016/133 Murdoch University Branch  
FR2016/134 Australian Capital Territory Division  
FR2016/135 University of Canberra Branch  
FR2016/136 Monash University Branch  
FR2016/137 University of Melbourne Branch  
FR2016/138 Edith Cowan University Branch  
FR2016/139 Macquarie University Branch  
FR2016/159 Flinders University of South Australia Branch  
FR2016/160 Australian Film Television and Radio School Branch  
FR2016/161 Griffith University Branch  
FR2016/162 James Cook University of North Queensland Branch  
FR2016/166 Charles Sturt University Branch  
FR2016/167 La Trobe University Branch  
FR2016/172 NAVITAS Branch  
FR2016/173 Research Institutes Branch  
FR2016/175 University of Notre Dame Australia Branch  
FR2016/176 Victorian TAFE Branch  
FR2016/177 Victoria Adult and Community Education (ACE) and Companies Branch

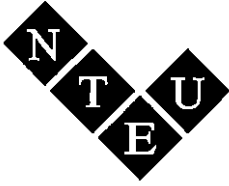
[2] In considering this application, I have taken into account the relevant circumstances prescribed in Regulation 165 of the Fair Work (Registered Organisations) Regulations including (a) whether the reporting unit expend economic resources or incur any financial obligations to conduct their activities, (b) whether another reporting unit of the organisation expends its own economic resources or incurs financial obligations so that the reporting units above may conduct their activities and (c) whether any person or body corporate or trust expends its own economic resources or incurs financial obligations so that the reporting units above may conduct its activities.

[3] Having regard to the relevant circumstances and the material contained in the application, I am satisfied that the reporting units above did not have any financial affairs in respect of the financial year which ended 30 June 2016.



DELEGATE OF THE GENERAL MANAGER

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# National Tertiary Education Union

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

9 August 2016

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

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 30<sup>th</sup> June 2016.

In support of the application I state:

1. On and from 30<sup>th</sup> 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 30<sup>th</sup> 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**

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**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*  
*Band University Branch*  
*Central Queensland University Branch*  
*Charles Sturt University Branch*  
*College of Law Branch*  
*Curtin University Branch*  
*Deakin University Branch*  
*Edith Cowan University Branch*  
*Federation University Australia 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 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*  
*Novitas Branch*  
*Research Institutes Branch*

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