

9 March 2010

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, Wollongong Branch for years ended 30 June 2007 and 2008 – FR2007/372 & FR2008/452

I acknowledge receipt of the financial reports for the National Tertiary Education Industry Union, Wollongong Branch for years ended 30 June 2007 and 2008. The reports were lodged with Fair Work Australia on 13 July 2009. I also acknowledge receipt of applications under section 271 of the Fair Work (Registered Organisations) Act 2009 (the Act) for certificates of exemption for years ended 30 June 2003, 2004, 2005 and 2006 lodged on 1 March 2010. The certificates for exemption for years ended 30 June 2003, 2004, 2005 and 2006 were subsequently issued on 5 March 2010.

Ordinarily we would advise you of deficiencies that you should take into account in preparation of future financial reports. However, as the 2007 report has already been completed it seems redundant to draw your attention to those matters with a view to asking you to remedy the relevant deficiencies.

Nonetheless, I have noted below matters I have identified which I would ask that you take specific account of in the event in the future you are required to prepare full reports.

The financial reports have now been filed.

I appreciate for the financial year ended 30 June 2009 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 Act and the preparation and lodgment of future financial reports must occur within these timelines.

In particular, sections 253 and 254 of the 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.

Schedule 1

Reference to Schedule 1B of the *Workplace Relations Act 1996*, should properly refer to Schedule 1 and note that from 1 July 2009 shall be 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 Kim Draisma, President, National Tertiary Education Industry Union, Wollongong Branch - kim_draisma@uow.edu.au and amaguire@uow.edu.au.

Financial Statements for the year ended 30 June 2007

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

I Kim Draisma being NTEU Branch President of the University of Wollongong Branch 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 18 May 2009; and
- That the full report was presented to a General meeting of Members on 8 July 2009; in accordance with section 266 of the RAO Schedule.

Signature

Date

X) raesma 8/7/09

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 457.

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

Number of employees

The number of persons who were, at the end of the financial year, employees of the Branch was 1 employee measured on a full time equivalent basis.

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:

President	Kim Draisma
Vice-President (Academic)	Rodney Vickers
Vice-President (General)	Greg Trueman
Branch Secretary	Penney McFarlane
Committee Member	Peter Gibson
Committee Member	Penelope Guthrie (resigned 27/10/2006)
Committee Member	Henri Jeanjean
Committee Member	Pieter Moerkerken
Committee Member	Ron Perrin
Committee Member	Ray Stace

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 Branch Secretary or Branch Secretary provided that:
 - (a) 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 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 Branch 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 Branch
 - on the day on which the notice is received by the Branch; 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:
 - (i) at the end of two weeks, or if permitted by law three months after the notice is received by the Branch; or
 - 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 Branch in a court of competent jurisdiction, as a debt due to the Branch.
- 11.4 A notice delivered to the Branch 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 Branch 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 affected in accordance with this rule if the member is informed in writing by or on behalf of the Branch 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 Branch.

Name: Kim Draisma

Title: President NTEU Wollongong Branch

Drowma 20 November 2008.

COMMITTEE OF MANAGEMENT STATEMENT

FOR THE YEAR ENDED 30 JUNE 2007

On 20///08 the Committee of Management of the National Tertiary Education Industry Union (Wollongong 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:
 - 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
 - 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. 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
 - 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.
- (f) during the financial year, the Branch did not partake in any recovery of wages activity.

For Committee of Management: Kim Draisma

Title: President NTEU Wollongong Branch

Signature:

Date:

La cusma 20 November 2008

INCOME STATEMENT

FOR THE YEAR ENDED 30 JUNE 2007

	NOTE	2007 \$	2006 \$
		Ψ	Ą
Revenue from ordinary activities:			
Subscriptions	2	68,937	•
Other	2	10,021	_
		10,022	
Total revenue from ordinary activities		78,958	-
Expenses from ordinary activities:			
Accountancy & audit fees		3,500	**
Affiliation fees		479	-
Bank charges		285	-
Campaign materials		104	۳
Conference expenses		347	•
Employee provisions		20,638	
Insurance		365	-
Office costs		<i>3,</i> 7 46	-
Payroll tax		2,871	•
Rent		1,913	
Salaries		54,609	-
Superannuation contributions		9,001	
Training		45	-
Travel		104	
Total expenses from ordinary activities		98,007	
Net operating (deficit) / surplus	warting.	(19,049)	_

BALANCE SHEET

FOR THE YEAR ENDED 30 JUNE 2007

	NOTE	2007 \$	2006
CURRENT ASSETS			\$
Cash assets Receivables	3 4 _	4,895 195	-
TOTAL CURRENT ASSETS	·	5,090	
TOTAL ASSETS	_	5,090	
CURRENT LIABILITIES			
Payables Provisions	5 6	3,500 20,639	
TOTAL CURRENT LIABILITIES	**************************************	24,139	
TOTAL LIABILITIES		24,139	
NET LIABILITIES	===	19,049	
EQUITY			
Accumulated deficit	7	19,049	
TOTAL DEFICIENCY		19,049	And the same of th

STATEMENT OF RECOGNISED INCOME AND EXPENSE

FOR THE YEAR ENDED 30 JUNE 2007

	NOTE	2007 \$	2006 \$
ACCUMULATED DEFICIT			
Balance at start of the period Deficit for the period		19,049	
Balance at end of period	7	19,049	

CASH FLOW STATEMENT

FOR THE YEAR ENDED 30 JUNE 2007

Cash flavor from anomating activities	NOTE	2007 \$	2006 \$
Cash flows from operating activities			
Receipts			
Capitation fees		68,937	-
Receipts from other revenue		10,000	-
Interest received		21	_
		78,418	*
Payments			
Cash payments in the course of operations		73,058	-
Net GST paid to Australian Taxation Office		465	**
Net cash flows from operating activities	8	4,895	
Net increase in cash held		4,895	•··············
Net merease in easi neig		4,890	-
Cash at the beginning of the financial year		***	w
Cash at the end of the financial year	3	4,895	

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 uon-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 membership capitation fee revenue represents 0.23% of members' salary. The dues are collected by the Brauches 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.

NOTES TO THE FINANCIAL STATEMENTS

FOR THE YEAR ENDED 30 JUNE 2007

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

(d) 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.

(e) 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.

(f) 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.

(g) 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...)

(h) Financial Instruments

Financial Assets

Receivables (Note 4)

Receivables are carried at the nominal amounts due less any allowance for doubtful debts when applicable. Receivables are unsecured and credit terms are usually up to 30 days.

(i) 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.

NOTES TO THE FINANCIAL STATEMENTS

FOR THE YEAR ENDED 30 JUNE 2007

2.	REVENUE FROM ORDINARY ACTIVITIES	2007 \$	2006 \$
	Subscriptions		
	Member	46,007	-
	APS	22,930	_
	Total revenue from subscriptions	68,937	*
	Other revenue		
	Transfer from Wollongong Staff Association	10,000	
	Interest received	21	-
	Total other revenue	10,021	-
	Total revenue from operating activities	78,958	-

NOTES TO THE FINANCIAL STATEMENTS

FOR THE YEAR ENDED 30 JUNE 2007

3.	CASH ASSETS	2007 \$	2006 \$
	Cheque account	4,895	
		4,895	
4.	RECEIVABLES		
	Trade and other receivables	195	-
		195	-
5.	PAYABLES		
	Trade creditors and accruals	3,500 3,500	er
6.	PROVISIONS		
	Current Employee benefits: annual leave Employee benefits: long service leave	8,698 11,941 20,639	MATTER AND MATTER AND
7.	ACCUMULATED SURPLUS / (DEFICIT)		
	Accumulated (deficit)/surplus at the beginning of the financial year Net operating surplus/(deficit) for the year	(19,049)	-
	Accumulated (deficit)/surplus at the end of the financial year	(19,049)	A

NOTES TO THE FINANCIAL STATEMENTS

FOR THE YEAR ENDED 30 JUNE 2007

8.	CASH FLOW INFORMATION	2007 \$	2006 \$
	Reconciliation of net operating surplus to net cash flows from operating activities:		
	Net operating surplus / (deficit)	(19,049)	-
	Non-cash flows in operating activities:		
	Provisions: annual leave	8,698	-
	Provisions: long service leave	11,940	
	Changes in assets and liabilities:		
	(Increase) / decrease in receivables	(194)	-
	Increase / (decrease) in payables	3,500	<u> </u>
	Net cash flows from operating activities	4,895	THE RESERVE OF THE PROPERTY OF
9.	RELATED PARTY INFORMATION		
Remu	meration of key management personnel		
	Income received or due and receivable by key management personnel of the Branch		9-3-3-1-1-1-1-1-1-1-1-1-1-1-1-1-1-1-1-1-

NOTES TO THE FINANCIAL STATEMENTS

FOR THE YEAR ENDED 30 JUNE 2007

10. FINANCIAL INSTRUMENTS

10.1 Terms, conditions and accounting policy

Recognised Financial Instruments	Note	Accounting Policy	Terms and Conditions	
10.1.1 Financial Assets				
Bank Term Deposits	3	Valued at cost. Interest recognised as it accrues.	The rates at balance date were 0.5% and 6.1%.	
Receivables	4	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.	General debtors are unsecured and interest free. Credit terms are usually up to 30 days.	

10.2 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:

			2007			
	Note	Fixed Interest Rate \$	Floating Interest Rate \$	Non Interest Bearing \$	Carrying Amount \$	Weighted Average Interest Rate %
Financial assets						
Receivables	4	-	-	195	195	-
Cash assets	3	~	4,895		4,895	4.5
Total			4,895	195	5,090	
Financial Liabilities	-			9.500	7.500	
Payables	5			3,500	3,500	-
Total			<u>**</u>	3,500	3,500	

NOTES TO THE FINANCIAL STATEMENTS

FOR THE YEAR ENDED 30 JUNE 2007

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

	Note	Fixed Interest Rate \$	2006 Floating Interest Rate \$	Non Interest Bearing \$	Carrying Amount \$	Weighted Average Interest Rate %
Financial assets Receivables Cash assets	4 3	<u></u>	-	-	-	- -
Total		-	**	-		
Financial Liabilities Payables Total	5				-	•

10.3 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	4 3	195 4,895	195 4,895
Total Financial Assets		5,090	5,090
Financial Liabilities Trade payables and accruals	5	3,500	3,500
Total Financial Liabilities		3,500	3,500

NOTES TO THE FINANCIAL STATEMENTS

FOR THE YEAR ENDED 30 JUNE 2007

2006

	Note	Total Carrying Amount as per Balance sheet \$	Aggregate Net Fair Value \$
Financial Assets			
Receivables Cash assets	4 3	-	· -
Total Financial Assets		***	
Financial Liabilities Trade payables and accruals	5	_	<u>-</u>
Total Financial Liabilities			-

11. 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 1B – 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)."



INDEPENDENT AUDITORS REPORT TO THE MEMBERS OF

Level 5, 30 Collins Street
Melbourne Victoria 3000
TELEPHONE +61 3 9654 0100
FACSIMILE +61 3 9654 0122
www.dfkcollins.com.au

NATIONAL TERTIARY EDUCATION INDUSTRY UNION (WOLLONGONG 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 Union (Wollongong 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 inberent 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;
- 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

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Simon Bragg, A.C.A.

Partner

Registered Company Auditor, Registration Number: 291536

Melbourne

Date: 25 November 2008

