

Police Federation of Australia

South Australia Police Branch ABN 73 802 822 770

27 Carrington Street Adelaide SA 5000

Tel: (08) 8212 3055 Fax: (08) 8212 2002

Ref: AD:ld:1330/04

1 July 2004

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Mr Peter Kinne Deputy Industrial Registrar Australian Industrial Registry PO Box 8046, Station Arcade ADELAIDE SA 5000

Dear Sir

Workplace Relations Act 1996, Section 271 Application for Certificate.

My name is Andrew James Dunn. I am the Secretary of the Police Federation of Australia, South Australia Branch, and am authorised under the Rules to act on behalf of the branch.

In consideration of Section 271 of the Act, I apply for a Certificate to exempt the Branch from the requirements of the Act relating to financial matters occurring in the year ending 30 June 2003 (see Branch Rules – Part C).

In support of the application I say:

- 1. The Branch does not trade or carry out financial transactions of any kind.
- 2. The Branch does not have an account with a bank or any other financial institution nor does it have custody of any real property or moneys.
- 3. The Branch accordingly has no reason to keep accounting records.
- 4. The reason that the Branch does not trade is because of the relationship between the Branch and the "Associated Body", the Police Association of South Australia, referred to in Rule 6, 6(a) and the membership application form at Annexure 'A', of the Federal Rules of the Police Federation of Australia.
- 5. The Associated Body was registered in the SA Industrial Relations Commission on 9th July 1926.

- 6. The Police Federation of Australia and its Branches were formed on 31 December 1997.
- 7. Since inception the Associated Body has carried out financial transactions including the collection of membership fees, the payment of accounts for expenses incurred in carrying out regular business (such as the production of a journal), has operated a bank account, has leased and/or owned property and office machinery, has employed and paid wages of employees.
- 8. The Associated Body has always complied with the legislative requirements of the Association's Incorporations Act and the Industrial Relations Act (SA) (repealed), now the Industrial and Employee Relations Act 1994.
- 9. Membership of the Branch and the Associated Body are identical and indistinguishable. No member of the Branch is ineligible for membership of the Associated Body. No prospective member has applied to be a member of the Branch and not also a member of the Associated Body.
- 10. The only financial concern of the Branch relates to the payment of affiliation fees by the Branch to the Federal Fund (Rule 7). This is paid by the Associated Body in accordance with Rule 7 of the Federal Rules.
- 11. This is not to be read as inferring that the Branch does not function in a manner assumed by the Rules of the Police Federation of Australia. The Branch is fully operative in carrying out the Object of the Union (Rule 4).
- 12. In particular the officers of the Associated Body are the officers elected by the Branch in accordance with the Branch Rules and the Federal Rules. The Branch Executive meets quarterly and regulates the affairs of the Branch in a thorough and consistent manner. Officers of the Branch act for and appear for members in the Australian Industrial Relations Commission.

Yours faithfully

ANDREW DUNN SECRETARY



Australian Government

Australian Industrial Registry

Level 36, Nauru House 80 Collins Street, Melbourne, VIC 3000 GPO Box 1994S, Melbourne, VIC 3001 Telephone: (03) 8661 7822 Fax: (03) 9654 6672

Your ref. AD:ld:1330/04 Our ref. FR2004/312

Mr Andrew Murray Secretary Police Federation of Australia - South Australia Police Branch 27 Carrington Street ADELAIDE SA 5000

Fax: (08) 8212 2002

Dear Mr Murray

Re: Application for certificate of exemption from requirements of Chapter 8, Part 3 of Schedule 1B of the *Workplace Relations Act 1996* (FR 2004/312)

I refer to your application dated 5 July 2004 for a certificate of exemption under subsection 271 of Schedule 1B of the *Workplace Relations Act 1996*, in respect of the South Australian Police Branch of The Police Federation of Australia, for the financial year ended 30 June 2004.

I have granted the application. My certificate is enclosed.

Should you wish to discuss this letter, Margaret Williams can be contacted on (03) 8661 7822.

Yours sincerely

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TERRY NASSIOS Deputy Industrial Registrar

3 August 2004



Workplace Relations Act 1996

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

Police Federation of Australia (FR2004/312)

CERTIFICATE

On 5 July 2004 an application was made under subsection 271(1) of Schedule 1B of the *Workplace Relations Act 1996* for a certificate of exemption by the South Australia Police Branch of the Police Federation of Australia, in respect of financial year ended 30 June 2004. I am satisfied that the said Branch is a reporting unit that did not have any financial affairs in the year ended 30 June 2004.



Terry Nassios DEPUTY INDUSTRIAL REGISTRAR

3 August 2004