



**THE
POLICE
ASSOCIATION**

FOUNDED 1917

Our Ref: 63462S.182

Your Ref:

2 August 2004

Mr Robert Pfeiffer
Australian Industrial Registry
GPO Box 1994S
MELBOURNE VIC 3001

Dear Mr Pfeiffer

**Re: Workplace Relations Act 1996 S.271 of Schedule 1B
Application for Certificate**

We refer to an e-mail message from Ms Margaret Williams dated 23 July 2004 regarding our letter dated 12 July 2004 and note that the application should have been signed by an elected officer. Therefore, we re-submit our application.

My name is Shane Michael Butler. I am the President of the Victoria Police Branch of the Police Federation of Australia and am authorised under the Rules, to act on behalf of the Branch.

In consideration of s.271 of Schedule 1B 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 ended 30 June 2004.

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, referred to in Rule 6, 6A and the membership application form at Annexure "A" of the Federal Rules of the Police Federation of Australia.
5. The Associated Body was incorporated on 31 March 1947.

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6. The Branch was not formed until 31 December 1997 when the Police Federation of Australia was registered as an organisation.
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. 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.
9. The only financial concern of the Branch relates to the payment of capitation fees by the Branch to the Federal Fund (Rule 7) but this is paid by the Associated Body in accordance with Federal Rule 7.
10. 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 Objects of the Union (Rule 4).
11. 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 monthly 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.

Should you have any queries, please do not hesitate to contact me.

Yours sincerely



SHANE M BUTLER
President



Australian Government
Australian Industrial Registry

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Your ref. R:PR PFA Finance
Our ref. FR2004/314

Mr Shane Butler
President
Police Federation of Australia - Victoria Police Branch
1 Clarendon Street
EAST MELBOURNE VIC 3002

Fax: (03) 9495 6933

Dear Mr Butler

**Re: Application for certificate of exemption from requirements of
Chapter 8, Part 3 of Schedule 1B of the *Workplace Relations Act 1996*
(FR 2004/314)**

I refer to application dated 12 July 2004 and your amended application dated 4 August 2004 for a certificate of exemption under subsection 271 of Schedule 1B of the *Workplace Relations Act 1996*, in respect of the Victoria 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

A handwritten signature in purple ink, appearing to read 'Terry Nassios', written over a faint background of a document grid.

TERRY NASSIOS
Deputy Industrial Registrar

5 August 2004



Workplace Relations Act 1996

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

Police Federation of Australia
(FR2004/314)

CERTIFICATE

On 12 July 2004 and 2 August 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 Victoria 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

5 August 2004