



Australian Government
Registered Organisations Commission

10 September 2020

John Laird
Branch President
Police Federation of Australia-Victoria Police Branch

Sent via email: jcl@tpav.org.au
CC: pfa@pfa.org.au

Dear John Laird,

Section 271 application for certificate of exemption from the requirements of Part 3 of Chapter 8 of the Fair Work (Registered Organisations) Act 2009 (the Act) (FR2020/168)

I refer to the application lodged pursuant to section 271(1) of the Act by the Police Federation of Australia-Victoria Police Branch (the reporting unit) for the financial year ended 30 June 2020. The application was lodged with the Registered Organisations Commission on 19 August 2020.

The application has been granted. The certificate is attached.

If you wish to discuss this matter, please contact Kylie Ngo on (03) 9603 0764 or by email at regorgs@roc.gov.au.

Yours sincerely,

A handwritten signature in blue ink, appearing to be 'CE', with a small horizontal line to the right.

Chris Enright
Executive Director
Registered Organisations Commission



CERTIFICATE

Fair Work (Registered Organisations) Act 2009

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

Police Federation of Australia-Victoria Police Branch

FR2020/168

MR ENRIGHT

MELBOURNE, 10 SEPTEMBER 2020

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

[1] On 19 August 2020 an application was made under s.271(1) of the *Fair Work (Registered Organisations) Act 2009* by the Police Federation of Australia-Victoria Police Branch for a certificate of exemption in respect of the financial year ended 30 June 2020.

[2] I am satisfied that the reporting unit did not have any financial affairs in respect of the financial year ended 30 June 2020.



DELEGATE OF THE COMMISSIONER

Printed by authority of the Commonwealth Government Printer



The Police Association

UPHOLDING OUR RIGHTS SINCE 1917

19 August 2020

Registered Organisations Commission
Email: regorgs@roc.gov.au

Dear Sir/Madam

**Re: Application for Exemption (Section 271(1))
Lodgement of Financial Reports for year ended 30 June 2020**

Thank you for your courtesy reminder about preparing and processing the financial reports for the Police Federation of Australia Victoria Branch ("the Branch"), as required by the *Fair Work (Registered Organisations) Act 2009* ("the Act").

In accordance with the Police Federation of Australia, Victoria Branch Rules, as President I am authorised to act on behalf of the Branch.

Pursuant to section 271 of the Act, we hereby 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 2020.

In support of the application, I state the following:

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, not does it have custody of any real property or monies.
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, i.e. The Police Association ("the Association") referred to in Rules 6A, 6B 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.
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, has operated a bank account, has leased and/or owned property and office machinery, has made donations exceeding \$1,000, 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 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 Fair Work Commission.
10. The Association as the Associated Body is the representative industrial organisation for a majority of Victoria Police members (total full financial members at 19 August 2020 is 17,532).
11. The Association is a registered company under the Corporations Act and is subject to the scrutiny of the Australian Securities and Investments Commission ("ASIC"), with an annual requirement to provide a fully audited general purpose financial report for the preceding 12-month period (last reported period 1 July 2019 to 30 June 2020).
12. This process involves a full audit of the Association's financial affairs carried out by a second-tier accounting firm, Nexia Australia, who are appointed as auditors of the Association at each annual general meeting held in September.
13. The audit carried out by Nexia Australia is presented to the Directors meeting in August of each year and is then published on the Association's website (www.tpav.org.au) which is freely available for all members to view.
14. The financial report will be presented to members at the annual general meeting of the Association held on Monday 28 September 2020.
15. The Association is required to lodge the 2019/2020 financial report with ASIC in accordance with the Corporations Act 2001.
16. The only financial concern of the Branch relates to the payment of capitation fees by the Branch to the Federal Fund pursuant to Rule 7 of the Police Federation Rules. This fee is paid by the Associated Body in accordance with Rule 7(e) of the Rules.

Enclosed is the signed statement of loans, grants and donations for the Branch which shows a Nil return.

We respectfully request that you consider the aforementioned matters and provide an exemption from the requirements.

If you have any queries regarding this matter, please contact Ms Michelle Kafer, Corporate Services Manager, on 03 9468 2600.

Yours sincerely



JOHN LAIRD
President