



**Australian Government**  
**Registered Organisations Commission**

7 October 2020

Brien Trippas  
Vice President  
Restaurant & Catering Industrial  
Sent via email: [info@restaurantcater.asn.au](mailto:info@restaurantcater.asn.au)  
Cc: [victor@rca.asn.au](mailto:victor@rca.asn.au)

Dear Brien Trippas,

**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) (FR2020/156)**

I refer to the application lodged pursuant to section 271(1) of the Act by the Restaurant & Catering Industrial (the reporting unit) for the financial year ended 30 June 2020. The application was lodged with the Registered Organisations Commission on 25 September 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](mailto:regorgs@roc.gov.au).

Yours sincerely

A handwritten signature in blue ink, appearing to read 'C Enright', 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

## **Restaurant & Catering Industrial**

FR2020/156

MR ENRIGHT

MELBOURNE, 7 OCTOBER 2020

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

[1] On 25 September 2020 an application was made under s.271(1) of the *Fair Work (Registered Organisations) Act 2009* by the Restaurant & Catering Industrial 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

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25 September 2020

Commissioner  
Registered Organisations Commission  
GPO Box 2983  
MELBOURNE NSW 3001

By email: [regorgs@roc.gov.au](mailto:regorgs@roc.gov.au)

Dear Commissioner,

**APPLICATION FOR EXEMPTION UNDER SECTION 271 OF THE *FAIR WORK (REGISTERED ORGANISATIONS) ACT 2009***

Restaurant & Catering Industrial (“**R&CI**”) wishes to make an application for exemption pursuant to s.271(1) of the *Fair Work (Registered Organisations) Act 2009* (the “**Act**”) for the financial year ended 30 June 2020 (“**FYE 2020**”).

In making this application, R&CI confirm the following:

- (a) R&CI does not maintain a bank account;
- (b) R&CI does not hold money in cash;
- (c) R&CI did not receive revenue or expend any money during FYE 2020;
- (d) R&CI did not hold an interest in any real or personal property for FYE 2020;

- (e) R&CI does not act as trustee in any form;
- (f) R&CI does not have any funds under Rule 7 (Subscription and Levies) under the Registered Rules of R&CI;
- (g) The members of R&CI pay levies under the rules of the organisation to Restaurant & Catering Industry Association of Australia Inc. (ABN 73 080 269 905) trading as Restaurant & Catering Australia;
- (h) R&CI has elected to allow Restaurant & Catering Industry Association of Australia Inc. (ABN 73 080 269 905) trading as Restaurant & Catering Australia to retain the total of subscription fees collected by R&CI. As such, the Restaurant & Catering Industry Association of Australia Inc. (ABN 73 080 269 905) trading as Restaurant & Catering Australia retains the total fees received for R&CI and relies on Restaurant & Catering Industry Association of Australia Inc. (ABN 73 080 269 905) trading as Restaurant & Catering Australia to complete administrative and/or secretarial duties;
- (i) R&CI has not secured any funds to discharge its obligations;
- (j) R&CI received a Certificate of Exception under s.271 of the Act for the previous financial year; and
- (k) Restaurant & Catering Industry Association of Australia Inc. (ABN 73 080 269 905) trading as Restaurant & Catering Australia has effective control over the funds of the R&CI with respect to the management of funds.

Further, the Restaurant & Catering Industry Association of Australia Inc. (ABN 73 080 269 905) does not have financial reporting obligations under other legislation, such as the *Corporations Act 2001* or a State Association Act. The members of Restaurant & Catering Industrial have also been provided with, or have access to, a copy of the 2020 Financial Report of the organisation.

Having regard to the above, we accordingly request that an application be granted pursuant to s.271 of the Act, and we look forward to confirmation of the same.

Should you have any questions regarding the above, please do not hesitate to contact the writer.

Yours sincerely,

A handwritten signature in black ink that reads "Brien Trippas". The signature is written in a cursive style with a prominent initial 'B'.

**Brien Trippas**

**Vice President, Restaurant & Catering Industrial**