



FAIR WORK  
AUSTRALIA

1 December 2009

Mr Barry Tubner  
Branch Secretary  
Textile, Clothing & Footwear Union of Australia, New South Wales/South Australia/Tasmania Branch  
28 Anglo Rd  
Campsie NSW 2194  
Email: [tcfuansw@tcfua.org.au](mailto:tcfuansw@tcfua.org.au)

cc: Ms Louisa Brutto  
Administration Manager  
Textile, Clothing & Footwear Union of Australia, New South Wales/South Australia/Tasmania Branch  
28 Anglo Rd  
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cc: Mr Timothy Ho  
Partner  
D W Sutherland & Partners  
11 Conder St  
Burwood NSW 2134  
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Dear Mr Tubner

**Re Financial Report of the Textile, Clothing and Footwear Union of Australia, New South Wales/South Australia/Tasmania Branch for the year ended 31 December 2008 (FR2008/640)**

I acknowledge receipt of the financial report of the New South Wales/South Australia/Tasmania Branch of the Textile, Clothing and Footwear Union of Australia for the year ended 31 December 2008. The documents were lodged with Fair Work Australia on 25 November 2009 and requested further information received 27 November 2009.

The financial report has now been filed.

I have attached an addendum for your consideration in which I make comments to assist you when you next prepare a financial report. If you wish to discuss any matters further, I can be contacted on 03 86617929 or via email [eve.anderson@fwa.gov.au](mailto:eve.anderson@fwa.gov.au). A copy of this letter and addendum will also be forwarded to your auditor.

Yours sincerely

Eve Anderson  
Tribunal Services and Organisations  
Fair Work Australia  
Tel: 03 86617929

Email: [eve.anderson@fwa.gov.au](mailto:eve.anderson@fwa.gov.au)

**Addendum to the Financial Report of the Textile, Clothing & Footwear Union of Australia, New South Wales/South Australia/Tasmania Branch, for year ended 31 December 2008: FR2008/640**

The following comments are made to assist you when you next prepare a financial report. References to the RO Act are to the *Fair Work (Registered Organisations) Act 2009* and references to the RO Regulations are to the *Fair Work (Registered Organisations) Regulations 2009*.

## **1 Concise Report**

### **1.1 Financial statements provided in concise report differ from those provided in full report**

[Regulation 161\(1\)\(a\)](#) of the RO Regulations states that the income statement and balance sheets included in the concise report should be ‘presented as in the full report except for the omission of cross-references to notes’. In the Concise Report, in addition to removal of cross references, other disclosures were removed from the financial statements. In future years please ensure that the financial statements are as presented in the full report except for the omission of cross-references to notes.

### **1.2 Discussion of performance**

[Regulation 161\(1\)\(c\)](#) requires that the concise report contain ‘discussion and analysis of the principal factors affecting the financial performance, financial position and financial and investing activities of the reporting unit to assist the understanding of members’. I note that the Operating Report contains a brief review of operations, but this is not sufficient to meet the requirements of Regulation 161(1)(c). In future concise reports, please include a separate discussion and analysis of the principal factors affecting the financial performance, financial position and financial and investing activities of the reporting unit. AASB 1039 provides guidance at paragraph 5.3.3 regarding matters to be addressed in this discussion and analysis.

### **1.3 Statements required by section 265(3) and regulation 161**

[Section 265\(3\)\(e\)](#) of the RO Act requires that a concise report contain ‘a statement that the report is a concise report and that a copy of the full report and auditor’s report will be sent to the member free of charge if the member asks for them’. [Regulation 161\(1\)\(e\)](#) requires in addition ‘a statement that the concise financial report has been derived from the full report and cannot be expected to provide as full an understanding of the financial performance, financial position and financial and investing activities of the reporting unit as the full report’.

In future years please ensure that concise reports contain a statement that the report is a concise report. Also, although the other required statements are contained in the second Committee of Management’s Statement, they should be displayed prominently on the first page of the Concise Report (paragraph 7 of AASB 1039).

## **2 Required statements: Statement of changes in equity**

Australian Accounting Standard AASB 101 at paragraph 8 requires a General Purpose Financial Statement (GPFR) to include a statement of changes in equity. Although the balance sheet discloses the total equity of the Branch, a separate statement of changes in equity is required. In future years please ensure a statement of changes in equity is included in the financial statements.

### 3 Extraneous documents

The statement signed by Mr Barry Tubner (dated 25 March 2009, declaring that the register of members has been kept etc.) was a requirement of superseded legislation. It is not necessary to lodge this with future financial reports.

### 4 Recognition of membership contributions

Note 1(a) discloses that membership contributions are accounted for on a cash basis. Although [subsection 252\(4\)](#) of the RO Act enables organisations to keep their membership records on a cash basis, the general purpose financial report (GPFR) must be prepared on an accruals basis (excepting cash flow information). This is because [subsection 253\(1\)](#) requires a GPFR to be prepared in accordance with the Australian Accounting Standards (AASs) and AASB 101 at paragraph 25 requires a GPFR to be prepared on an accrual basis of accounting. In future financial reports please ensure that membership contributions are accounted for on an accruals basis.

### 5 Auditor's Qualifications

[Regulation 4](#) of the *Fair Work (Registered Organisations) Regulations 2009* defines an approved auditor as a person who is a member of CPA Australia, The Institute of Chartered Accountants in Australia or the National Institute of Accountants, and holds a current Public Practice Certificate. In all likelihood the auditor is such a person however it is our preference that this is made explicit in future auditor's report.

### 6 Operating Report:

#### 6.1 Review of Principle Activities

[Subsection 254\(2\)\(a\)](#) of the RO Act requires an operating report to contain a review of the principal activities of the reporting unit, the results of those activities and any significant changes in the nature of those activities. I note that the Operating Report provides a review of the principal activities and explains that there were no significant changes, but does not explain the results of these activities. Please note that subsection 254(2)(a) does not require a *financial* result, but instead a *description* of the results from representing the interests of members.

#### 6.2 Significant changes in financial affairs

[Subsection 254\(2\)\(b\)](#) of the RO Act requires an operating report to give details of any significant changes in the reporting unit's financial affairs during the year. It should be noted that this is in addition to the requirement to state whether there were any significant changes to the principal activities of the branch. I note that the Operating Report contains a comparison of the financial results for 2007 and 2008. From this it could be deduced that there were no significant changes in the financial affairs. However, if this is the case, it should be explicitly stated. In future years, please ensure that the Operating Report gives details of any significant changes in the branch's financial affairs, or if there were no significant changes state this explicitly.

#### 6.3 Superannuation trustees

[Subsection 254\(2\)\(d\)](#) of the RO Act requires details of any *officer or member* of the reporting unit who is a trustee, or a director of a company that is a trustee, of a superannuation entity or an exempt public sector superannuation scheme. If no officer or member is a trustee of a superannuation entity, state this explicitly.

## **7 Notes to the financial statements**

### **7.1 Note 2: relevant legislation**

Note 2 to the financial statements refers to Schedule 1B of the *Workplace Relations Act 1996*. This should have referred to Schedule 1 of the *Workplace Relations Act 1996*. Future financial statements should refer to the *Fair Work (Registered Organisations) Act 2009* when referring to any acts on or after 1 July 2009.

### **7.2 Key management personnel**

AASB 124 at paragraph 16 requires the disclosure of key management compensation. I note that the income statement discloses \$708,719 paid as salaries and allowances to officers. AASB 24 at paragraph 9 requires the inclusion of non-monetary benefits in compensation, and at paragraph 16 the separate disclosure of specified categories of benefits. In future financial reports, in addition to the expense item of salaries and allowances paid to office holders, please ensure that key management compensation is disclosed in the notes in accordance with the provisions of AASB 124.

## **8 Required Disclosures: Expenses incurred as consideration for employers making payroll deductions**

[Reporting Guideline](#) 11(a) requires the separate disclosure of expenses incurred as consideration for employers making payroll deductions of membership subscriptions. I note that the income statement contains “commissions” as an item of expense. If this item (or any other item) includes expenses incurred as consideration for employers making payroll deductions please disclose and identify this expense separately.

## **9 Cash Flow Statement**

[Reporting Guideline](#) 15 states that “where another reporting unit of the organisation is the source of cash flow, such cash flow should be separately disclosed in the notes to the financial statements and show the name of the other reporting unit concerned”. In future years please ensure that any cash flows between reporting units are disclosed either in the cash flow statement or the notes to the cash flow statement.

## **10 Timescale requirements**

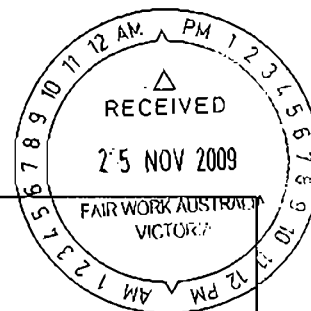
The documents were presented to a Committee of Management meeting on 20 April 2009 but were not lodged with FWA until 25 November 2009. The documents should be lodged with FWA within 14 days of the meeting - see [section 268](#) of the RO Act.

## **11 Non-compliance with previous requests**

While we filed last year’s financial report, we raised certain issues for the reporting unit to address in the preparation of future financial reports. I notice that the same errors have appeared in the current report, namely an explicit explanation that the auditor is an approved auditor is not included, the results of the principal activities is not included in the Operating Report, whether any officers or members are superannuation trustees has been omitted from the Operating Report and the incorrect reference to Schedule 1B remains in the notes to the financial statements.

FWA aims to assist reporting units in complying with their obligations under the RO Act and Reporting Guidelines, by providing advice about errors identified in financial reports. Please note the points raised in this correspondence for future years. In the event that these matters are not addressed, FWA may not, in all likelihood, file future report until the errors have been rectified.

FR2008/1640



**TEXTILE, CLOTHING & FOOTWEAR UNION  
OF AUSTRALIA NEW SOUTH WALES/  
SOUTH AUSTRALIA/TASMANIA BRANCH**

**FINANCIAL STATEMENTS**

**FOR YEAR ENDED 31 DECEMBER 2008**

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# THE TEXTILE CLOTHING & FOOTWEAR UNION OF AUSTRALIA NEW SOUTH WALES/SOUTH AUSTRALIA/TASMANIA BRANCH

## OPERATING REPORT

The Committee of Management presents its operating report of the TEXTILE, CLOTHING & FOOTWEAR UNION OF AUSTRALIA NEW SOUTH WALES/SOUTH AUSTRALIA/TASMANIA BRANCH for the financial year ended 31 December, 2008.

## Principal Activities

The principal activities of the organisation during the financial year were:

- (i) The provision of services to members.
- (ii) The representation of members before the Australian Industrial Relations Commission on award matters and disputes.
- (iii) The provision of education in relation to workplace safety and industry training.

There were no significant changes in the nature of the organisation's principal activities during the year.

## Operating Result

The performance and result of operation for the year was as follows

	31 December, 2008	31 December, 2007
	\$	\$
<u>Revenue</u>		
Principal Activities		
Membership Contribution	1,020,206	1,105,584
Investing Activities	138,917	146,529
Other income & Grants	320,349	138,084
Surplus (Deficit) for year	(366,736)	(286,713)

## Review of Operation

The year's operation was resulted in a deficit of \$366,736 and it is likely that the operating deficit will continue in the ensuing year.

## Right of Members To Resign

Members retain the right to resign from the TEXTILE, CLOTHING & FOOTWEAR UNION OF AUSTRALIA NEW SOUTH WALES/SOUTH AUSTRALIA/TASMANIA BRANCH in accordance to Rule 12 of the Branch Rules.

## Number of Members

The number of members of the Branch at the end of the financial year was 3527.

## Number of Employees

The number of employees of the Branch at the end of the financial year were:

Officials – 8

Administration Clerks - 2

# THE TEXTILE CLOTHING & FOOTWEAR UNION OF AUSTRALIA NEW SOUTH WALES/SOUTH AUSTRALIA/TASMANIA BRANCH

## Committee Members

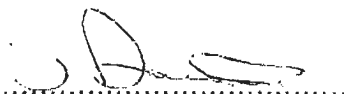
The names of each person who are members of the Branch, at any time, during the financial year are as following:

NAME	POSITION	PERIOD
Stephen Robinson	President	Full Year
Clive Wolff	Vice President	"
Barry James Tubner	Secretary	"
Stephen Davies	Assist. Secretary	"
Mark Edwards	(Trustee (Branch Organiser	"
Eric Lam	Trustee	"
Susana Martinez	Member	"
Peter Basto	Member	"
John Owen	Member	"
Peter Lane	(Member (National Councillor	"
Peter Martin	Member	"
Jimmy Wong	Member	"
Dylan Mausolf - S A	Member	"
Bruce Williamson - S A	Member	"
James Coventry	Member	"
Hanisha McNabb	Member	"
Leon Kouflidis - S A	Member	1/1/08 - 2/6/08
Mark Lehmann - S A	Member	2/6/08 - 31/12/08

Signed in accordance with a resolution of the Committee of Management:



Barry Tubner



Stephen Davies

Dated: 25/3/2009

**TEXTILE, CLOTHING & FOOTWEAR UNION OF AUSTRALIA NEW SOUTH/  
SOUTH AUSTRALIA/TASMANIA BRANCH**  
**BALANCE SHEET**  
**AS AT 31 DECEMBER 2008**

	NOTE	2008 \$	2007 \$
<b>CURRENT ASSETS</b>			
Cash			
St George Bank General A/C		94,782	76,274
St George Visa card A/C		4,923	7,148
Cash on hand		1,500	1,500
Investments			
Shares & Deposits- NSW		1,634	1,634
- SA/TAS		10,715	10,715
Term deposits and investments		1,721,541	2,175,461
Hasting Deering Ltd - 5 Prefer		6	6
Trade Union Medical Co-op share		2,000	2,000
Sundry debtors -		129,000	42,949
<b>TOTAL CURRENT ASSETS</b>		<b>1,966,101</b>	<b>2,317,687</b>
<b>NON CURRENT ASSETS</b>			
Property plant and equipment	3		
Freehold property - NSW carrying value		1,450,000	1,450,000
- SA/TAS valuation		480,000	480,000
Plant, furniture and equipment at WDV - NSW		113,799	119,470
Motor vehicles at WDV - NSW		138,419	150,417
<b>TOTAL NON CURRENT ASSETS</b>		<b>2,182,218</b>	<b>2,199,887</b>
<b>TOTAL ASSETS</b>		<b>4,148,319</b>	<b>4,517,574</b>
<b>CURRENT LIABILITIES</b>			
Unsecured liabilities			
Sundry creditors- National Council		41,957	25,199
Sundry creditors - others NSW		61,919	43,933
- SA/TAS	4	-	35,549
Tax Payables		47,383	18,372
Employee Deduction Clearing		496	1,800
Provisions -	5		
Annual Leave - NSW		115,738	151,266
- SA/TAS		61,920	61,920
Long Service Leave - NSW		184,729	178,622
- SA/TAS		43,103	43,103
<b>TOTAL CURRENT LIABILITIES</b>		<b>557,245</b>	<b>559,764</b>

The accompanying notes form part of these financial statements.



**TEXTILE, CLOTHING & FOOTWEAR UNION OF AUSTRALIA NEW SOUTH/  
SOUTH AUSTRALIA/TASMANIA BRANCH**  
**BALANCE SHEET**  
**AS AT 31 DECEMBER 2008**

		2008 \$	2007 \$
	Note		
NET ASSETS		<u>3,591,074</u>	<u>3,957,810</u>
EQUITY			
Retained Surplus		2,321,616	2,688,352
Asset Revaluation reserve	12	<u>1,269,458</u>	<u>1,269,458</u>
TOTAL EQUITY		<u>3,591,074</u>	<u>3,957,810</u>

The accompanying notes form part of these financial statements.

**TEXTILE, CLOTHING & FOOTWEAR UNION OF AUSTRALIA NEW SOUTH  
WALES/ SOUTH AUSTRALIA/TASMANIA BRANCH**  
**INCOME STATEMENT**

**FOR YEAR ENDED 31 DECEMBER 2008**

	Note	2008 \$	2007 \$
<b>Income</b>			
Membership contribution		1,020,206	1,105,584
Interest earned		138,917	146,529
Other income		42,883	11,481
Grants		237,477	84,710
Rent - SA		39,989	41,893
		-----	-----
<b>Total income</b>		<b>1,479,472</b>	<b>1,390,197</b>
		-----	-----
<b>Expenses</b>			
Affiliation fees - ALP		22,677	18,921
Audit fees & other services	6	21,100	22,560
Bank fees and charges		3,039	3,127
Capitation fee - TCFU Nat Council		192,528	128,559
Computer software & supplies		18,153	40,757
Commissions		24,582	26,330
Depreciation		18,792	19,046
Donations	7	7,300	21,950
Fringe benefits tax		23,799	14,578
Honorarium		2,626	1,099
Industrial Disputation & Support		1,259	25,542
Insurances		27,179	18,400
Legal fees & professional fees		81,298	85,267
Motor Vehicle Depreciation		28,798	35,989
Motor Vehicle Expenses		55,935	43,828
Mortality Fund - Contribution		3,550	8,342
Office Requisites & Staff amenities		6,490	14,884
Official Meeting Luncheons & Dinners		25,902	20,250
Payroll Tax		24,207	21,146
Printing, postage, staty. & courier		31,105	29,189
Provision - Employee entitlements		6,107	-
Rental property expenses - SA		8,834	7,452
Repairs, maintenance & rates		22,451	18,629
Salaries & Allowances - Officers		708,719	585,956
- Admin.Clerks		86,670	85,113
Subscriptions & References		1,428	1,449
Superannuation & assoc. costs -Officers		160,243	124,121
-Admin.clerks		14,325	11,538
Membership benefit card		20,213	26,393

The accompanying notes form part of these financial statements.

**TEXTILE, CLOTHING & FOOTWEAR UNION OF AUSTRALIA NEW SOUTH  
WALES/SOUTH AUSTRALIA/TASMANIA BRANCH  
INCOME STATEMENT**

**FOR YEAR ENDED 31 DECEMBER 2008**

	Note	2008 \$	2007 \$
Expenses (continued)			
Sustentation Fee - Lab. Council		26,945	12,927
Sundry Expenses	8	4,912	22,331
Telephone & electricity		41,958	48,442
Travelling & Allowances		108,136	107,878
		-----	-----
Total Expenses		1,831,260	1,651,993
		-----	-----
Operating Surplus (Deficit)		(351,788)	(261,796)
Loss on disposal of motor vehicle		(14,948)	(24,917)
		-----	-----
Surplus (Deficit) for year		(366,736)	(286,713)
		-----	-----
General Fund Balance at Beginning of year		2,688,352	2,975,065
		-----	-----
General Fund Balance at end of year		2,321,616	2,688,352
		=====	=====

The accompanying notes form part of these financial statements.

**THE TEXTILE, CLOTHING & FOOTWEAR UNION OF AUSTRALIA**  
**NEW SOUTH WALES/SOUTH AUSTRALIA/TASMANIA BRANCH**  
**Statement of Cash Flows**  
**For the year ended 31 December, 2008**

	NOTE	2008 \$	2007 \$
<b>Cash Flows From Operating Activities</b>			
Members contribution and other income		1,254,504	1,436,715
Payment to suppliers and employees		(1,786,189)	(1,870,052)
Interest received		138,917	130,006
		-----	-----
Net cash provided by (used in) operating activities	10	(392,768)	(303,331)
		-----	-----
<b>Cash Flows From Investing Activities</b>			
Redemption of investments		453,920	282,300
Payments for Property, Plant and Equipment		(70,779)	(24,917)
Proceeds from sale of property		25,910	-
		-----	-----
Net cash provided by (used in) investing activities:		409,051	257,383
		-----	-----
Net increase (decrease) in cash held		16,283	(45,948)
Cash at the beginning of the year		84,922	130,870
		-----	-----
Cash at the end of the year	9	101,205	84,922
		-----	-----

The accompanying notes form part of these financial statements.

**THE TEXTILE, CLOTHING & FOOTWEAR UNION OF AUSTRALIA  
NEW SOUTH WALES/SOUTH AUSTRALIA/TASMANIA BRANCH**

**NOTES TO AND FORMING PART OF THE ACCOUNTS  
FOR THE YEAR ENDED 31 DECEMBER 2008**

**1. STATEMENT OF ACCOUNTING POLICIES**

The Accounts have been prepared in accordance with Applicable Accounting Standards, other mandatory professional reporting requirements and the Australian Workplace Relations Act, 1996. The accounts have also been prepared on the basis of historical costs and do not take into account changing money values or except where stated current valuations of non current assets. The accounting policies have been consistently applied, unless otherwise stated.

The following is a summary of the significant accounting policies adopted by the Branch in the preparation of the accounts.

- (a) Membership contributions are accounted for on cash basis, otherwise the concept of accruals accounting has been adopted in the preparation of the Accounts.
- (b) No provision for Income Tax is necessary as the Branch is exempt from Income Tax under Section 23 f of the Income Tax Assessment Act.
- (c) Property, Plant & Equipment  
Each class of property, plant and equipment is at cost carried less, where applicable, any accumulated depreciation and any impairment in value. The assets' residual values and useful lives are reviewed and adjusted, if appropriate, at each balance date.
- (d) Employee Benefits  
Provision is made for the company's liability for employee benefits arising from services rendered by employees to balance date. Employee benefits that are expected to be settled within one year have been measured at the amounts expected to be paid when the liability is settled, plus related on-costs. Employee benefits payable later than one year have been measured at amounts expected to be paid when the liability is settled, plus related cost. This results in an amount not materially different to that achieved by discounting future cash flows.

## 2. INFORMATING 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 provisions of Sub-Sections [1], [2] and [3] of Section 272 of Schedule 1B which read 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 manner 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).

2008	2007
\$	\$

- 3. Freehold land and building is shown at their carrying value.

### Freehold Property

New South Wales

Book carrying value	1,450,000	1,450,000
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South Australia

Carrying value from pre-amalgamation (Independent Professional Appraisal)	480,000	480,000
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### Plant & Equipment

Plant & Equipment (@ cost)	461,831	465,559
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Accumulated depreciation	(209,613)	(195,672)
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2,182,218	2,199,887
=====	=====

## (a) Movement in Carrying Amount

	Property	Plant & <u>Equipment</u>	Motor <u>Vehicles</u>
	\$	\$	\$
Balance at beginning of year	1,930,000	119,470	150,417
Additions	-	13,121	57,658
Depreciation	-	(18,793)	(28,798)
Disposals	-	-	(40,858)
	-----	-----	-----
Carrying amount at the end of year	1,930,000	113,799	138,419
	-----	-----	-----

## (b) Impairment Losses

The Union has determined there is no significant impairment to the carrying value of assets stated in the financial accounts and no adjustment is required.

## 4. OTHER CREDITORS

	2008	2007
		\$
Amalgamation expenses provision	-	35,549

## 5. PROVISIONS

Employee Benefits

	<u>2008</u>	<u>2007</u>
Officers	397,992	430,922
Employees	7,498	3,989

Note: A claim of redundancy of \$100,812 by the former secretary of SA/TAS Branch was not provided for in the accounts. This amount is currently under dispute by the organisation executives.

	2008	2007
	\$	\$
6. AUDIT FEES		
Audit Fees	17,800	18,900
Accounting & Other Services	3,300	3,660
7. DONATION		
Australian Labour Party – NSW Branch	-	17,000
Australian Labour Party – SA Branch	-	2,000
Australian Labour Party – TAS Branch	-	1,000
Asian Women at Work	5,000	-
Other donations are under \$1,000 each		
8. SUNDRY EXPENSES		
Miscellaneous	22	150
Training	-	18,693
Floral Tribut	535	807
Caps, T Shirts & Vests	1,949	130
Advertising	-	2,551
Farewell Gifts	2,406	-
	-----	-----
	4,912	22,331
	=====	=====



**THE TEXTILE, CLOTHING & FOOTWEAR UNION OF AUSTRALIA**  
**NEW SOUTH WALES/SOUTH AUSTRALIA/TASMANIA BRANCH**  
**For the year ended 31 December, 2008**

	2008	2007
	\$	\$

**Note 9. Reconciliation of Cash**

Cash at the end of the year as shown in the statement of cash flows is reconciled to the related items in the balance sheet as follows:

Cash on Hand	1,500	1,500
Cash at Bank - St George Bank General Account	94,782	76,274
Cash at Bank - St George Bank Visa Card Account	4,923	7,148
	-----	-----
	101,205	84,922
	-----	-----

**Note 10. Reconciliation of Cash Flow from Operations with Operating Profit**

Operating profit/(deficit)	(366,736)	(261,796)
<b>Non-cash flows in profit from ordinary activities</b>		
Depreciation	47,590	55,035
Net (gain)/loss on disposal of property, plant and equipment	14,948	24,917
<b>Changes in assets and liabilities</b>		
(Increase)/decrease in trade debtors	(86,051)	(18,918)
(Increase)/decrease in other assets	-	(27,912)
Increase/(decrease) in payables	26,902	(2,723)
Increase/(decrease) in provisions	(29,421)	(71,934)
	-----	-----
Net cash provided by (used in) operating activities	(392,768)	(303,331)
	-----	-----

The accompanying notes form part of these financial statements.

## 11. FINANCIAL INSTRUMENTS

### Interest Rate Risk Exposure

Exposure to interest rate risk is limited to assets and liabilities bearing variable interest rates. The majority of financial assets are term deposits with fixed interest rate and fund investments. The term deposits are held to maturity.

	Weighted average interest rate	Weighted average amount \$	1 yr or less \$	non-interest bearing \$	Total \$
<b>2008</b>					
<b>Financial Assets</b>					
Cash & Cash Equivalent	3.12%	126,315	-	-	126,315
Fixed Term Deposit	7.31%	-	1,300,000	-	1,300,000
Investment Fund *	5.55%	822,764	-	-	822,764
Receivables	-	-	-	129,000	129,000
<hr/>					
<b>Financial Liabilities</b>					
Payables	-	-	-	151,755	151,755
<hr/>					

All cash investments are realisable within one year.

\* The investment fund was fully redeemed in October 2008

### 2007

#### Financial Assets

Cash & Cash Equivalents	5.04%	57,046	-	-	57,046
Fixed Term Deposit	5.81%		1,300,000	-	1,300,000
Investment Fund	5.59%	818,415	-	-	818,415
Receivables	-	-	-	42,929	42,929
<hr/>					

#### Financial Liabilities

Payables	-	-		124,853	124,853
<hr/>					

## 12. ASSET REVALUATION RESERVE

	2008 \$	2007 \$
Opening Balance	1,269,458	664,458
Revaluation of freehold land & buildings by Independent valuer	-	605,000
	<hr/>	<hr/>
	1,269,458	1,269,458
	<hr/>	<hr/>

**TEXTILE, CLOTHING & FOOTWEAR UNION OF AUSTRALIA**  
**NEW SOUTH WALES/SOUTH AUSTRALIA/TASMANIA BRANCH**

**Committee Of Management's Statement**

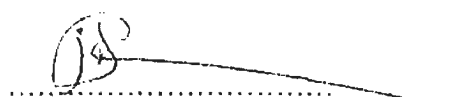
On the 24/3/2009 Committee of Management of Textile, Clothing & Footwear Union of Australia, New South Wales/South Australia/ Tasmania Branch passed the following resolution in relation to the general purpose financial report (GPFR) of the Branch for the year ended 31 December, 2008.

The Committee of Management declares in relation to the GPFR that in its opinion:

- a) The financial statement and notes comply with the Australian Accounting Standards;
- b) The financial statement and notes comply with the reporting guidelines of the Industrial Registrar;
- c) The financial statement and notes give a true and fair view of the financial performance, financial position and cash flows of the Branch for the financial year ended 31 December, 2008.
- d) There are reasonable grounds to believe that the Branch will be able to pay its debts as and when they become due and payable; and
- e) During the year ended 31 December 2008 and since the end of the year:
  - (i) Meetings of the Committee of Management were held in accordance with the rules of the Branch; and
  - (ii) The financial affairs of the Branch have been managed in accordance with the rules of the Union and the rules of the Branch; and
  - (iii) The financial records of the Branch have been kept and maintained in accordance with Schedule 1 to the Workplace Relations Act 1996 and the Workplace Relations (Registration and Accountability of Organisations) Regulations 2003; and
  - (iv) The issue of consistency of financial record of different Branches within the Union is being considered with a view to keeping, as far as practicable, the financial records in a consistent manner to each of the other reporting units to ensure compliance with the Australian Accounting Standards in subsequent years; and
  - (v) No information has been sought in any request of a member of the Branch or a Registrar under section 272 of Schedule 1 to the Workplace Relations Act 1996; and
  - (vi) No orders for inspection of financial records have been made by the Industrial Registry under section 273 of Schedule 1 to the Workplace Relations Act 1996.
- f) There was no recovery of wages activity for the year ended 31 December 2008.

  
 .....  
 Stephen Davies

Date: 24/3/2009

  
 .....  
 Barry Tubner

Date: 24/3/2009

TEXTILE, CLOTHING & FOOTWEAR UNION OF AUSTRALIA  
NEW SOUTH WALES/SOUTH AUSTRALIA/TASMANIA BRANCH

I, Barry Tubner, being the Secretary of the Textile, Clothing & Footwear Union of Australia, New South Wales/South Australia/Tasmania Branch, declares that the register of members has, during the immediately preceding calendar year, been kept and maintained as required by s230(1)(a) and (2) of the Work Place Relationships Act 1996.

  
A handwritten signature in dark ink, consisting of a stylized 'B' followed by a horizontal line.

Barry Tubner  
Secretary

Dated: 25/3/2009

**TEXTILE CLOTHING & FOOTWEAR UNION OF AUSTRALIA NEW SOUTH  
WALES/SOUTH AUSTRALIA/TASMANIA BRANCH**

**INDEPENDENT AUDIT REPORT.**

To the members of the Textile Clothing & Footwear Union of Australia, New South Wales/South Australia/Tasmania Branch.

**Scope**

*The Financial Report is the responsibility of the Committee of Management and Secretary of the Union.*

The financial report comprises the Balance Sheet, Income Statement, statement of cash flows, accompanying notes to the financial statements and the Committee of Management's statement for the Textile Clothing & Footwear Union of Australia, New South Wales/South Australia/Tasmania/Branch for the year ended 31 December 2008.

The Committee of Management and the Secretary of the Branch are responsible for the preparation and true and fair presentation of the financial report in accordance with the Workplace Relations Act 1996. This includes responsibility for the maintenance of adequate accounting records and internal controls that are designed to prevent and detect fraud and error, and for the accounting policies and accounting estimates inherent in the financial report.

**Audit Approach**

We have conducted an independent audit of the financial report in order to express an opinion on it to the members of the Branch. Our audit has been conducted in accordance with Australian Auditing Standards in order to provide reasonable assurance whether the financial report is free of material misstatement. The nature of an audit is influenced by factors such as the use of professional judgment, selective testing, the inherent limitations of internal controls, and the availability of persuasive rather than conclusive evidence. Therefore, an audit cannot guarantee that all material misstatement have been detected.

We performed procedures to assess whether in all material respects the financial report presents fairly, in accordance with the Workplace Relations Act 1996, including compliance with Accounting Standards and other mandatory professional reporting requirements in Australia a view which is consistent with our understanding of the Branch's financial position and its performance as represented by the results of its operations and cash flows.

We formed our audit opinion on the basis of these procedures, which included:

- examining, on a test basis, information to provide evidence supporting the amounts and disclosures in the financial report, and
- assessing the appropriateness of the accounting policies and disclosures used and the reasonableness of significant accounting estimates made by the Committee of Management and the Secretary of the Branch.

While we considered the effectiveness of management's internal controls over financial reporting when determining the nature and extent of our procedures, our audit was not designed to provide assurance on internal controls.

### Independence

In conducting our audit, we followed applicable independence requirements of Australian professional ethical pronouncements and the Workplace Relations Act 1996.

### Audit Opinion

We state that the financial report has been audited and in our opinion the financial report complies with the relevant Australian Accounting Standards.

We report that we have inspected and audited the accounting records of the Textile Clothing & Footwear Union of Australia New South Wales/South Australia/Tasmania Branch in relation to the financial year ending 31 December 2008 and report that in our opinion satisfactory accounting records were kept by the Branch in relation to the period, including:

- (i) records of the sources and nature of the income of the Branch (including income from members);
- (ii) records of the nature and purposes of the expenditure of the Branch;
- (iii) all information, being information which was reasonably wanted for the purpose of this audit, which was required and sought by us or by any person authorised by us for the purpose of the audit, was provided;
- (iv) in relation to recovery of wages activity;  
no activity of recovery occurred in the financial year.

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:

- (i) the financial affairs of the Branch as at the end of the financial year, and
- (ii) the income and expenditure, and any surplus or deficit of the Branch for the year.

We also understand that to the extent that there was any deficiency, failure or shortcoming in relation to the matters referred to above, we must report particulars and that those particulars, if any, which form part of this report, are attached

*D W Sutherland & Partners*  
D W SUTHERLAND & PARTNERS

*Timothy Ho*

TIMOTHY HO, CPA

Partner.

Registered Company Auditor No. 629

Dated: 26 March 2009

**TEXTILE, CLOTHING & FOOTWEAR UNION  
OF AUSTRALIA NEW SOUTH WALES/  
SOUTH AUSTRALIA/TASMANIA BRANCH**

**CONCISE REPORT**

**FOR YEAR ENDED 31 DECEMBER 2008**

\*\*\*\*\*

# THE TEXTILE CLOTHING & FOOTWEAR UNION OF AUSTRALIA NEW SOUTH WALES/SOUTH AUSTRALIA/TASMANIA BRANCH

## OPERATING REPORT

The Committee of Management presents its operating report of the TEXTILE, CLOTHING & FOOTWEAR UNION OF AUSTRALIA NEW SOUTH WALES/SOUTH AUSTRALIA/TASMANIA BRANCH for the financial year ended 31 December, 2008.

### Principal Activities

The principal activities of the organisation during the financial year were:

- (i) The provision of services to members.
- (ii) The representation of members before the Australian Industrial Relations Commission on award matters and disputes.
- (iii) The provision of education in relation to workplace safety and industry training.

There were no significant changes in the nature of the organisation's principal activities during the year.

### Operating Result

The performance and result of operation for the year was as follows

	31 December, 2008	31 December, 2007
	\$	\$
<u>Revenue</u>		
Principal Activities		
Membership Contribution	1,020,206	1,105,584
Investing Activities	138,917	146,529
Other income & Grants	320,349	138,084
Surplus (Deficit) for year	(366,736)	(286,713)

### Review of Operation

The year's operation was resulted in a deficit of \$366,736 and it is likely that the operating deficit will continue in the ensuing year.

### Right of Members To Resign

Members retain the right to resign from the TEXTILE, CLOTHING & FOOTWEAR UNION OF AUSTRALIA NEW SOUTH WALES/SOUTH AUSTRALIA/TASMANIA BRANCH in accordance to Rule 12 of the Branch Rules.

### Number of Members

The number of members of the Branch at the end of the financial year was 3527.

### Number of Employees

The number of employees of the Branch at the end of the financial year were:

Officials - 8

Administration Clerks - 2



# THE TEXTILE CLOTHING & FOOTWEAR UNION OF AUSTRALIA NEW SOUTH WALES/SOUTH AUSTRALIA/TASMANIA BRANCH

## Committee Members

The names of each person who are members of the Branch, at any time, during the financial year are as following:

NAME	POSITION	PERIOD
Stephen Robinson	President	Full Year
Clive Wolff	Vice President	"
Barry James Tubner	Secretary	"
Stephen Davies	Assist. Secretary	"
Mark Edwards	(Trustee	"
	(Branch Organiser	
Eric Lann	Trustee	"
Susana Martinez	Member	"
Peter Basto	Member	"
John Owen	Member	"
Peter Lane	(Member	"
	(National Councillor	
Peter Martin	Member	"
Jimmy Wong	Member	"
Dylan Mausolf - S A	Member	"
Bruce Williamson - S A	Member	"
James Coventry	Member	"
Hanisha McNabb	Member	"
Leon Kouflidis - S A	Member	1/1/08 - 2/6/08
Mark Lehmann - S A	Member	7/7/08 - 31/12/08

Signed in accordance with a resolution of the Committee of Management:



Barry Tubner



Stephen Davies

Dated: 27/06/08

TEXTILE, CLOTHING & FOOTWEAR UNION OF AUSTRALIA NEW SOUTH  
WALES/ SOUTH AUSTRALIA/TASMANIA BRANCH  
BALANCE SHEET

FOR YEAR ENDED 31 DECEMBER 2008

	2008	2007
	\$	\$
<b>ACCUMULATED FUNDS</b>		
General Fund	2,321,616	2,688,352
Asset Revaluation Reserve	1,269,458	1,269,458
	<u>3,591,074</u>	<u>3,957,810</u>
Represented by net assets as follows:-		
<b>CURRENT ASSETS</b>		
Cash on hand	1,500	1,500
Cash at Bank	99,705	83,422
Investments		
Shares & Deposits	14,355	14,355
Term Deposits & Investments	1,721,541	2,175,461
Fees	129,000	42,949
<b>TOTAL CURRENT ASSETS</b>	<u>1,966,101</u>	<u>2,317,687</u>
<b>NON CURRENT ASSETS</b>		
Real Property – (at valuation)	1,930,000	1,930,000
Motor Vehicles - WDV	138,419	150,417
Office equipment, furniture & fixtures - WDV	113,799	119,470
<b>TOTAL NON CURRENT ASSETS</b>	<u>2,182,218</u>	<u>2,199,887</u>
<b>TOTAL ASSETS</b>	<u>4,148,319</u>	<u>4,517,574</u>
<b>CURRENT LIABILITIES &amp; PROVISIONS</b>		
Creditors & provisions	557,245	559,764
<b>TOTAL LIABILITIES</b>	<u>557,245</u>	<u>559,764</u>
<b>NET ASSETS</b>	<u>3,591,074</u>	<u>3,957,810</u>

The accompanying notes form part of these financial statements.

FOR YEAR ENDED 31 DECEMBER 2008

	2008 \$	2007 \$
<b>INCOME</b>		
Membership Contributions	1,020,206	1,105,584
Other Income	459,266	284,613
	<u>1,479,472</u>	<u>1,390,197</u>
<b>TOTAL INCOME</b>	<b>1,479,472</b>	<b>1,390,197</b>
<b>EXPENDITURE</b>		
Administration Expenses	551,933	546,909
Commission on payroll deduction	5,305	8,172
Donations & Grants	7,300	21,950
Legal Fees	81,298	85,267
Professional Fees & Services	21,100	22,560
Salaries & Allowances – Officers	708,719	585,956
- Staff	86,670	85,113
Employee entitlements & Superannuation	180,675	135,659
Sustentation & Capitation Fees	188,260	160,407
	<u>1,831,260</u>	<u>1,651,993</u>
<b>TOTAL EXPENDITURE</b>	<b>1,831,260</b>	<b>1,651,993</b>
<b>NET OPERATING SURPLUS/(DEFICIT)</b>	<b>(351,788)</b>	<b>(261,796)</b>
Loss on disposal of fixed asset	(14,948)	(24,917)
<b>NET SURPLUS/(DEFICIT)</b>	<b>(366,736)</b>	<b>(286,713)</b>
<b>General Fund Balance at beginning of year</b>	<b>2,688,352</b>	<b>2,975,065</b>
<b>GENERAL FUND BALANCE AT END OF YEAR</b>	<b>2,321,616</b>	<b>2,688,352</b>

The accompanying notes form part of these financial statements

**THE TEXTILE, CLOTHING & FOOTWEAR UNION OF AUSTRALIA**  
**NEW SOUTH WALES/SOUTH AUSTRALIA/TASMANIA BRANCH**  
**Statement of Cash Flows**  
**For the year ended 31 December, 2008**

	2008 \$	2007 \$
<b>Cash Flows From Operating Activities</b>		
Members contribution and other income	1,254,504	1,436,715
Payment to suppliers and employees	(1,786,189)	(1,870,052)
Interest received	138,917	130,006
	-----	-----
Net cash provided by (used in) operating activities	(392,768)	(303,331)
	-----	-----
<b>Cash Flows From Investing Activities</b>		
Redemption of investments	453,920	282,300
Payments for Property, Plant and Equipment	(70,779)	(24,917)
Proceeds from sale of property	25,910	-
	-----	-----
Net cash provided by (used in) investing activities:	409,051	257,383
	-----	-----
Net increase (decrease) in cash held	16,283	(45,948)
Cash at the beginning of the year	84,922	130,870
	-----	-----
Cash at the end of the year	101,205	84,922
	-----	-----

The accompanying notes form part of these financial statements.

**THE TEXTILE, CLOTHING & FOOTWEAR UNION OF AUSTRALIA  
NEW SOUTH WALES/SOUTH AUSTRALIA/TASMANIA BRANCH**

**NOTES TO AND FORMING PART OF THE ACCOUNTS  
FOR THE YEAR ENDED 31 DECEMBER 2008**

**1. STATEMENT OF ACCOUNTING POLICIES**

The Accounts have been prepared in accordance with Applicable Accounting Standards, other mandatory professional reporting requirements and the Australian Workplace Relations Act, 1996. The accounts have also been prepared on the basis of historical costs and do not take into account changing money values or except where stated current valuations of non current assets. The accounting policies have been consistently applied, unless otherwise stated.

The following is a summary of the significant accounting policies adopted by the Branch in the preparation of the accounts.

- (a) Membership contributions are accounted for on cash basis, otherwise the concept of accruals accounting has been adopted in the preparation of the Accounts.
- (b) No provision for Income Tax is necessary as the Branch is exempt from Income Tax under Section 23 f of the Income Tax Assessment Act.
- (c) Property, Plant & Equipment  
Each class of property, plant and equipment is at cost carried less, where applicable, any accumulated depreciation and any impairment in value. The assets' residual values and useful lives are reviewed and adjusted, if appropriate, at each balance date.
- (d) Employee Benefits  
Provision is made for the company's liability for employee benefits arising from services rendered by employees to balance date. Employee benefits that are expected to be settled within one year have been measured at the amounts expected to be paid when the liability is settled, plus related on-costs. Employee benefits payable later than one year have been measured at amounts expected to be paid when the liability is settled, plus related cost. This results in an amount not materially different to that achieved by discounting future cash flows.

## 2. INFORMATING 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 provisions of Sub-Sections [1], [2] and [3] of Section 272 of Schedule 1B which read 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 manner 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).


**TEXTILE, CLOTHING & FOOTWEAR UNION OF AUSTRALIA**  
**NEW SOUTH WALES/SOUTH AUSTRALIA/TASMANIA BRANCH**

**Committee Of Management's Statement**

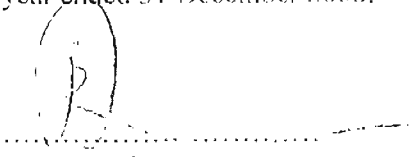
On the 24 / 12 / 2008, Committee of Management of Textile, Clothing & Footwear Union of Australia, New South Wales/South Australia/ Tasmania Branch passed the following resolution in relation to the general purpose financial report (GPR) of the Branch for the year ended 31 December, 2008.

The Committee of Management declares in relation to the GPR that in its opinion:

- a) The financial statement and notes comply with the Australian Accounting Standards;
- b) The financial statement and notes comply with the reporting guidelines of the Industrial Registrar;
- c) The financial statement and notes give a true and fair view of the financial performance, financial position and cash flows of the Branch for the financial year ended 31 December, 2008.
- d) There are reasonable grounds to believe that the Branch will be able to pay its debts as and when they become due and payable; and
- e) During the year ended 31 December 2008 and since the end of the year:
  - (i) Meetings of the Committee of Management were held in accordance with the rules of the Branch; and
  - (ii) The financial affairs of the Branch have been managed in accordance with the rules of the Union and the rules of the Branch; and
  - (iii) The financial records of the Branch have been kept and maintained in accordance with Schedule 1 to the Workplace Relations Act 1996 and the Workplace Relations )Registration and Accountability of Organisations) Regulations 2003; and
  - (iv) The issue of consistency of financial record of different Branches within the Union is being considered with a view to keeping, as far as practicable, the financial records in a consistent manner to each of the other reporting units to ensure compliance with the Australian Accounting Standards in subsequent years; and
  - (v) No information has been sought in any request of a member of the Branch or a Registrar under section 272 of Schedule 1 to the Workplace Relations Act 1996; and
  - (vi) No orders for inspection of financial records have been made by the Industrial Registry under section 273 of Schedule 1 to the Workplace Relations Act 1996.
- f) There was no recovery of wages activity for the year ended 31 December 2008.

  
.....  
Stephen Davies

Date: 21 December 2008

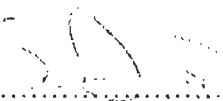
  
.....  
Barry Tubner

Date: 20 December 2008


**TEXTILE, CLOTHING & FOOTWEAR UNION OF AUSTRALIA NEW  
SOUTH WALES/SOUTH AUSTRALIA/TASMANIA BRANCH**

**Committee of Management's Statement**

1. The Committee of Management stated that the concise financial report has been derived from the full report and cannot be expected to provide as full and understanding of the financial performance, financial position and financial investing activities of the Textile, Clothing & Footwear Union of Australia New South Wales/South Australia/Tasmania Branch as the full report, and
2. A copy of the full report and Auditor's Report will be sent to the member free of charge on request.

  
.....  
Stephen Davies

Date: *24 March 2009*  
.....

  
.....  
Barry Tubner

Date: *24 March 2009*  
.....



THE TEXTILE CLOTHING & FOOTWEAR UNION OF AUSTRALIA  
NEW SOUTH WALES/SOUTH AUSTRALIA/TASMANIA BRANCH

INDEPENDENT AUDIT REPORT

To the members of the Textile Clothing & Footwear Union of Australia New South Wales/South Australia/Tasmania Branch.

Scope

We have audited the concise financial report of the Textile Clothing & Footwear Union of Australia New South Wales/South Australia/Tasmania Branch for the financial year ended 31 December 2008 comprising the Branch Committee of Management's Statement, Income Statement, Balance Sheet, Cash Flow Statement and notes to the financial statements. The Branch Committee of Management and the Branch Secretary are responsible for the financial report. We have conducted an independent audit of this financial report in order to express an opinion on it to the members.

Our audit has been conducted in accordance with Australian Auditing Standards to provide reasonable assurance whether the concise financial report is free of material misstatement. We have also performed an independent audit of the full financial report of the Textile, Clothing & Footwear Union of Australia New South Wales/South Australia/Tasmania Branch. Our audit report on the full financial report was signed on 26 March, 2009, and was not subject to any qualification.

Our audit of the concise financial report included testing that the accounts and information in the concise financial report is consistent with the full financial report, and examination, on a test basis, of evidence supporting the amounts and disclosures. These procedures have been undertaken to form an opinion whether, in all material respects, the concise financial report is presented fairly in accordance with Accounting Standards and the Workplace Relations Act 1996.

Audit Opinion

In our opinion, the concise financial report of the Textile, Clothing and Footwear Union of Australia New South Wales/South Australia/Tasmania Branch complies with Accounting Standards and the Workplace Relations Act 1996.

D W SUTHERLAND & PARTNERS



.....  
TIMOTHY HO

Partner

Registered Company Auditor

Dated: 26 March 2009





FAIR WORK  
AUSTRALIA

26 November 2009

Mr Barry Tubner  
Branch Secretary  
Textile, Clothing & Footwear Union of Australia, New South Wales/South Australia/Tasmania Branch  
28 Anglo Rd  
Campsie NSW 2194  
Email: [tcfuansw@tcfua.org.au](mailto:tcfuansw@tcfua.org.au)

cc: Mr Timothy Ho  
Partner  
D W Sutherland & Partners  
11 Conder St  
Burwood NSW 2134  
Email: [dwsp@swiftdsl.com.au](mailto:dwsp@swiftdsl.com.au)

Dear Mr Tubner

**Re Financial Report of the Textile, Clothing and Footwear Union of Australia, New South Wales/South Australia/Tasmania Branch for the year ended 31 December 2008 (FR2008/640)**

I acknowledge receipt of the financial report of the New South Wales/South Australia/Tasmania Branch of the Textile, Clothing and Footwear Union of Australia for the year ended 31 December 2008. The documents were lodged with Fair Work Australia on 25 November 2009.

The financial report has not been filed

I have examined the financial report. Following that examination I have identified a number of matters, the details of which are set out below, that need to be attended to before the report can be filed.

**1) Designated Officer's Certificate omitted**

[Subsection 268\(c\)](#) of the *Fair Work (Registered Organisations) Act 2009* (the RO Act) requires that a certificate be lodged with the financial report. The certificate is required to state that the documents lodged are copies of the documents provided to members and presented to a meeting. The certificate must be signed by a designated officer of the Branch. It is our preference that the certificate also state the date on which the documents were provided to members and the date on which the documents were presented to a meeting.

It appears that a designated officer's certificate has not been lodged with the full and concise financial reports. Please re-lodge the financial reports with the required certificate. I have attached a sample certificate for your convenience.

**2) Resolution regarding concise report**

[Subsection 265\(1\)](#) (the RO Act) requires a reporting unit to provide either the full financial report or a concise report to members free of charge. However a concise report can only be provided if, under the rules of the reporting unit, the committee of management has resolved that a concise report is to be provided ([subsection 265\(2\)](#)). Please advise whether the Committee of Management of the Branch has so resolved.

### 3) Loans, Grants and Donations Statement

Note 7 to the financial statements discloses that \$5,000 was donated to "Asian Women at Work". As this donation exceeds \$1,000 the Branch is required to lodge with FWA a statement showing the relevant particulars in relation to the donation ([subsection 237\(1\)](#) of the RO Act). This should have been lodged within 90 days after the end of the financial year. It appears that the required loans, grants and donations statement has not been lodged with FWA.

I therefore request the immediate lodgement of the statement. I have attached a sample loans, grants and donations statement for your convenience.

Please note that the statement must be signed by an officer of the Association ([subsection 237\(2\)](#) of the RO Act). The relevant particulars regarding the donation to be disclosed in the statement are (see [subsection 237\(6\)](#)):

- The amount of the donation;
- The purpose for which the donation was made;
- The name and address of the person to whom the donation was made.

### Summary

Accordingly, in order to secure compliance with your obligations under the RO Act, the Branch is required to:

- Re-lodge the financial statements with a Designated Officer's Certificate;
- Advise FWA whether, under the rules of the Union, the Branch Committee of Management resolved to provide a concise report to members; and
- Immediately lodge with FWA a Loans Grants and Donations Statement.

Should you wish to discuss the matters raised in this letter, or if you require further information on the financial reporting requirements of the Act, I may be contacted on 03 86617929 or by email at [eve.anderson@fwa.gov.au](mailto:eve.anderson@fwa.gov.au). I have also provided your auditor with a copy of this letter.

Yours sincerely



Eve Anderson  
Tribunal Services and Organisations  
Fair Work Australia  
Tel: 03 86617929

Email: [eve.anderson@fwa.gov.au](mailto:eve.anderson@fwa.gov.au)



27<sup>th</sup> November 2009

I Barry Tubner, Secretary of the Textile Clothing and Footwear Union  
NSW/SA/TAS Branch certify:

- that the committee of management resolved to provide the concise report  
on the 24<sup>th</sup> March 2009 as per sub section 265(2).

Signature

Date

27/11/2009



27<sup>th</sup> November 2009

I Barry Tubner, Secretary of the Textile Clothing and Footwear Union  
NSW/SA/TAS Branch certify:

- that the committee of management resolved to provide the concise report  
on the 24<sup>th</sup> March 2009 as per sub section 265(2).

Signature

Date

27/11/2009



FAIR WORK  
AUSTRALIA

27 November 2009

Mr Barry Tubner  
Branch Secretary  
Textile, Clothing & Footwear Union of Australia, New South Wales/South Australia/Tasmania Branch  
28 Anglo Rd  
Campsie NSW 2194  
Email: [tcfuansw@tcfua.org.au](mailto:tcfuansw@tcfua.org.au)

cc: Mr Timothy Ho  
Partner  
D W Sutherland & Partners  
11 Conder St  
Burwood NSW 2134  
Email: [dwsp@swiftdsl.com.au](mailto:dwsp@swiftdsl.com.au)

Dear Mr Tubner

**Financial reporting: *Fair Work (Registered Organisations) Act 2009*  
Section 237: statement of loans, grants and donations exceeding \$1000  
Financial year ended 31 December 2008: FR2008/640**

Receipt is acknowledged of the statement of loans, grants and donations exceeding \$1000 made by the New South Wales/South Australia/Tasmania Branch of the Textile, Clothing & Footwear Union of Australia during the financial year ended 31 December 2008. The statement was lodged with Fair Work Australia on 27 November 2009.

The contents of the statement have been noted and the statement has been placed on a file which is not available for public viewing.

Please note for future years that a statement notifying the particulars of loans, grants or donations in excess of \$1000.00 is required to be lodged with Fair Work Australia within 90 days after the end of the financial year ([subsection 237\(1\) of the \*Fair Work \(Registered Organisations\) Act 2009\*](#)).

If you have any queries I can be contacted on 03 8661 7929.

Yours sincerely

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