



FAIR WORK
AUSTRALIA

5 May 2011

Mr Ray Wyatt
Branch Secretary
Transport Workers' Union of Australia
South Australia/Northern Territory Branch
PO Box 137
WELLAND SA 5007

Dear Mr Wyatt

**Financial report for year ended 31 December 2010 – FR2010/2866
Fair Work (Registered Organisations) Act 2009 – (RO Act)**

I acknowledge receipt of the financial report for year ended 31 December 2010 for the South Australia/Northern Territory Branch of the Transport Workers' Union of Australia. The document was lodged with Fair Work Australia on 18 April 2011.

The financial report has been filed.

Thank you for implementing the changes requested in our letter to Mr Gallacher dated 19 July 2010 to this year's financial report. There are some other minor matters which I ask you to note when you prepare the future financial reports for your reporting unit.

1. Designated officer's certificate certifying to future events

The certificate signed on 4 April 2011 certified that the full report was to be provided to members on 29 April 2011.

Please ensure the designated officer's certificate only certifies events that have already occurred. I understand that the committee of management meeting was held on 23 March 2011 and the certificate was executed on 4 April 2011 to facilitate the lodgement of the full report to FWA within 14 days of the committee of management meeting. However, please in future try to co-ordinate the events so that the certificate is certifying events that have occurred.

2. General Purpose Financial Report (GPFR) - Statement of changes in equity

The lodged GPFR did not contain a Statement of Changes in Equity. The requirement to include a Statement of Changes in Equity in the GPFR is found in subsection 253(2)(a)(iv) of the RO Act. This subsection states that the financial statements of the GPFR consists of, inter alia, "*any other statements required by the Australian Accounting Standards*" and AASB101(10) requires the Statement of Changes in Equity to form part of the complete set of financial statements.

3. Operating Report - Significant changes in financial affairs

Subsection 254(2)(b) of the RO Act requires the reporting unit to give details of any *significant changes in their financial affairs* during the year, this is a separate requirement to s.254(2)(a) which requires the reporting unit to *review their principle activities* by giving details of any significant changes to the nature of those activities.

The lodged operating report provided information under s254(2)(a) but not s254(2)(b), please ensure the operating report in future address whether there are any significant changes in the financial affairs, and if so, provide the necessary details.

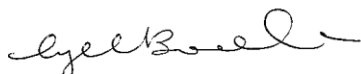
4. Related party disclosures - Separate disclosure of employee benefits to office holders and employee benefits to employees other than office holders

If the office holders of the reporting unit are not paid any employee benefits, it is advisable that the notes to the financial statements provide some notation under the sub-heading of 'related party disclosure' that key management compensation is not paid to any office holders. It would then be apparent that the '*employee expenses net of reimbursements*', '*provision for long service leave*' and '*provision for annual leave*' all relate to employees who are non-office holders.

However, if the office holders are paid employee benefits, a separation of employee benefits to office holders and employee benefits to employees other than office holders must appear in the statement of financial performance, the statement of financial position for the provision for long service leave and annual leave. Additionally, a related party disclosure must appear in the notes to the financial statements.

If you have any queries regarding this letter please do not hesitate to contact me on (03) 8661 7989 (Tuesdays – Fridays) or by email at cynthia.lobooth@fwa.gov.au

Yours sincerely



Cynthia Lo-Booth
Tribunal Services and Organisations

Transport Workers Union of Australia SA/NT Branch

FR2010/2866

4 April 2011

Tribunal Services and Organisations
Fair Work Australia
ATTN: Robert Pfeiffer
11 Exhibition St
Melbourne VIC 3000



VIA EMAIL: orgs@fwa.gov.au

Dear Sir

Re: Fair Work (Registered Organisations) Act 2010

In accordance with our obligations of the Act, please find the attached documentation in respect to the various sections of the Act.

- General Purpose Financial Report
- Committee of Management Statement
- Auditor's Report
- Operating Report
- Designated Officer's Certificate

Yours sincerely

RAY WYATT
Branch Secretary

**TRANSPORT WORKERS' UNION OF AUSTRALIA
SOUTH AUSTRALIAN/NORTHERN TERRITORY BRANCH
INCLUDING GAS SUB-BRANCH**

**STATEMENT OF FINANCIAL PERFORMANCE
FOR THE YEAR ENDED 31ST DECEMBER 2010**

	2009	2010
	\$	\$
INCOME		
Membership Fees	1,552,387.94	1,728,191.16
Distribution - G.S. JB Were Trust	106,475.45	196,912.87
Interest Received	24,466.20	43,068.43
Other Income	69,714.99	57,016.83
Rent Received	4,050.00	38,806.36
	<u>1,757,094.58</u>	<u>2,063,995.65</u>
LESS EXPENDITURE		
Advertising & Marketing	61,423.62	55,885.91
Affiliated Associations	21,270.85	23,649.98
Audit & Accounting Fees	11,235.00	12,079.75
Away from Home Expenses	11,653.64	23,796.42
Bank Charges	14,486.22	13,259.59
Benefits Paid to Dec. Members	9,000.00	5,000.00
Computer Expenses	6,927.96	12,067.49
Consulting Fees	14,000.00	22,945.00
Contributions to Fed Council	154,924.38	139,729.91
Debt collecting Services & Costs	3,682.87	160.23
Delegates Telephone & Other Expenses	32,661.82	24,473.70
Depreciation	32,345.24	31,981.20
Donations	18,842.85	57,973.36
Employee Expenses net of reimbursements	684,680.85	722,447.63
Federal Trainer Fund	2,178.50	2,210.00
Federal Council Expenses	5,503.61	17,131.09
Insurance	25,739.69	14,928.49
Internet Costs	4,228.94	4,419.79
Legal Fees	0.00	65,700.92
Light & Power	5,804.81	6,331.26
Maintenance of Buildings, Equipment & Gardens	1,626.37	819.64
Meeting Expenses	17,395.13	13,238.57
Motor Vehicle Expenses	73,001.15	66,150.64

**TRANSPORT WORKERS' UNION OF AUSTRALIA
SOUTH AUSTRALIAN/NORTHERN TERRITORY BRANCH
INCLUDING GAS SUB-BRANCH**

**STATEMENT OF FINANCIAL PERFORMANCE
FOR THE YEAR ENDED 31ST DECEMBER 2010**

	2009		2010	
	\$	\$	\$	\$
N.T. Unit Costs	0		5184.74	
Payroll Tax	52,713.03		60,367.39	
Postages	23,363.83		24,057.76	
Printing & Stationery	21,436.93		26,736.89	
Rates, Taxes & Strata Levies	12,693.31		15,538.25	
Security Patrols	2,584.27		2,082.30	
Subscriptions & Registrations	5,057.19		5,376.19	
Sundry Expenses	11,019.88		12,002.29	
Telephone	34,758.53		37,904.73	
Training Courses & Seminars	14,065.90		41,785.62	
Travelling & Accommodation	<u>100,937.87</u>		<u>99,656.88</u>	
		<u>1,491,244.24</u>		<u>1,667,073.61</u>
OPERATING SURPLUS FOR THE YEAR		\$ 265,850.34		\$ 396,922.04
 LESS OTHER EXPENSES				
Provision to increase costs of				
Investments to Market Value		<u>453,592.74</u>		<u>-227,349.56</u>
SURPLUS FOR THE YEAR		<u><u>\$ 719,443.08</u></u>		<u><u>\$ 169,572.48</u></u>

**TRANSPORT WORKERS' UNION OF AUSTRALIA
SOUTH AUSTRALIAN/NORTHERN TERRITORY BRANCH**

**STATEMENT OF FINANCIAL POSITION
AS AT 31ST DECEMBER 2010**

			2009		2010
	Note	\$	\$	\$	\$
ACCUMULATED FUNDS					
Balance 1st January 2010			4,693,491.93		5,412,935.01
Surplus for the Year			719,443.08		169,572.48
BALANCE 31st DECEMBER 2010			<u>5,412,935.01</u>		<u>5,582,507.49</u>
Represented by:					
CURRENT ASSETS					
Sundry Debtors and Prepayments			51,916.54		31,300.16
Cash on Hand			900.00		900.00
Cash at Bank	3		454,746.33		399,878.39
			<u>507,562.87</u>		<u>432,078.55</u>
INVESTMENTS					
Investments in Public Entities	4		3,162,587.00		2,890,881.00
Bank Interest Bearing Deposits			715,065.63		1,018,843.84
			<u>3,877,652.63</u>		<u>3,909,724.84</u>
FIXED ASSETS					
Office Furniture & Machines (at cost)		136,192.30		141,132.64	
Less Accumulated Depcn.		<u>112,573.30</u>	23,619.00	<u>115,666.64</u>	25,466.00
Motor Vehicles (at cost)		214,246.15		183,001.67	
Less Accumulated Depcn.		<u>67,038.15</u>	147,208.00	<u>31,048.67</u>	151,953.00
Buildings (at cost)	5	753,986.93		813,599.00	
Less Accumulated Depcn.		<u>87,493.93</u>	666,493.00	<u>107,075.00</u>	706,524.00
Land & Buildings (at Valuation)	5	658,453.00		658,453.00	
Less Accumulated Depcn.			<u>658,453.00</u>		658,453.00
			1,495,773.00		1,542,396.00
			<u>5,880,988.50</u>		<u>5,884,199.39</u>
TOTAL ASSETS					
LESS CURRENT LIABILITIES					
Grants Carried Forward			13,795.76		-
Accrued Expenses			269,267.17		238,020.45
Provision for Long Service Leave			77,061.63		26,393.58
Provision for Annual Leave			107,928.93		37,277.87
			<u>468,053.49</u>		<u>301,691.90</u>
NET ASSETS			<u>5,412,935.01</u>		<u>5,582,507.49</u>

TRANSPORT WORKERS' UNION OF AUSTRALIA
SOUTH AUSTRALIAN/NORTHERN TERRITORY BRANCH

STATEMENT OF CASH FLOWS
FOR THE YEAR ENDED 31ST DECEMBER 2010

	2009	2010
	\$	\$
Cash flows from Operating Activities		
Receipts from members and clients	1,622,102.93	1,785,207.99
Payments to suppliers	(1,232,648.25)	(1,663,217.26)
Interest and Distributions Received	130,941.65	239,981.30
Rent received	4,050.00	38,806.36
<i>Net cash provided/(used) by Operating Activities</i>	<u>524,446.33</u>	<u>400,778.39</u>
Net Increase/(Decrease) in Cash Held	(95,322.33)	(123,667.94)
Cash at the beginning of the reporting period	<u>619,768.66</u>	<u>524,446.33</u>
Cash at the end of the reporting period	<u>524,446.33</u>	<u>400,778.39</u>

**TRANSPORT WORKERS' UNION OF AUSTRALIA
SOUTH AUSTRALIAN/NORTHERN TERRITORY BRANCH**

**NOTES TO AND FORMING PART OF THE FINANCIAL STATEMENTS
FOR THE YEAR ENDED 31ST DECEMBER 2010**

NOTE 1: ACCOUNTING METHODS

In accordance with generally accepted accounting principals for organisations, membership contributions are accounted for on a cash receipts basis. Otherwise, the accounts are prepared under the historical cost convention and in accordance with the Accounting Standards jointly issued by the Australian Professional Accounting Bodies. In particular -

- (a) The accounts have not been adjusted to record either changes in the general purchasing power of the dollar or in the prices of specific assets.
- (b) Depreciation of fixed assets is calculated on the reducing balance basis in order to write the assets off over their useful lives. Additions are depreciated from the date of purchase at the rates applicable to the asset.
- (c) Provisions for employee benefits in the form of Long Service Leave and Accrued Annual Leave have been made for the estimated accrued entitlements of all employees on the basis of their terms of employment.
- (d) No provision for income tax is necessary as "Trade Unions" are exempt from income tax under Section 23(f) of the Income Tax Assessment Act. Fringe Benefits Tax has been paid by the Union in accordance with the provisions of the Fringe Benefits Tax Assessment Act.

NOTE 2a: INFORMATION TO BE PROVIDED TO MEMBERS

In accordance with Section 272 of the Fair Work (Registered Organisation) Act 2009 the attention of members is required to be drawn to subsections 272(1), (2) and (3) 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).

**TRANSPORT WORKERS' UNION OF AUSTRALIA
SOUTH AUSTRALIAN/NORTHERN TERRITORY BRANCH**

**NOTES TO AND FORMING PART OF THE FINANCIAL STATEMENTS
FOR THE YEAR ENDED 31ST DECEMBER 2010**

NOTE 2b: In accordance with Section 265 (1) of the Fair Work (Registered Organisation) Act 2009 the Branch Committee of Management resolved to provide a report to Members of the Auditor's Report, General Purpose Financial Report and Operating Report by publishing a full report in the Union Journal.

NOTE 3:	CASH AT BANK	2009	2010
		\$	\$
	Cash Maximiser Account	0.00	26,447.41
	S.A. Workplace Partnerships	29,795.76	0.00
	Contingencies Fund - Gas Sub Branch	93,574.26	80,588.30
	General Fund Working Account	203,092.01	256,050.44
	Salary Sacrifice Clearing Account	32,044.94	1,268.79
	GSJB Were Cash Account	96,239.36	35,523.45
		<u>454,746.33</u>	<u>399,878.39</u>

NOTE 4:	INVESTMENTS IN PUBLIC ENTITIES		
	Investment at Cost	3,888,725.00	3,189,949.00
	Less Provision to reduce costs of		
	Investments to Market Value	726,138.00	299,068.00
		<u>3,162,587.00</u>	<u>2,890,881.00</u>

NOTE 5: LAND & BUILDINGS

The properties were acquired by the expenditure of Branch Funds and form part of the Branch Funds.

The properties are subject to the custodial control and management of the Branch.

The properties are registered in the name of the Transport Workers Union of Australia Federal Council.

8 March 2011

Committee of Management Statement

On 8 March 2011 the Branch Committee of Management of the Transport Workers Union of Australia SA/NT Branch passed the following resolution in relation to the General Purpose Financial Report of the reporting unit for the financial year ended 31 December 2010.

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

- (a) the financial statements and notes comply with the Australian Accounting Standards;
- (b) the financial statements and notes comply with the reporting guidelines of the Industrial Registrar;
- (c) the financial statements and notes give a true and fair view of the financial performance, financial position and cash flows of the reporting unit for the financial year to which they relate;
- (d) there are reasonable grounds to believe that the reporting unit will be able to pay its debts as and when they become due and payable;
- (e) during the financial year to which the GPFR relates and since the end of that year;
 - (i) meetings of the committee of management were held in accordance with the rules of the organisation including the rules of a branch concerned; and
 - (ii) the financial affairs of the reporting unit have been managed in accordance with the rules of the organisation including the rules of a branch concerned; and
 - (iii) the financial records of the reporting unit have been kept and maintained in accordance with the Fair Work (Registered Organisations) Act 2009 and the Fair Work (Registered Organisations) Regulations 2009; and
 - (iv) the organisation consists of six reporting units; and the financial records of the branch have been kept, as far as practical, in a consistent manner to each of the other reporting units.
 - (v) no information has been sought in any request of a member of the reporting unit or registrar under section 272 of the Fair Work (Registered Organisations) Act 2009;

(vi) no orders have been made by the Commission under section 273 of the Fair Work (Registered Organisations) Act 2009 during the period.

(vii) there was no recovery of wages activity during the financial year that this statement relates.

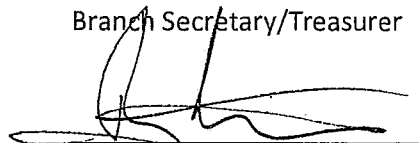
Committee of Management: Ray Wyatt

Ian Smith

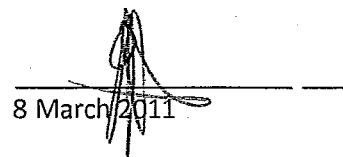
Title of Office held: Branch Secretary/Treasurer

Assistant Branch Secretary

Signature:



8 March 2011



8 March 2011

**INDEPENDENT AUDIT REPORT TO THE MEMBERS OF
THE TRANSPORT WORKERS' UNION OF AUSTRALIA
SOUTH AUSTRALIAN/NORTHERN TERRITORY BRANCH**

SCOPE

We have audited the Accounts being the Committee of Management Statement of Financial Position for the Year Ended 31st December 2010 and the Statement of Financial Performance as at 31st December 2010 and notes to and forming part of the Accounts of The Transport Workers Union of Australia, South Australian/Northern Territory Branch, for the year ended 31st December 2010.

The Committee of Management are responsible for the preparation and presentation of the accounts and the information they contain.

We have conducted an independent audit of these accounts in order to express an opinion on them to the Members of the Branch.

Our audit has been conducted in accordance with Australian Auditing Standards to provide reasonable assurance as to whether the accounts are free from material misstatements. Our procedures included examination on a test basis, of evidence supporting the amounts and other disclosures in the Accounts, and the evaluation of accounting policies and significant accounting estimates. These procedures have been undertaken to form an opinion as to whether, in all material respects the accounts are presented fairly in accordance with Australian Accounting Concepts and Standards and statutory requirements so as to present a view of the Branch which is consistent with our understanding of its financial position and the results of its operations.

In common with organisations of this type, it is not practical to establish adequate records or controls over cash receipts prior to their receipt and entry in the accounting records. Accordingly, our audit of cash receipts was limited to the amount recorded in the accounting records of the Union.

In our opinion, as far as it appears from our testing and examination, monies recorded as receipts have been properly brought to account by the Union.

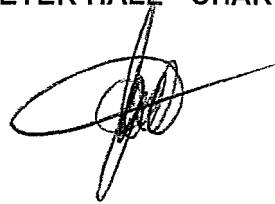
The audit opinion expressed in this report has been formed on the above basis.

AUDIT OPINION

In our opinion:-

- 1) There were kept by the Branch in respect of the year, satisfactory accounting records detailing the sources and nature of the income of the Branch (including Income from Members) and the nature and purposes of Expenditure.
- 2) The attached 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 Fair Work (registered Organisation) Act 2009.
- 3) We received from the Officers and Employees of the Branch, all the information and explanations which were required for the purposes of our audit.

PETER HALL - CHARTERED ACCOUNTANT

A handwritten signature in black ink, appearing to read 'Peter J Hall', written over a horizontal line.

**PETER J HALL
REGISTERED COMPANY AUDITOR**

ADELAIDE: 22nd March 2011

Operating Report

Transport Workers' Union of Australia SA/NT Branch

Operating Report for the year 2010 ended 31 December 2010

Principle Activities

The principal activities of the Association during the reporting period were to provide industrial and organising services to the members consistent with the objects of the Association and particularly the object of protecting and improving the interest of the members.

The Associations' principal activities resulted in maintaining and improving the wages and conditions of employment of the membership, particularly for those members in collective enterprise agreements negotiated by the Association.

There were no significant changes in the nature of the Association's principal activities during the reporting period.

Manner of resignation

Members may resign from the Association in accordance with rule 11, which reads as follows;

11. Resignation from membership

- (1) A Member may resign from Membership by notice in writing addressed and delivered to the Branch Secretary of the Branch in which the Member is enrolled.
- (2) A notice of resignation from Membership takes effect;
 - (a) if the Member has ceased to be Eligible:
 - (i) on the day on which the notice is received by the Union;
 - (ii) on the day specified in the notice;
 - (b) in any other case:
 - (i) at the end of 2 weeks after the notice is received by the Branch Secretary;
or
 - (ii) on the day specified in the notice;whichever is later.
- (3) Any Duties payable but not paid by a former Member, in relation to a period before the Member's resignation from the Union took effect, may be sued for and recovered in accordance with rule 81 as a debt due to the Union.
- (4) A notice delivered in accordance with sub-rule (1) is deemed to have been received by the Union when it was delivered.

- (5) A notice of resignation that has been received by the Union is not invalid only because it was not addressed and delivered in accordance with sub-rule (1).
- (6) A resignation from Membership is valid, even if it is not effected in accordance with this rule, if the Member is informed in writing by the Union that the resignation has been accepted.

Transport Workers' Union of Australia SA/NT Branch

Trustee or director of trustee company of superannuation entity or exempt public sector superannuation scheme

The following officers of the Association held preserved positions in the following entities.

Alexander McEachian Gallacher is a director of TWUSUPER.

Number of Members

The number of persons who, at the end of the reporting period, were recorded on the Registrar of Members of the Association was 6524.

Number of employees


The number of persons who were, at the end of the reporting period, employees of the Association was 13.

Members of the Committee of Management

The persons who held office as members of the committee of Management of the Association during the reporting period are;

- Douglas Frusher (President),
- Robert Simon (Vice-President)
- Alexander Gallacher (Secretary/Treasurer)
- Ann Wyatt (Branch Trustee)
- Ian Smith (Branch Trustee)
- Ian Gallacher (Committee Member)
- Michael Vogt (Committee Member)
- Ray Wyatt (Committee Member)
- Ian Carr (Committee Member)
- Dave Wattam (Committee Member)
- Neville Steed (Committee Member)
- Ian Gonsalves (Committee Member)
- Peter Brammy (Committee Member)
- Romana Hutchinson(Committee Member)

Signed:



Ray Wyatt
Branch Secretary
8 March 2011



4 April 2011

Certificate of Secretary or the Authorised Officer
Fair Work (Registered Organisations) Act 2009 s268

I Raymond John Wyatt being the Branch Secretary/Treasurer of the Transport Workers' Union of Australia SA/NT Branch certify:

- that the documents lodged herewith are copies of the full report referred to in s268 of the Fair Work (Registered Organisations) Act 2009; and
- that the full report will be provided to members in the next edition of the Branch journal on 29th April 2011; and
- that the full report was presented to a meeting of the Branch Committee of Management of the reporting unit on the 23rd March 2011; in accordance with s266 of the Fair Work (Registered Organisations) Act 2009.

Signature:

Ray Wyatt
BRANCH SECRETARY

4 April 2011