



Our Ref:PH:259V

Mr Peter Marshall
National Secretary
United Firefighters' Union of Australia
410 Brunswick Street
FITZROY VIC 3065

Dear Mr Marshall,

Re: United Firefighters' Union of Australia - Financial Reports— Workplace Relations Act 1996 - FR2003/571 & FR2004/403

I refer to your letters dated 8 and 22 October 2004 accompanied by the financial reports of the abovenamed organisation for the years ended 30 June 2003 & 2004. The reports were received in this office on 18 October and 4 November 2004.

The documents have been filed. However, the following matters are drawn to your attention about the statements for the year ended 30 June 2004.

Qualification

I note the auditor has included the following qualification in their report:

"The qualification of the financial report is based on the following limitation on the scope of the audit:-

We were unable to obtain written confirmation from a State Branch that the amount of \$238,213 included in Subscriptions and Levies in Arrears, will be paid to the National Office."

A similar qualification was made in the previous year. It seems to me that the "qualification" goes to an internal matter of a particular branch, in arrears, concerning periodical payments of monies including subscriptions payable to the federal body and that the "qualification" does not involve the adequacy of the disclosures.

I have also received your letter dated 12 January 2005 indicting that an agreement is being drafted between the New South Wales Branch and the National Office in order for the matter to be remedied in the near future.

Documents to be presented to a general meeting of members

The Secretary's Certificate states that the full report was presented to a meeting of the *Committee of Management* as distinct from such report being presented to a general meeting or meetings of members.

The standard obligation under subsection 266(1) of Schedule 1B of the Act requires a full report to be presented to a general meeting of members of the reporting unit within 6 months of the end of the financial year. The option to present the report directly to a Committee of Management meeting is <u>only</u> available where the rules of an organisation make provision that a general meeting of the reporting unit may be called to consider a financial report, upon demand of no more than 5% of the members of the reporting unit (see s266(3)).

It is not apparent that the rules of UFUA contain a provision envisaged by Schedule 1B to permit any variation from the standard requirement for the presentation of the financial reports. In these circumstances the organisation remains obliged to present the full report to a general meeting of members. For your information I have enclosed a sample rule (attachment A) that meets the requirements of \$266(3). Unless the UFUA rules contain such a provision there will be a continuing obligation to present the yearly financial reports, in this case, to a series of meetings that "constitute" a general meeting.

General Purpose Financial Report (GPFR) - Notes to Accounts

The accounts of UFUA must contain a notice indicating to members that prescribed information under Schedule 1B is available to them on request. Subsection 272(5) requires the GPFR to set out subsections 272(1), (2) and (3). Would you please ensure those subsections are copied into the GPFR in the next financial report. The following would be suitable:

NOTE #: INFORMATION 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 subsections (1), (2) and (3) of section 272 which reads 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).

If you wish to discuss the matters raised in this letter you may contact me on 86617990.

Yours sincerely,

Paul Herrod

Statutory Services Branch

10 February 2005

- GENERAL MEETING - FINANCIAL REPORTS

- (1) The National Secretary shall summon a meeting of the members of the Union upon receipt of a written request signed by no less than 5% of the membership of the Union calling for a General Meeting for the purpose of considering the auditors report, the general purpose financial report and the operating report.
- (2) A General meeting of the members of the Union called pursuant to this Rule may be conducted as a series of meetings held at different locations.
- (3) The National Secretary shall give 28 days notice to the members of the Union of any General Meeting called pursuant to this Rule.
- (4) The National Secretary shall give notice of any meeting to be conducted pursuant to this Rule by written notice sent or delivered to and posted on a conspicuous place at each members place of employment or by email communication to each member or by notice published on the Union website to all members who have immediate access to that website.
- (5) A meeting conducted pursuant to this rule is taken to have been completed at the time of the last of the meetings in any series of meetings.
- (6) All decisions at a meeting called in accordance with the Rule shall be taken by a show of hands except where a resolution is carried which determines to submit the question to a secret ballot.
- (7) Attendance at meetings conducted under this rule shall be recorded and such attendance records shall be used to ensure that each member records only one vote.

ABN 51 824 544 079

Email: ufua@bigpond.com.au

Your ref.:

Our ref.:



United Firefighters Union of Australia

8th October 2004

Mr P. Herrod Australian Industrial Registry Level 36 Nauru House 80 Collins Street Melbourne 3000

Dear Mr. Herrod,

Re: United Firefighters Union of Australia Financial Documents years ended 30th June 2003 and 30th June 2004 – Workplace Relations Act 1996 FR2003/571

Please find enclosed a copy of the United Firefighters Union of Australia Special Purpose Financial Accounts for the year ended 30th June 2004. 3

The accounts for the year ended 30th June 2004, will be forwarded to your office by the close of business this week.

If you have any queries relating to this matter, please do not hesitate to contact me on 0419 127004 or Terri Nolan on 9419 8811.

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Yours sincerely

Peter J. Marshall National Secretary 151 18 CON MOUNT OF CONTRACT O

CHARTERED ACCOUNTANTS

United Firefighters' Union of Australia

Special Purpose Financial Accounts

For the year ended 30 June, 2003



JOHN AGOSTINELLI CA HENRY V PERLEN CA MARIO VINACCIA CA

FINANCIAL STATEMENTS FOR THE YEAR ENDED 30 JUNE, 2003

CONTENTS

Page	
2	STATEMENT OF THE ACCOUNTING OFFICER
3	STATEMENT OF THE COMMITTEE OF MANAGEMENT
4 - 5	AUDITORS' REPORT TO MEMBERS
6 - 7	BALANCE SHEET
8	MEMBERS' FUNDS
9-10	STATEMENT OF INCOME AND EXPENDITURE
11	STATEMENT OF CASH FLOWS
12-16	NOTES TO THE FINANCIAL STATEMENTS

STATEMENT OF THE ACCOUNTING OFFICER

I, *Peter Marshall*, being the officer responsible for keeping the accounting records of the United Firefighters' Union of Australia certify that as at 30 June, 2003 the number of members of the organisation was 12642.

In my opinion:

- (i) the attached accounts show a true and fair view of the financial affairs of the organisation as at 30 June, 2003;
- (ii) a record has been kept of all moneys paid by or collected from members of the organisation and all moneys so paid or collected have been credited to the bank account to which those moneys are to be credited, in accordance with the rules of the organisation;
- (iii) before any expenditure was incurred, approval of the incurring of the expenditure was obtained in accordance with the rules of the organisation;
- (iv) with regard to funds of the organisation raised by compulsory levies or voluntary contributions from members, or funds other than the General Fund operated in accordance with the rules of the organisation, no payments were made out of any such fund for purposes other than those for which the fund was operated;
- (v) no loans or other financial benefits, other than remuneration in respect of their full-time employment with the organisation, were made to persons holding office in the organisation;
- (vi) the register of members of the organisation was maintained in accordance with the Workplace Relations Act 1996;
- (vii) the attached accounts have been prepared in accordance with Statements of Accounting Concepts and applicable Australian Accounting Standards.

Dated at

this

29th

day of October

2003.

PETER MARSHALL

STATEMENT OF THE COMMITTEE OF MANAGEMENT

We, Ron Hanna and Ian Leaves, being two members of the National Committee of Management of the United Firefighters' Union of Australia, do state on behalf of the Committee and in accordance with a resolution passed by the Committee that:

- (i) In the opinion of the Committee of Management, the attached accounts show a true and fair view of the financial affairs of the Union as at 30 June, 2003;
- (ii) In the opinion of the Committee of Management, the Union has reasonable grounds to believe that the association will be able to pay its debts as they fall due;
- (iii) In the opinion of the Committee of Management, meetings of the Committee were held during the year ended 30 June 2003, in accordance with the rules of the organisation;
- (iv) To the knowledge of any member of the Committee, there have been no instances where records of the organisation or other documents, (not being documents containing information made available to a member of the organisation under Sub-Section 274(2) of the Workplace Relations Act 1996) or copies of those records or other documents, or copies of the rules of the organisation, have not been furnished, or made available to members in accordance with the requirements of the Workplace Relations Act 1996 the Regulations thereto or the rules of the organisation;
- (v) The Union has complied with the Act in relation to the financial accounts in respect of the year ended 30 June 2002 and the auditors' report, thereon.

Signed on behalf of the Committee of Management

Dated at FITZROY this 29th day of October 2003.

RON HANNA

CHARTERED ACCOUNTANTS

AUDITORS' REPORT

TO THE MEMBERS OF THE

UNITED FIREFIGHTERS' UNION OF AUSTRALIA

Scope

We have audited the attached accounts, as set out on pages 2 to 3 and 6 to 16, of the United Firefighters' Union of Australia for the year ended 30 June, 2003. The Committee of Management is responsible for the preparation and presentation of the accounts and the information contained therein. We have conducted an independent audit of the financial report in order to express an opinion on it to the members of the organisation.

Our audit has been conducted in accordance with Australian Auditing Standards to provide reasonable assurance as to whether the financial report is free of material misstatement. 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 statements of Accounting Concepts and applicable Australian Accounting Standards and the Workplace Relations Act 1996 so as to present a view of the organisation which is consistent with our understanding of its financial position and the results of its operations and its cash flows.

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

Qualification

The qualification of the financial report is based on the following limitation on the scope of the audit:-

We were unable to obtain written confirmation from a State Branch that the amount of \$201,016, included in Subscriptions and Levies in Arrears, will be paid to the National Office.

Audit Opinion

In our opinion, except for the matter referred to in the qualification paragraph, the accounts of the United Firefighters' Union of Australia are properly drawn up and;

- (a) satisfactory accounting records have been kept by the organisation so far as appears from our examination of these books, including:
 - (i) records of the sources and nature of the income of the organisation (including income from members); and
 - (ii) records of the nature and purposes of expenditure of the organisation.

Page 4

AUDITORS' REPORT

TO THE MEMBERS OF THE

UNITED FIREFIGHTERS' UNION OF AUSTRALIA

(Continued...)

- (b) the accounts and statements required to be prepared under Section 273 of the Workplace Relations Act 1996 have been properly drawn up so as to give a true and fair view of:
 - (i) the financial affairs of the organisation as at 30 June, 2003; and
 - (ii) the income and expenditure and any surplus or deficit of the organisation for the year.
- (c) all the relevant information and explanations required to be furnished by the officers of the organisation were furnished;
- (d) the accounts have been prepared in accordance with Statements of Accounting Concepts and applicable Australian Accounting Standards.

Dated at Carlton this 20th day of Access 2004.

AGOSTINELLI PERLEN CHARTERED ACCOUNTANTS

PARTNER: JOHN AGOSTINELLI REGISTERED COMPANY AUDITOR

BALANCE SHEET

AS AT 30 JUNE, 2003

	Notes	<u>2003</u> \$	2002 \$
MEMBERS' FUNDS		127,718	92,924
REPRESENTED BY:			
CURRENT ASSETS Cash at Bank Subscriptions and Levies in Arrears Sundry Debtors and Prepayments	7(a) 4(c)	77,807 246,163 	11,839 224,052 665
Total Current Assets		323,970	236,556
NON-CURRENT ASSETS			
FIXED ASSETS Motor Vehicles, Office Furniture & Equipment	3	5,542	4,850
Total Non-Current Assets		5,542	4,850
TOTAL ASSETS		329,512	241,406

BALANCE SHEET

AS AT 30 JUNE, 2003

(Continued)	<u>Notes</u>	2003 \$	2002 \$
<u>Less</u> :			
CURRENT LIABILITIES		x	
Trade Creditors		2,394	30,058
Subscriptions Paid in Advance		185,839	105,979
Accrued Charges		10,107	11,696
Provision for Employee Entitlements	-	3,454	749
TOTAL CURRENT LIABILITIES	-	201,794	148,482
TOTAL LIABILITIES	-	201,794	148,482
TOTAL LIABILITIES	-	201,/94	
NET ASSETS		127,718	92,924

MEMBERS' FUNDS

FOR THE YEAR ENDED 30 JUNE, 2003

	<u>2003</u> \$	<u>2002</u> \$
Operating Surplus/(Deficit) Accumulated Funds	34,794	58,018
as at 1st July, 2002	92,924	34,906
Accumulated Funds as at 30 June, 2003	127,718	92,924

STATEMENT OF INCOME AND EXPENDITURE

FOR THE YEAR ENDED 30 JUNE, 2003

	<u>Notes</u>	<u>2003</u>	<u>2002</u>
<u>INCOME</u>		\$	\$
Branch Subscriptions	5	202,340	206,264
Conference Expenses Reimbursement		17,695	
Other Income	6	15,180	10,035
	-		
		235,215	216,299
LESS: EXPENDITURE			
Administration and other operating costs			
Affiliation Fees		27,786	26,585
Bank Charges		440	1,032
Computer Expenses		480	235
Depreciation of motor vehicles		815	1,052
Depreciation of plant and equipment		1,690	794
Entertainment		82	152
Fringe Benefits Tax			2,592
Gifts		765	
Insurance			404
Internet expense		3,777	320
Legal fees		13,465	660
Loss on disposal of assets			194
Motor Vehicle		1,926	3,558
O H & S Campaigns			500
Printing & Stationery		3,073	2,282
Postage		421	295
Promotional and magazine expenses		5,737	344
Relocation Expenses			373
Rent		20,100	20,450
Repairs and Maintenance			144
Storage		1,914	668
Subscriptions and Donations		782	595
Sundry Expenses		681	54
Telephone and facsimile		5,455	6,099
Travelling		2,175	241
		91,564	69,623
			-

STATEMENT OF INCOME AND EXPENDITURE

FOR THE YEAR ENDED 30 JUNE, 2003

	Notes	<u>2003</u> \$	2002 \$
Professional Fees		Φ	Φ
Audit Fees		6,000	5,050
Other Services		3,500	
		9,500	5,050
Employment Costs			
Employment Costs Salaries and benefits – Office Bearers		34,255	29,266
Salaries and Benefits – Other employees		18,926	41,730
Staff training and other related costs		10,720	800
Standby Allowance			178
Superannuation		5,359	8,127
Honorarium		3,339	2,496
Workcover		594	2,490 945
Provision for Leave		2,705	749
		2,703	
Overprovision of leave entitlements		2 610	(5,087)
Industrial Consultancy		2,610	
Farewell Function Costs		2,273	
		66,722	79,204
Conference and Meetings	_	-	
National Officers' Travel		11,246	3,144
Branch Travel		18,690	
Training and Conferences		2,699	1,260
	_	32,635	4,404
TOTAL EXPENDITURE		200,421	158,281
OPERATING SURPLUS	_	34,794	58,018
Accumulated Surplus at 1 July 2002		92,924	34,906
ACCUMULATED SURPLUS AT 30 JUNE 2003	_	127,718	92,924
	_	=	

STATEMENT OF CASH FLOWS

FOR THE YEAR ENDED 30 JUNE, 2003

	<u>Note</u>	<u>2003</u> \$	<u>2002</u> \$
CASH FLOWS FROM OPERATING ACTIVIT Receipts from Branch Subscriptions and Affiliation Payment to Suppliers and employees		293,450 (224,463)	`
Interest received Net Cash Inflow/(Outflow) From Operating Activities	7 (b)	69,167	1,839
CASH FLOWS FROM INVESTING & FINANCE	ING AC	CTIVITIES	
Payments for Property, Plant & Equipment		(3,199)	(99)
Net Cash Inflow/(Outflow) From Investing Activity	ties	(3,199)	(99)
NET INCREASE (DECREASE) IN CASH HELI)	65,968	1,740
Cash at the Beginning of the Financial Year		11,839	10,099
CASH AT THE END OF FINANCIAL YEAR	7 (a)	77,807	11,839

NOTES TO THE FINANCIAL STATEMENTS FOR THE YEAR ENDED 30 JUNE, 2003

Note 1 - Accounting Policies

The Union is a non-reporting economic entity. These financial statements are a special purpose financial report prepared in order to satisfy the requirements of the Workplace Relations Act, 1996.

In accordance with generally accepted accounting principles for such organisations, membership contributions are accounted for on an accruals basis. Unless otherwise stated, the accounts are prepared under the historical cost convention and do not take into account changing money values, or except where stated, current valuations of non-current assets. The accounts have been drawn up in accordance with the Accounting Standards jointly issued by the Australian Accounting Bodies and as required by law.

(a) <u>Depreciation</u>

Fixed assets are depreciated over the period of their expected effective lives.

(b) <u>Employee Entitlements</u>

Provision is made for the Union's liability for employee entitlements arising from services rendered by employees to balance date. Employee entitlements expected to be settled within one year together with entitlements arising from wages and salaries and annual leave which will be settled after one year, have been measured at their nominal amount.

Contributions are made by the Union to an employee superannuation fund and are charged as expenses when incurred.

(c) Comparatives

The comparative figures in the accounts are for the twelve months ended 30 June, 2002.

(d) <u>Income Tax</u>

No provision for income tax is necessary as Trade Unions are exempt bodies under Section 50-15 of the Income Tax Assessment Act 1997.

(e) Stock on Hand

All stocks of stationery, printed materials and other consumables are written off immediately on acquisition through the income and expenditure account.

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NOTES TO THE FINANCIAL STATEMENTS FOR THE YEAR ENDED 30 JUNE, 2003

Note 2 - Basis of Preparation

These accounts are the accounts of the national body of the United Firefighters Union of Australia. They do not include the accounts of each of the branches of the Union which are constituted under its rules and in accordance with the provisions of Section 271 of the Workplace Relations Act 1996.

	<u>2003</u>	<u>2002</u>
	\$	\$
Note 3 - Motor Vehicles, Office Furniture		
& Equipment		
Motor Vehicles - at Cost	28,857	28,857
Less: Accumulated Depreciation	26,048	25,233
	2,809	3,624
Office Furniture & Equipment - at Cost	5,030	4,718
Less: Accumulated Depreciation	4,028	3,492
	1,002	1,226
Computer Software	2,886	
Less: Accumulated Depreciation	1,155	
	1,731	
Total Written Down Value	5,542	4,850

NOTES TO THE FINANCIAL STATEMENTS FOR THE YEAR ENDED 30 JUNE, 2003

Note 4 – Subscriptions

- (a) Subscriptions are receivable from State Branches based on membership numbers and paid quarterly in arrears.
- (b) Subscriptions receivable for the year ended 30 June 2003 are made up as follows:

<u>2003</u>	<u>2002</u>
\$	\$
60,757	58,303
35,089	32,462
32,746	30,997
12,441	11,469
14,937	14,531
5,313	5,065
5,514	4,272
6,866	6,715
173,663	163,814
	\$ 60,757 35,089 32,746 12,441 14,937 5,313 5,514 6,866

(c) The amount of subscriptions and levies in arrears at 30 June 2003 comprises:

Subscriptions:		
Victoria	(2,295)	51,430
New South Wales	174,033	107,200
Queensland		14,797
Western Australia	7,129	6,982
South Australia	5,893	5,488
Tasmania		2,434
Australian Government Employees	17,902	12,238
Australian Capital Territory	15,012	8,947
ACTU Affiliation – New South Wales	26,983	13,322
ACTU Affiliation – Victoria		1,214
Conference Reimbursement	1,506	
Total Subscriptions and levies in Arrears	246,163	224,052

NOTES TO THE FINANCIAL STATEMENTS FOR THE YEAR ENDED 30 JUNE, 2003

Note 5 – Branch Subscriptions	<u>2003</u> \$	<u>2002</u> \$
Describ Calcarintina	172.662	162.014
Branch Subscriptions	173,663	163,814
Affiliation Fees	27,644	26,444
National Levies	1,033	16,006
Total Income from Branches	202,340	206,264
Note 6 - Other Income		
Magazine Revenue	15,000	10,000
Interest Received	180	35
	15,180	10,035

NOTES TO THE FINANCIAL STATEMENTS FOR THE YEAR ENDED 30 JUNE, 2003

Note 7 - Notes To The Statement of Cash Flows

(a) Reconciliation of Cash

For the purposes of the statement of cash flows, cash includes cash on hand, cash at bank and deposits. Cash at the beginning and end of the financial year as shown in the statement of cash flows is reconciled to the related items in the balance sheet as follows:

	2003 \$	2002 \$
Cash at Bank – Commonwealth Bank	77,807	11,839
(b) Reconciliation of Cash Flow from Operations with O	perating Surplus:	
Operating Surplus/(Deficit)	34,794	58,018
Depreciation & Amortisation (Profit)/Loss on Sale of Non-Current Assets	2,505 	1,846 194
<u>Changes in Operating Assets</u> <u>& Liabilities:</u>		
(Increase)/Decrease in Subscriptions in Arrears Increase/(Decrease) in Trade Creditors and Accruals Increase/(Decrease) in Provisions Increase/(Decrease) in Subs Paid in Advance	(21,445) (29,253) 2,705 79,861	(130,626) 16,150 (20,865) 77,122
Cash Inflow from Operating Activities	69,167	1,839