



# AUSTRALIAN INDUSTRIAL RELATIONS COMMISSION

## Workplace Relations Act 1996

(No: ..... of 2003)



### APPLICATION

**TO:** The Industrial Registrar, Industrial Registrar's Office, Australian Industrial Relation Commission, Level 36, Nauru House, 8 Collins Street, Melbourne, Victoria, and such other persons as the Registrar may direct.

**TAKE NOTICE THAT I,** Anthony Edward Drewett, Secretary of the United Firefighters Union of Australia – WA Branch at 63 Railway Parade, Mount Lawley, 6050 being authorised under the Rules to act on behalf of the United Firefighters Union of Australia – WA Branch.

In consideration of s.271A of the Act I apply for a Certificate to exempt the Branch from the requirements of the Act relating to financial matters occurring in the year ending 31<sup>st</sup> December 2003. — ?

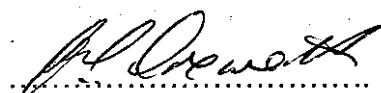
In support of the application I say:

1. The Branch does not trade or carry out financial transaction of any kind.
2. The Branch does not have an account with a bank or any other financial institution nor does it have custody of any real property or moneys.
3. The Branch accordingly has no reason to keep accounting records.
4. The reason that the Branch does not trade is because of the relationship between the Branch and the United Firefighters Union of Western Australia, referred to in Rule 86 of the Federal Rules of the United Firefighters Union of Australia - WA Branch.
5. The Associated body is registered with the Western Australian Industrial Relations Commission.
6. The Branch was not formed until 1<sup>st</sup> August 1991 when it was registered as a Branch.
7. Since inception the Associated Body has carried out financial transactions including the collection of membership fees, the payment of accounts for expenses incurred in carrying out regular business, has operated a bank account, has leased and/or owned property and office machinery, has employed and paid wages of employees.
8. The Associated Body has always complied with the legislative requirements of the Western Australian Industrial Relations Act 1979 and the Western Australian Industrial Relations Commission.

9. Membership of the Branch and the Associated Body are identical and indistinguishable. No members of the Branch is ineligible for membership of the Branch and not also a member of the Associated Body.
10. The only financial concern of the Branch relates to the payment of capitation fees by the Branch to the Federal Fund [Rule 28] but this is paid by the Associated Body in accordance with Federal Rules 29.
11. This is not to be read as inferring that the Branch does not function in a manner assumed by the Rules of the United Firefighters Union of Australia – WA Branch. The Branch is fully operative in carrying out the Objects of the Union (Federal Rule 5)
12. In particular the Officers of the Associated Body are the officers elected by the Branch in accordance with the Branch Rules and the Federal Rules. The Branch Executive meets monthly and regulates the affairs of the Branch in a thorough and consistent manner. Officers of the Branch act for and appear for members in the Western Australian and Australian Industrial Relations Commission.

Additionally, I make oath and swear as follows:-

1. I am fully authorised to make this Application.
2. All details contained in this application are to the best of our knowledge, information or belief true and correct.

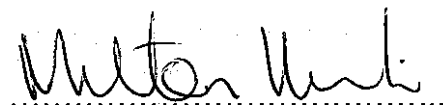


Secretary

Signed and Sworn by the above named Deponent at Woolvale West Aust

This 25<sup>th</sup> Day of MARCH 20 03

Before me:-



A Justice of the Peace (Qualified)

**MILTON G. KIRK**  
*Justice of the Peace*  
WA 9908

**NOTE 1:** If there is no attendance before the Commission by the respondent or agent, counsel or solicitor at the time and place fixed by the Registrar, the proceeding may be heard and the respondent will be liable to suffer Judgment/Decision or an order against such person in their absence.

**AUSTRALIAN INDUSTRIAL RELATIONS COMMISSION**

Workplace Relations Act 1996

(No: ..... of 2003)

**APPLICATION**

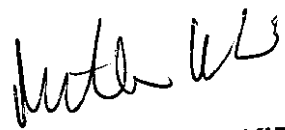
**TO:** The Industrial Registrar, Industrial Registrar's Office, Australian Industrial Relation Commission, Level 36, Nauru House, 8 Collins Street, Melbourne, Victoria, and such other persons as the Registrar may direct.

**TAKE NOTICE THAT I,** Anthony Edward Drewett, Secretary of the United Firefighters Union of Australia – WA Branch at 63 Railway Parade, Mount Lawley, 6050 being authorised under the Rules to act on behalf of the United Firefighters Union of Australia – WA Branch.

In consideration of s.271A of the Act I apply for a Certificate to exempt the Branch from the requirements of the Act relating to financial matters occurring in the year ending 31<sup>st</sup> December 2002.

In support of the application I say:

1. The Branch does not trade or carry out financial transaction of any kind.
2. The Branch does not have an account with a bank or any other financial institution nor does it have custody of any real property or moneys.
3. The Branch accordingly has no reason to keep accounting records.
4. The reason that the Branch does not trade is because of the relationship between the Branch and the United Firefighters Union of Western Australia, referred to in Rule 86 of the Federal Rules of the United Firefighters Union of Australia - WA Branch.
5. The Associated body is registered with the Western Australian Industrial Relations Commission.
6. The Branch was not formed until 1<sup>st</sup> August 1991 when it was registered as a Branch.
7. Since inception the Associated Body has carried out financial transactions including the collection of membership fees, the payment of accounts for expenses incurred in carrying out regular business, has operated a bank account, has leased and/or owned property and office machinery, has employed and paid wages of employees.
8. The Associated Body has always complied with the legislative requirements of the Western Australian Industrial Relations Act 1979 and the Western Australian Industrial Relations Commission.

  
**MILTON G. KIRK**  
Justice of the Peace  
WA 9908



9. Membership of the Branch and the Associated Body are identical and indistinguishable. No members of the Branch is ineligible for membership of the Branch and not also a member of the Associated Body.
10. The only financial concern of the Branch relates to the payment of capitation fees by the Branch to the Federal Fund [Rule 28] but this is paid by the Associated Body in accordance with Federal Rules 29.
11. This is not to be read as inferring that the Branch does not function in a manner assumed by the Rules of the United Firefighters Union of Australia – WA Branch. The Branch is fully operative in carrying out the Objects of the Union (Federal Rule 5)
12. In particular the Officers of the Associated Body are the officers elected by the Branch in accordance with the Branch Rules and the Federal Rules. The Branch Executive meets monthly and regulates the affairs of the Branch in a thorough and consistent manner. Officers of the Branch act for and appear for members in the Western Australian and Australian Industrial Relations Commission.

Additionally, I make oath and swear as follows:-

1. I am fully authorised to make this Application.
2. All details contained in this application are to the best of our knowledge, information or belief true and correct.



Secretary

Signed and Sworn by the above named Deponent at WOODVILLE

This FOURTEENTH Day of APRIL 20 03

Before me:-



A Justice of the Peace (Qualified)

**MILTON G. KIRK**  
**Justice of the Peace**  
WA 9908

**NOTE 1:** If there is no attendance before the Commission by the respondent or agent, counsel or solicitor at the time and place fixed by the Registrar, the proceeding may be heard and the respondent will be liable to suffer Judgment/Decision or an order against such person in their absence.



## AUSTRALIAN INDUSTRIAL REGISTRY

Level 35, Nauru House  
80 Collins Street, Melbourne, VIC 3000  
GPO Box 1994S, Melbourne, VIC 3001  
Telephone: (03) 8661 7777  
Fax: (03) 9654 6672

Mr Anthony E Drewett  
Branch Secretary  
United Firefighters' Union of Australia  
Western Australian Branch  
63 Railway Parade  
MT LAWLEY WA 6050

Dear Mr Drewett,

**Re: Application for certificate of exemption from requirements of Part IX,  
Division 11 of the Workplace Relations Act 1996 - FR2003/54**

I refer to your application and amended application dated 25 March and 14 April respectively for a certificate of exemption under subsection 271A(1) of the *Workplace Relations Act 1996*, in respect of the Western Australian Branch of the United Firefighters' Union of Australia for the financial year ended 31 December 2002.

I have granted the application. My certificate is enclosed.

Please note that subsection 271A(2) of the Act provides that a certificate of exemption issued by a Registrar to a branch of an organisation in respect of a financial year exempts the branch from the requirements of Part IX, Division 11 in respect of that financial year only. [emphasis added]

If you wish to discuss this matter, please contact Ruth Hansen on (03) 8661 7775.

Yours sincerely,

Damien Staunton  
Deputy Industrial Registrar

29 April 2003



**Workplace Relations Act 1996**

s.271A certificate of exemption from requirements of Part IX, Division 11

***United Firefighters' Union of Australia***  
(FR2003/54)

**CERTIFICATE**

On 28 March and 22 April 2003 the Western Australian Branch of the United Firefighters' Union of Australia made application under subsection 271A(1) of the *Workplace Relations Act 1996* for a certificate of exemption from the requirements of Part IX, Division 11 of the Act in respect of the financial year ended 31 December 2002. I am satisfied that the branch did not have any financial affairs in the financial year ended 31 December 2002.

**Damien Staunton**  
DEPUTY INDUSTRIAL REGISTRAR

29 April 2003

