



Australian Government
Australian Industrial Registry

Level 36, 80 Collins Street
Melbourne, VIC 3000
GPO Box 1994, Melbourne, VIC 3001
Telephone: (03) 8661 7777
Fax: (03) 9655 0401
Email: melbourne@air.gov.au

Mr Andrew Johnson
Interim Secretary
Western Australian Shire Councils, Municipals Road Boards, Health Boards, Parks, Cemeteries
And Racecourses, Public Authorities Water Boards Union
P O Box 183
LEEDERVILLE WA 6007

Dear Mr Johnson

**Re: Annual Return of information contained in records kept by organisation
(AR2003/72, AR2004/178, AR2005/328, AR2006/144)**

I have received your statutory declaration dated 22 March 2006 providing information in accordance with subsection 233(1) of Schedule 1B of the *Workplace Relations Act 1996*. The documents were lodged in the Industrial Registry on 21 March 2006.

The documents lodged cover the required information for the **2002, 2003, 2004, 2005** Annual Returns of the organisation:

The documents have been filed.

Documents on Website

The Registry has created an electronic file for each registered organisation and branch which is accessible through the AIRC website. The documents lodged will be placed on the AIRC Website at <http://www.e-airc.gov.au/297v>.

Electronic Lodgement

I encourage you to take advantage of the electronic lodgement service provided by the Registry for future lodgements. You may register as a user and then lodge your documents via the Electronic Lodgement page of the AIRC website at www.airc.gov.au. Alternatively, you may send an email with the documents attached to riateam3@air.gov.au.

Yours sincerely,

A handwritten signature in black ink, appearing to read 'Dimitra Doukas'.

Dimitra Doukas
Statutory Services Branch

3 April 2006

LGRCU

Western Australian Shire Councils, Municipal Road Boards,
Health Boards, Parks, Cemeteries and Racecourses,
Public Authorities Water Boards Union



INTERIM SECRETARY ANDREW JOHNSON

PO BOX 183 LEEDERVILLE WA 6007

Email: lgrceu @ tpg.com.au

TEL: (08) 9328 5854

(08) 9328 7159

FAX: (08) 9328 4792

1800 199 945

AR 2005/328

22 March 2006

Australian Industrial Relations Commission Registry,
Level 36, 80 Collins Street,
GPO BOX 1994,
MELBOURNE VIC 3001

ATTENTION: DIMITRA DOUKAS

Dear Danita,

RE: ANNUAL RETURNS 2002/2003/2004/2005

Thank you for your facsimile correspondence received March 20 2006.

Please find attached signed and witnessed annual return for the above mentioned periods.

We are currently completing election and awaiting the AEC's report for all positions in the Federal union and for the Western Australian Division.

Upon conclusion of the elections and declaration of the poll by the AEC the 2006 annual returns will be provided to you.

Thank you for the assistance provided by the Registry in these matters.

Yours Faithfully

Andrew Johnson
Interim secretary

Encl.

WESTERN AUSTRALIA

THE EVIDENCE ACT 1906

STATUTORY DECLARATION

I, ANDREW GERARD JOHNSON, INTERIM UNION SECRETARY
of: 112 CHARLES STREET, WEST PERTH

in the State of Western Australia do solemnly and sincerely declare that

In the matter of:

Recurring obligations to keep and lodge information under Schedule 1B to the Workplace Relations Act 1996 (ROA Schedule) and the RAO Regulations by the Western Australian Shire Councils, Municipal Road Boards, Health Boards, Parks, Cemeteries and Racecourses, Public Authorities Water Boards Union (LGRCEU).

I, Andrew Gerard Johnson, Interim Secretary, of 112 Charles Street West Perth Western Australia on behalf of the Western Australian Shire Councils, Municipal Road Boards, Health Boards, Parks, Cemeteries and Racecourses, Public Authorities Water Boards Union (LGRCEU), declare the following to be a correct statement of the information contained in the prescribed records:

1. UNION NAME

I am the Interim Secretary of the Western Australian Shire Councils, Municipal Road Boards, Health Boards, Parks, Cemeteries and Racecourses, Public Authorities Water Boards Union (LGRCEU), an organisation registered under the Workplace Relations Act, 1996 (referred to as "The Act").

And I make this solemn declaration by virtue of section one hundred and six of the Evidence Act, 1906.

DALLIMORES PHARMACY
586 NEWCASTLE ST
WEST PERTH WA 6005

Declared at PH: 9228 0224 FAX: 9228 0383
MJ SMITH APPROVAL# E0854M

this 22 date of MARCH 20 06

a. a. Johnson
Ordinary signature of Declarant

before me Dalini Rajalingam B. Pharm, MPS

Justice of the Peace
Commissioner for Declarations
(Strike out whichever inapplicable)

2. **MAINTENANCE OF REGISTER OF MEMBERS**

The *Western Australian Shire Councils, Municipal Road Boards, Health Boards, Parks, Cemeteries and Racecourses, Public Authorities Water Boards Union (LGRCEU)*, during the preceding calendar year, kept and maintained a register of members as required by ss230(1)(a) and (2) [s233(1)(a)].

And I make this solemn declaration by virtue of section one hundred and six of the Evidence Act, 1906.

~~John DEANE PHARMACY~~
586 NEWCASTLE ST
WEST PERTH WA 6005
PH: 9228 0224 FAX: 9228 0383
M.J. SMITH APPROVAL# 50854M

Declared at

this 22 date of March 2006

a. a. Johnson
.....
Ordinary signature of Declarant

before me Shiv

~~Justice of the Peace~~
Commissioner for Declarations
(Strike out whichever inapplicable)

3. OFFICERS

The Western Australian Shire Councils, Municipal Road Boards, Health Boards, Parks, Cemeteries and Racecourses, Public Authorities Water Boards Union (LGRCEU) list of Offices in the organisation is as follows [s230(1) (b)]:

3.1 FEDERAL

- President (1)
- Vice President(s) (4)
- Secretary (1)
- Assistant Secretary(s) (2)
- Treasurer (1)
- Trustee(s) (3)
- Executive Representatives elected by Division(s)
- Conference Delegates elected by Divisions(s)

3.2 WA DIVISION

- Division President (1)
- Division Vice President (1)
- Division Treasurer (1)
- Division Secretary (1)
- Trustee (1)
- Committee Members (6)
- Conference Zone Delegates
 - a.) Metropolitan Zone (1)
 - b.) Central Districts Zone (1)
 - c.) South Western Zone (1)
 - d.) Coastal Districts Zone (1)
 - e.) Goldfields Zone (1)
 - f.) Murchison Zone (1)
 - g.) Pilbara Zone (1)
 - h.) Kimberley/Territories Zone (1)
- Federal Union Councillor(s)

3.3 There are no other Divisions

3.4 In accordance with the Orders of President P Sharkey of the Western Australian Industrial relations Commission, in Matter Pres. 7 (2004) (attached refer paragraph 8 of Decision) the offices of the Federal body were held by those persons as set out in number 4 of this Declaration.

And I make this solemn declaration by virtue of section one hundred and six of the Evidence Act, 1906.

DALLIMORES PHARMACY

586 NEWCASTLE ST

Declared at WEST PERTH, WA 6005

PH: 9228 0224 FAX: 9228 0383

MJ SMITH APPROVAL# 50854M

this 22 date of March 2006

a. a. Johnson

Ordinary signature of Declarant

before me
John

Justice of the Peace

Commissioner for Declarations

(Strike out whichever inapplicable)

4. LIST OF OFFICE HOLDERS

A list of names, postal addresses and occupations of the persons holding office is as follows [s230(1)(c)]:

NAME	POSTION	ADDRESS	OCCUPATION
Andrew Gerard Johnson	Interim Secretary	112 Charles Street, WEST PERTH WA 6005	Union Official
Andrea Ballantyne	Interim Treasurer	112 Charles Street, WEST PERTH WA 6005	Union Official
David James	Interim President	112 Charles Street, WEST PERTH WA 6005	Leading Hand Plant Operator
Barry Dyer	Interim Executive Representative	[REDACTED]	Retired Life Member
Angus Hutchings	Interim Trustee	112 Charles Street, WEST PERTH WA 6005	Union Employee
John A Maxwell	Interim Trustee	112 Charles Street, WEST PERTH WA 6005	Cemetery Operations Employee
Stuart Barron	Interim Assistant Secretary	112 Charles Street, WEST PERTH WA 6005	Plant operator
Neil Macaulay	Interim Vice President	112 Charles Street, WEST PERTH WA 6005	Administrative employee
Ray Brand	Interim Executive Representative	[REDACTED]	Plant operator
Douglas White	Interim Trustee	112 Charles Street WEST PERTH WA 6005	Retired Life Member
Charles Higo	Interim Executive representative	[REDACTED]	Plant operator

And I make this solemn declaration by virtue of section one hundred and six of the Evidence Act, 1906.

DALLIMORES PHARMACY

586 NEWCASTLE ST

Declared at WEST PERTH WA 6005

PH: 9228 0224 FAX: 9228 0383

MJ SMITH APPROVAL# 50864M

this 22 date of March 2006

a. g. Johnson
.....
Ordinary signature of Declarant

before me *[Signature]*

~~Justice of the Peace~~
Commissioner for Declarations
(Strike out whichever inapplicable)

5. LIST OF DIVISION(S)

A record of the name of each Division of the organisation is as follows [s230(1)(d) and reg 147(a)]:

- *Western Australian Shire Councils, Municipal Road Boards, Health Boards, Parks, Cemeteries and Racecourses, Public Authorities Water Boards Union (LGRCEU) – Western Australian Division.*

6. NEW DIVISION(S)

Not applicable

7. OLD DIVISION(S)

Not applicable

And I make this solemn declaration by virtue of section one hundred and six of the Evidence Act, 1906.

Declared at
 this 22 date of March 2006

DALLIMORES PHARMACY
 586 NEWCASTLE ST
 WEST PERTH WA 6005
 PH: 9228 0224 FAX: 9228 0383
 MJ SMITH APPROVAL# 50854M

a. a. Graham
 Ordinary signature of Declarant

before me
[Signature]

~~Justice of the Peace~~
Commissioner for Declarations
(Strike out whichever inapplicable)

8. ADDRESSES OF ORGANISATION AND DIVISION

Western Australian Shire Councils, Municipal Road Boards, Health Boards, Parks, Cemeteries and Racecourses, Public Authorities Water Boards Union (LGRCEU).

PO BOX 183 LEEDERVILLE WA 6007

Email: lgrceu @tpg.com.au

TEL: (08) 9328 5854

(08) 9328 7159

FAX: (08) 9328 4792

1800 199 945

Western Australian Shire Councils, Municipal Road Boards, Health Boards, Parks, Cemeteries and Racecourses, Public Authorities Water Boards Union (LGRCEU) – Western Australian Division.

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Email: lgrceu @ tpg.com.au

TEL: (08) 9328 5854

(08) 9328 7159

FAX: (08) 9328 4792

1800 199 945

And I make this solemn declaration by virtue of section one hundred and six of the Evidence Act, 1906.

DALLIMORES PHARMACY

586 NEWCASTLE ST

WEST PERTH WA 6005

PH: 9228 0224 FAX: 9228 0383

MJ SMITH APPROVAL# 50854M

Declared at

this 22 date of March 20 06

a. a. Johnson
.....
Ordinary signature of Declarant

before me

M. J. Smith

~~Justice of the Peace~~

Commissioner for Declarations

(Strike out whichever inapplicable)

9. **ELECTIONS IN ORGANISATION & BRANCH**

A record of each election that must, under the rules of the organisation, be held this calendar year for an office in the organisation is as follows [s230(1)(d) and reg 147(e)]:

In 2005 Elections are required too be held for offices in the organisation as follows :

1. Federal Offices

- President (1)
- Vice President(s) (4)
- Secretary (1)
- Assistant Secretary(s) (2)
- Treasurer (1)
- Trustee(s) (3)
- Executive Representatives elected by Division(s)
- Conference Delegates elected by Divisions(s)

2. Western Australian Division Offices as follows;

- Division President (1)
- Division Vice President (1)
- Division Treasurer (1)
- Division Secretary (1)
- Trustee (1)
- Committee Members (6)
- Conference Zone Delegates
 - a.) Metropolitan Zone (1)
 - b.) Central Districts Zone (1)
 - c.) South Western Zone (1)
 - d.) Coastal Districts Zone (1)
 - e.) Goldfields Zone (1)
 - f.) Murchison Zone (1)
 - g.) Pilbara Zone (1)
 - h.) Kimberley/Territories Zone (1)
- Federal Union Councillor(s)

And I make this solemn declaration by virtue of section one hundred and six of the Evidence Act, 1906.

DALLIMORES PHARMACY

586 NEWCASTLE ST

Declared at WEST PERTH WA 6005

PH: 9228 0224 FAX: 9228 0383

MJ SMITH APPROVAL# 50854M

this 22 date of March 2006

a. a. Johnson
.....
Ordinary signature of Declarant

before me
Oliver

Justice of the Peace

Commissioner for Declarations

(Strike out whichever inapplicable)

10. **STATEMENT CONCERNING NUMBER OF MEMBERS**

A record of the numbers on 31 December in the previous year is as listed below (if the organisation has entered into an agreement under ss151(1) of the Schedule – a record of the number of members of the organisation who were, on 31 December in the previous year, ineligible State members in relation to the organisation, within the meaning of the s150 of the Schedule will also be listed [s230(1)(d) and reg 147(f) and (g):

Number of persons who were members of the organisation
on 31 December in the previous year 1246

Number of members of the organisation who were,
on 31 December in the previous year, ineligible State members
in relation to the organisation 0


And I make this solemn declaration by virtue of section one hundred and six of the Evidence Act, 1906.

DALLIMORES PHARMACY
586 NEWCASTLE ST
WEST PERTH WA 6005
PH: 9228 0224 FAX: 9228 0383
MJ SMITH APPROVAL # 50854M

Declared at

this 22 date of March 2006

a. a. Johnson
.....
Ordinary signature of Declarant

before me 

~~Justice of the Peace~~
Commissioner for Declarations
(Strike out whichever inapplicable)

WESTERN AUSTRALIAN INDUSTRIAL RELATIONS COMMISSION

PARTIES DAVID JAMES

APPLICANT

-and-

WESTERN AUSTRALIAN MUNICIPAL, ROAD BOARDS, PARKS
AND RACECOURSES UNION OF WORKERS

RESPONDENT

CORAM HIS HONOUR THE PRESIDENT P J SHARKEY

DATE WEDNESDAY, 9 FEBRUARY 2005

FILE NO/S PRES 7 OF 2004

CITATION NO. 2005 WAIRC 00224

Decision	Orders and Directions
Applicant	Mr D Smith (of Counsel), by leave
Respondent	Mr P W Nichols (of Counsel), by leave

Order

This matter having come on for hearing before me on the 9th day of February 2005, and having heard Mr D Smith (of Counsel), by leave, on behalf of the applicant, and Mr P W Nichols (of Counsel), by leave, on behalf of the respondent, and the parties having achieved consent as to the orders sought, and the parties herein having waived their rights pursuant to s35 of the *Industrial Relations Act 1979* (as amended), it is this day, the 9th day of February 2005, ordered and directed as follows:-

1. THAT the audit be carried out by Tom Lane & Co and if this arrangement fails, by a firm of chartered accountants selected by the Registrar. The audit to be completed, if possible, within 28 days.
2. THAT the Western Australian Electoral Commission be appointed to conduct elections immediately for all positions on the Executive.

3. THAT an interim Executive be appointed to consist of Andrew Gerard Johnson, Andrea Ginette Ballantyne, Douglas White, David James, Barry Dyer, Stewart Barron, Raymond Barron, Neil Macaulay, Charles Higo with Trustees being Douglas White, John Maxwell and Angus Hutching but not Adrian Bennett or June Bennett.
4. THAT Adrian Bennett and June Bennett be prepared to act as consultants and to facilitate the transfer of authority to the interim Executive including the signatories to the bank accounts and the reopening of the premises at Charles Street but communication be between solicitors.
5. THAT the interim Executive undertakes to the Commission that:-
 - a) They only will do what is necessary to operate the union pending the election results.
 - b) The interim Executive will hold themselves accountable to the elected Executive for the interim Executive's actions.
6. THAT the interim Executive confine themselves to the following areas:-
 - a) the carrying out of these orders
 - b) the re-entry of the Charles Street premises and if necessary their sale
 - c) the engagement of the staff that they consider necessary
 - d) the delivery of day to day services to the membership
 - e) the payment of current debts and current expenses.
7. THAT the keys to the union premises at 112 Charles Street, West Perth be delivered to the applicant's solicitor on or before the close of business on Monday, the 14th day of February 2005.

8. THAT the parties to these proceedings will cooperate in arranging the new election for the federal union with similar arrangements as above including the interim Executive.
9. THAT the records of the state and federal union other than those required for the audit be returned to 112 Charles Street, West Perth within seven days and those required for the audit on completion of the audit.
10. THAT there be liberty to apply for such further orders or directions as may become necessary on 48 hours notice to the other party.



(P.20) P.J. SHARREY

PRESIDENT