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Tuesday, 8 July 2014

General Manager
Fair Work Commission
GPO Box 1944
MELBOURNE VIC 3001

By E-mail: melbourne@fwc.gov.au

Dear Sir/Madam

Re: Amendment to Australian Municipal, Administrative, Clerical and Services Union rules

I submit the following rule changes for certification.

Accordingly, I lodge with this letter a Notice Setting out the Particulars of the Alterations to the Rules of the ASU, Declarations pursuant to Section 159(1) of the Fair Work (Registered Organisations) Act 2009 and Regulation 126 of the Fair Work (Registered Organisations) Regulations 2009.

The alterations concerned are the Rules of the: New South Wales Local Government, Clerical, Administrative, Energy, Airlines and Utilities Branch, of the Australian Municipal, Administrative, Clerical and Services Union and Victorian Private Sector Branch as follows:

A. Division Eight New South Wales Local Government, Clerical, Administrative, Energy, Airlines and Utilities Branch

1. Delete rule 6a. and 6b. of Division Eight New South Wales Local Government Clerical, Administrative, Energy, Airlines & Utilities Branch Rules and substitute
 - 6a. There shall be a Branch Executive, which shall consist of the Branch President, the Branch Vice-President, the Branch Treasurer, the Branch Secretary, and ordinary Committee members for each Sub-Branch (subject to b. herein).
 - 6b. The Committee members shall come from the Sub Branches, with one from each Sub Branch, except the Metropolitan Salaried Officers' Sub Branch, and the Sydney Sub-Branch who each shall be entitled to two Committee members.
2. Delete rule 9c. and substitute:
 - 9c. Each Sub-Branch shall elect one Committee member of the Branch Executive, who shall be elected from eligible members allocated to the Sub-Branch, provided that the Metropolitan Salaried Officers' Sub-Branch and the Sydney Sub-Branch shall each elect two Committee members.
3. In Division Eight, New South Wales Local Government Clerical, Administrative, Energy, Airlines & Utilities Branch, of the Australian Municipal, Administrative, Clerical and Services Union, insert a new rule as follows:

**Australian
Services
Union**

**National Office
Melbourne & Sydney**

All correspondence to:

Ground Floor
116 Queensberry St
Carlton South VIC 3053

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National Secretary
David Smith

Assistant National Secretaries
Greg McLean
Linda White

Rule 6A - Transitional Rule - Amalgamation of the private sector Clerical and Administrative Sub-Branches within the Branch.

Notwithstanding any other rule, the office holders at the date immediately before the adoption of the alteration to rule 6, which gives effect to the merger of the private sector Clerical and Administrative Sub-Branches within the Branch, shall continue in office until the next scheduled ordinary elections within the Branch. Any casual vacancy will be filled for the then existing offices. To avoid doubt, the offices created in the new structure following the merger of the private sector Clerical and Administrative Sub-Branches within the Branch shall not take effect until the next scheduled election.

4. Delete the Schedule immediately following Rule 41, substitute:

SCHEDULE

List of Sub-Branches established pursuant to Rule 24.

Central West
Energy & Utilities
Metropolitan Salaried Officers'
Murray
Newcastle
New England
Northern
North Western
Riverina
Southern
Sydney
Sydney Clerical & Administrative
Airlines
ACT Clerical & Administrative

B. Division Eleven Victorian Private Sector Branch

1. Delete rule 10 - ALTERNATE NATIONAL EXECUTIVE REPRESENTATIVE and replace with "10 - VACANT"
2. At rule 11b. - NATIONAL CONFERENCE DELEGATES delete the word "deducted" and replace it with "additional as they are National Executive Members"
3. At rule 19a.vii. - ELECTION OF BRANCH OFFICE HOLDERS delete vii. and replace with "vii. Vacant."

If you require further information, please do not hesitate to contact me at this office.

Yours faithfully



David Smith
National Secretary

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E-mail: dsmith@asu.asn.au

encl

Fair Work (Registered Organisations) Act 2009

**NOTICE SETTING OUT THE PARTICULARS OF THE ALTERATIONS TO THE RULES OF THE
AUSTRALIAN MUNICIPAL, ADMINISTRATIVE, CLERICAL AND SERVICES UNION
REGULATION 126**

DECLARATION REGULATION 126 (2)

I, DAVID SMITH, of Ground Floor, 116-124 Queensberry Street, Carlton South, State of Victoria:

1. I am National Secretary of the Australian Municipal, Administrative, Clerical and Services Union ("ASU"), an organisation of employees registered under the Fair Work (Registered Organisations) Act 2009 ("the Act") and I am authorised to make this statement for and on behalf of the ASU and to sign the "Notice Setting out the Particulars of the Alterations to the Rules of the Union".
2. The particulars set out in this "Notice Setting out the Particulars of the Alterations to the Rules of the Australian Municipal, Administrative, Clerical and Services Union" dated **8th July 2014**, lodged herein are correct.
3. The alterations were made in accordance with the Rules of the ASU.
4. The manner in which compliance with the Rules of the ASU was obtained is as follows:
 - a) The New South Wales Local Government, Clerical, Administrative, Energy, Airlines and Utilities Branch, Branch Executive on the **5th May 2014**, endorsed to change Division Eight of the Rules of their Branch.
 - b) The New South Wales Local Government, Clerical, Administrative, Energy, Airlines and Utilities Branch advised the National Secretary in a letter dated **26th May 2014**, requesting the proposed changes to the rules of the Branch be submitted to a vote of National Executive as soon as possible.
 - c) I confirm that on **12th June 2014**, a Postal/Fax/E-mail Ballot was submitted to all National Executive members via e-mail and members were provided with a copy of the letter from the New South Wales Local Government, Clerical, Administrative, Energy, Airlines and Utilities Branch, Branch Secretary together with the proposed amendments to the rules.
 - d) On the **13th June 2014**, the result of the Postal/Fax/Email Ballot submitted to members of National Executive via e-mail was declared carried.
5. I declare that the particulars set out in this notice are true and correct to the best of my knowledge and belief.

DATED: Tuesday, 8 July 2014



David Smith
National Secretary
Australian Municipal, Administrative, Clerical and Services Union

Fair Work (Registered Organisations) Act 2009

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2. The particulars set out in this "Notice Setting out the Particulars of the Alterations to the Rules of the Australian Municipal, Administrative, Clerical and Services Union" dated **8th July 2014**, lodged herein are correct.
3. The alterations were made in accordance with the Rules of the ASU.
4. The manner in which compliance with the Rules of the ASU was obtained is as follows:
 - a) The Victorian Private Sector Branch, Branch Executive on the **17th June 2014**, endorsed to change Division Eleven of the Rules of their Branch.
 - b) The Victorian Private Sector Branch advised the National Secretary in a letter dated **18th June 2014**, requesting the proposed changes to the rules of the Branch be submitted to a vote of National Executive as soon as possible.
 - c) I confirm that on **26th June 2014**, a Postal/Fax/E-mail Ballot was submitted to all National Executive members via e-mail and members were provided with a copy of the letter from the Victorian Private Sector Branch, Branch Secretary together with the proposed amendments to the rules.
 - d) On the **3rd July 2014**, the result of the Postal/Fax/Email Ballot submitted to members of National Executive via e-mail was declared carried.
5. I declare that the particulars set out in this notice are true and correct to the best of my knowledge and belief.

DATED: Tuesday, 8 July 2014



David Smith
National Secretary
Australian Municipal, Administrative, Clerical and Services Union