



A•S•U

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Friday 19 December 2014

The General Manager
Fair Work Commission
Attention: Sarah Wilkin

By E-mail: orgs@fwc.gov.au
sarah.wilkin@fwc.gov.au

Dear Sir

Re: Amendments to Division Six of the Taxation Officers' Branch - R2014/264

I refer to the above application and submit further substantive and typographical amendments to the above Rule change for certification.

The amendments concern DIVISION SIX and are the rules of the TAXATION OFFICERS' BRANCH RULES of the Australian Municipal, Administrative, Clerical and Services Union as follows:

1. By deleting the words "Branch employees and/or" as they appear in the proposed rule 24 (d) as per the attached Notice setting out particulars of the Australian Municipal, Administrative, Clerical and Services Union. 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.
2. Declaration setting out amendments to three typographical/clerical errors.

If you require further information, please do not hesitate to contact me at this office or John Nucifora, Compliance & Legal Officer jnucifora@asu.asn.au or 03) 9342 1477.

Yours faithfully

David Smith
National Secretary

Tel: +61 3 9342 1401
Mobile: 0419 644 238
E-mail: dsmith@asu.asn.au

Encl.

**Australian
Services
Union**

**National Office
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National Secretary
David Smith

Assistant National Secretaries
Greg McLean
Linda White

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 **19 December 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) Jeff Lpidos the Branch Secretary of the Taxation Officers' Branch advised the National Secretary in an email dated **17 December 2014** attached hereto marked "**1**", requesting the proposed changes to the rules be submitted to a vote of National Executive as soon as possible.
 - b) I confirm that on **18 December 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 email from the NSW & ACT (Services) Branch together with the proposed amendments to the rules.
 - c) On the **19 December 2014**, a total of 91.5 affirmative votes were received. Of the total of 129 votes allocated to members of the National Executive in accordance with sub-rule 8c, I declared the vote carried pursuant to sub-rule 8j of the rules of the ASU. Attached hereto and marked "**2**" is a copy of my correspondence to National Executive members of the **19 December 2014** declaring the result of the ballot.
5. Pursuant to Regulation 126(1)(b) the notice for this rule alteration has been published on the ASU website and can be viewed at www.asu.asn.au/about/rules.
6. I declare that the particulars set out in this notice are true and correct to the best of my knowledge and belief.

DATED: Friday 19th December, 2014



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



Australian Services Union
Taxation Officers Branch
116 Queensberry Street
Carlton South 3053
Ph. (03) 9347 6080
Fax: 03) 9347 8781

Branch Secretary: Jeff Lapidos
Jeff.Lapidos@asutax.asn.au
Ph. 0419 335 675

Mr David Smith
National Secretary
Australian Services Union
Carlton
17 December 2014

Dear David

Amendment to proposed ASU Tax rule changes

The ASU Tax Executive passed the following 4 part motion this afternoon. I would appreciate you taking whatever steps are necessary to secure the approvals required for our proposed rule changes to be approved.

Motion

The Branch Executive approve an amendment to the proposed rules for the branch lodged with the Fair Work Commission on 28 October 2014 deleting the words "Branch employees and/or" as they appear in the proposed rule 24 (d);

To authorise the Branch Secretary to make any necessary amendments to these proposed rules that may be required to ensure that they are:

- (a) effective at law; and
- (b) consistent and typographically correct, provided that any such amendments are not inconsistent with the intention of the proposed rules.

To authorise the Branch Secretary to do all things that may be necessary to effect the amendment of the rules of the Taxation Officers' Branch.

4. To authorise the Branch Secretary to submit the new proposed amended rule changes to the National Secretary for National Executive approval and Fair Work Commission for certification."

Yours sincerely



Jeff Lapidos



A•S•U

File/Our Ref: DS/db 12.21
Your Ref:
Please quote in reply

Friday, 19 December 2014

TO: All National Executive Members
As addressed

By E-mail

Dear National Executive Member

**Postal/Fax/Email Vote No. 11/2014
Proposed Taxation Officers' Branch rule changes**

The result of the e-mail ballot submitted to members of National Executive via e-mail on 18 December 2014, regarding the above is as follows:

A total of 91.5 affirmative votes were received from:

David Smith
Linda White
Greg McLean
Irene Munro
Sally McManus
Michael Flinn
Graeme Kelly
Stephen Birney
Neil Henderson
Jennifer Thomas
Jeff Lapidus
Russell Atwood
Ingrid Stitt

No negative votes were received.

I advise that National Executive E-mail Vote No. 11/2014 is carried.

Yours faithfully

David Smith
National Secretary

Tel: +61 3 9342 1401
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National Secretary
David Smith

Assistant National Secretaries
Greg McLean
Linda White

DECLARATION OF AUTHORISED OFFICER IN ACCORDANCE WITH REGULATION 126 *Fair Work (Registered Organisations) Regulations 2009*
ALTERATION TO OTHER RULES OF ORGANISATIONS

I, DAVID SMITH of 116-124 Queensberry Street, Carlton South, Victoria 3053; am the NATIONAL SECRETARY of the AUSTRALIAN MUNICIPAL, ADMINISTRATIVE, CLERICAL AND SERVICES UNION (ASU) and am authorised to give this notice of particulars of alterations to the rules of the ASU and to make this declaration as required by Regulation 126 of the *Fair Work (Registered Organisations) Regulations 2009*.

Alterations to the rules of the ASU were notified to the Fair Work Commission on 28 October 2014 in R2014/264.

I give consent for the General Manager to amend the following alterations for the purpose of correcting the following clerical and typographical errors:

- In proposed Rule 3 f vi by deleting a clerical error: "Member" and replacing with the plural "Members".
- In proposed Rule 12 f by amending a typographical error: indenting the first line of the paragraph.
- In proposed Rule 38 b by removing a typographical error: in removing the space in "non- receipt".



Date: Friday, 19 December 2014