



A•S•U

File/Our Ref: [DS/db 10.4 & 12.21](#)
Your Ref:
Please quote in reply

Tuesday, 10 February 2015

General Manager
Fair Work Commission
GPO Box 1944
MELBOURNE VIC 3001
Attention: Sarah Wilkin

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

Dear Sir/Madam

Re: Amendments 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 rule alterations concern DIVISION TWO A – QUEENSLAND TOGETHER BRANCH RULES (R2014/295) and DIVISION SIX – TAXATION OFFICERS' BRANCH RULES (R2014/264) as follows:

1. PART II - GOVERNMENT

A. Delete from rule 6 - STRUCTURE, sub-rule a. i and insert in lieu:

“ i Central and Southern Queensland Clerical and Administrative Branch which, from the first declaration in the 2015 scheduled election, shall be known as the Queensland Together Branch”

B. Delete from rule 9 – NATIONAL AIRLINES INDUSTRY DIVISION, sub-rule b. ii and insert in lieu:

“ ii Central and Southern Queensland Clerical and Administrative Branch which, from the first declaration in the 2015 scheduled election, shall be known as the Queensland Together Branch; ”

C. Delete from rule 9 h. the words “Central and Southern Queensland Clerical and Administrative” and insert in lieu:

“Central and Southern Queensland Clerical and Administrative which, from the first declaration in the 2015 scheduled election, shall be known as Queensland Together ”

2. DIVISION SIX – TAXATION OFFICERS' BRANCH RULES

A. By deleting “7 (seven)” as it appears twice in proposed Rule 6 (d) and replacing with “2 (two)”.

B. By deleting the word “members” as it appears in proposed Rule 6 (d) and replacing with “Members”.

**Australian
Services
Union**

**National Office
Melbourne & Sydney**

All correspondence to:

Ground Floor
116 Queensberry St
Carlton South VIC 3053

T: (03) 9342 1400
F: (03) 9342 1499
E: info@asu.asn.au
W: www.asu.asn.au

National Secretary
David Smith

Assistant National Secretaries
Greg McLean
Linda White

Also please find attached a Declaration Regulation 126 in regard to the proposed Queensland Together Branch Rules in R2014/295.

If you require further information, please do not hesitate to contact me at this office or John Nucifora jnucifora@asu.asn.au tel 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

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 **10 February 2015**, 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:

1. PART II – GOVERNMENT

- a) Following a request from the Fair Work Commission in regards to R2014/294 (Queensland Together Branch Rules) to ensure certainty in regards to the name of the Branch, changes to National Rule 6 - STRUCTURE and National Rule 9 - NATIONAL AIRLINES INDUSTRY DIVISION were requested to be brought forward to before the opening of nominations in the 2015 quadrennial elections.
- b) As provided for in National Rule 49 - Rule Alterations I as National Secretary proposed to the National Executive by postal vote the required rule changes.
- c) I confirm that on **9 February 2015** a postal/fax/email ballot was submitted to all National Executive members via e-mail with the proposed amendments to the rules.

2. DIVISION SIX – TAXATION OFFICERS' BRANCH RULES

- d) Jeff Lpidos the Branch Secretary of the Taxation Officers' Branch advised the National Secretary in an email dated **9 February 2015** attached hereto marked "**1**", requesting the proposed changes to the rules be submitted to a vote of National Executive as soon as possible.
 - e) I confirm that on **9 February 2015**, 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 Taxation Officers' Branch together with the proposed amendments to the rules.
5. On the **10 February 2015**, a total of 120.5 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 **10 February 2015** declaring the result of the ballot.
 6. I declare that the particulars set out in this notice are true and correct to the best of my knowledge and belief.

DATED: Tuesday, 10 February 2015



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
116 Queensberry Street
Carlton 3053

9 February 2015

Dear David

The ASU Tax Branch Council has passed the following resolution in relation to our proposed rule change.

That the ASU Tax Officers Branch Council amends the proposed rules for the branch lodged with the Fair Work Commission on 28 October 2014:

1. By deleting “7 (seven) “ as it appears in proposed Rule 6 (d) and replacing with “2 (two)”;
2. By deleting the word “members” as it appears in proposed Rule 6 (d) and replacing with “Members”;
3. 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.
3. 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.

I would appreciate you seeking the ASU National Executive's support for this resolution, and subject to this support, seeking the required approval from the Fair Work Commission.

Yours sincerely

A handwritten signature in black ink, appearing to read "J. Lavidos", is written over a large, light blue oval shape.

Jeff Lavidos



A•S•U

File/Our Ref: [DS/db 12.21](#)
Your Ref:
Please quote in reply

Tuesday, 10 February 2015

TO: All National Executive Members
As addressed

By E-mail

Dear National Executive Member

**Postal/Fax/Email Vote No. 01/2015
Proposed rule changes**

**Australian
Services
Union**

**National Office
Melbourne & Sydney**

All correspondence to:

Ground Floor
116 Queensberry St
Carlton South VIC 3053

T: (03) 9342 1400
F: (03) 9342 1499
E: info@asu.asn.au
W: www.asu.asn.au

National Secretary
David Smith

Assistant National Secretaries
Greg McLean
Linda White

The result of the e-mail ballot submitted to members of National Executive via e-mail on 9 February 2015, regarding the above is as follows:

A total of 120.5 affirmative votes were received from:

David Smith
Linda White
Greg McLean
Irene Monro
Ruth McFarlane
Sally McManus
Michael Flinn
Graeme Kelly
Stephen Birney
Neil Henderson
Jennifer Thomas
Joseph Scales
Abbie Spencer
Jeff Lapidos
Richard Duffy
Russell Atwood
Ingrid Stitt
Paul O'Neill

No negative votes were received.

I advise that National Executive E-mail Vote No. 01/2015 is carried.

Yours faithfully

David Smith
National Secretary

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

**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 Ground Floor, 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 November 2014 in R2014/295 Queensland Together. I give consent for the General Manager to make the following alterations for the purpose of correcting typographical, clerical or formal errors:

- In proposed Rule 3 f. v., Rule 7a. v., Rule 10 a. and 17 a. amending typographical errors by deleting "Assistant Branch Secretaries" and replacing with "Branch Assistant Secretaries".
- In proposed Rule 3 f. vii., Rule 7a. vii., Rule 10 a. and 17 a. amending typographical errors by deleting "Assistant Branch Treasurer" and replacing with "Branch Assistant Treasurer".
- In proposed Rule 38 amending typographical errors by inserting "financial" into the numerator of the fraction in sub-rules 38 e., 38 j. and before the word "members" in sub-rule 38 i.
- In proposed Rule 56 h. iii. amending a typographical error by deleting "Branch Vice-President" and replacing with "Branch Vice-Presidents".
- In proposed Rule 56 h. v. amending a typographical error by deleting "Branch Assistant Secretary" and replacing with "Branch Assistant Secretaries".

DATED: Tuesday, 10 February 2015



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