

In accordance with the rules of the AMIEU, at the Federal Executive meeting held on 15 April 2013, the Federal Executive endorsed the following resolutions approving changes to the Union's rules:

**MOTION:**

Moved: Brian Crawford

Seconded: Charlie Donzow

*That the Rules of the AMIEU be amended by inserting, after Rule 15, the new rules 15A and 15B, as set out below:*

***15A Policies and Procedures***

*The Federal Council of the Union and each branch of the Union must develop and implement policies relating to the expenditure of the Union or branch of the Union (as the case may be).*

***15B Officers with Financial Duties***

*15B.1 Each officer of the Union (including an officer of a branch of the Union) whose duties include duties ("financial duties") that relate to the financial management of the Union or a branch (as the case may be) must undertake training that:*

*15B.1.1 is approved for such purpose by the General Manager of the Fair Work Commission; and*

*15B.1.2 covers each of the officer's financial duties.*

*15B.2 Each officer required to complete training pursuant to sub-rule 15B.1 must complete such training:*

*15B.2.1 within 6 months after the person begins to hold the office; or*

*15B.2.2 in the case of a person who is an officer of the Union (including an officer of a branch of the Union) at the time of the commencement of this rule – by 29 December 2013.*

**CARRIED UNANIMOUSLY**

**MOTION:**

Moved: Brian Crawford

Seconded: Charlie Donzow

*That the Rules of the AMIEU be amended by inserting, after Rule 18, the new rules 18A, 18B, 18C, and 18D, as set out below:*

***18A Disclosure by Officers of the Union***

*18A.1 Each officer of the Union, including an officer of a branch of the Union, shall disclose to the Union any remuneration paid to the person:*

*18A.1.1 because the officer is a member of a board, if:*

- (i) the officer is a member of the board only because the officer is an officer of the Union (or branch of the Union); or*
- (ii) the officer was nominated for the position as a member of the board by the Union, a branch of the Union, or a peak council; or*

*18A.1.2 by any related party of the Union in connection with the performance of the officer's duties as an officer.*

*18A.2 The disclosure required by sub-rule 18A.1 must be made:*

*18A.2.1 as soon as practicable after the remuneration is paid to the officer; and*

*18A.2.2 by notice in writing, given to:*

- (i) in the case of a disclosure by the Federal Secretary of the Union – to the members of the Federal Executive of the Union; or*
- (ii) in any other case – to the Federal Secretary of the Union and to the Secretary of the Branch of which the officer is a member.*

*18A.3 For the purposes of this rule, the term “officer” as the same meaning as defined by section 6 of the Fair Work (Registered Organisations) Act 2009.*

### ***18B Disclosure of Officer's Relevant Remuneration and Non-Cash Benefits***

*18B.1 The Federal Secretary of the Union must cause to be disclosed to each branch of the Union, and to the members of the Union:*

*18B.1.1 the identity of the officers who are the five highest paid in terms of relevant remuneration for the disclosure period; and*

*18B.1.2 for each of those officers:*

- (i) the actual amount of the officers' relevant remuneration for the disclosure period; and*
- (ii) either the value of the officers' relevant non-cash benefits, of the form of the officers' non-cash benefits, for the disclosure period.*

*18B.2 For the purposes of sub-rule 18B.1, the disclosure shall be:*

- 18B.2.1 *made in relation to each financial year;*
- 18B.2.2 *made within six months after the end of the financial year*
- 18B.2.3 *communicated in writing to the Secretary of each branch of the Union;  
and*
- 18B.2.4 *provided in writing to members of the Union in the same manner, and at the same time as, the Union provides its members with its auditor's report, general purpose financial report, and operating report.*

18B.3 *For the purposes of this rule, the term "officer" as the same meaning as defined by section 6 of the Fair Work (Registered Organisations) Act 2009.*

### **18C Disclosure of Officer's Material Personal Interests**

18C.1 *Each officer of the Union (including an officer of a branch of the Union) shall disclose to the Union any material personal interest in a matter that:*

- 18C.1.1 *the officer has or acquires; or*
- 18C.1.2 *a relative of the officer has or acquires;*

*that relates to the affairs of the organisation.*

18C.2 *The disclosure required by sub-rule 18C.1 shall be made to the Union*

18C.2.1 *as soon as practicable after the interest is acquired; and*

18C.2.2 *by notice in writing given to:*

- (i) *in the case of a disclosure by the Federal Secretary of the Union – to the members of the Federal Executive;*
- (ii) *in the case of a disclosure by an officer who is a member of the Federal Executive or Federal Council of the Union (whether or not the officer is also an officer of a branch of the Union) – to the Federal Secretary of the Union*
- (iii) *in the case of an officer of a branch of the Union (whether or not the officer is also a member of the Federal Executive or Federal Council) – to the Secretary of that branch.*

18C.3 *The Federal Secretary of the Union must cause to be disclosed to the members of the Union and its branches any interests disclosed to the Federal Secretary or Federal Executive pursuant to sub-rule 18C.1.*

18C.4 *For the purposes of sub-rule 18C.3, the disclosure shall be made:*

18C.4.1 *in relation to each financial year*

18C.4.2 *within six months after the end of the financial year; and*

18C.4.3 *in writing and provided to members of the Union in the same manner, and at the same time as, the Union provides its members with its auditor's report, general purpose financial report, and operating report.*

18C.5 *The Secretary of each branch of the Union must cause to be disclosed to the members of that branch any interests disclosed to the branch pursuant to sub-rule 18C.1.*

18C.6 *For the purposes of sub-rule 18C.5, the disclosure shall be made:*

18C.6.1 *in relation to each financial year*

18C.6.2 *within six months after the end of the financial year; and*

18C.6.3 *in writing and provided to members of the branch in the same manner, and at the same time as, the branch provides its members with its auditor's report, general purpose financial report, and operating report.*

18C.7 *For the purposes of this rule, the term "officer" as the same meaning as defined by section 6 of the Fair Work (Registered Organisations) Act 2009.*

#### **18D Disclosure by the Union of Payments**

18D.1 *The Federal Secretary shall cause to be disclosed to the members of the Union and its branches either*

18D.1.1 *each payment made by the Union during the disclosure period*  
(i) *to a related party of the Union or of a branch of the Union; or*  
(ii) *to a declared person or body of the Union or a branch of the Union; or*

18D.1.2 *the total of the payments made by the Union, during the disclosure period:*  
(i) *to each related party of the Union; or*  
(ii) *to each declared person or body of the Union.*

18D.2 *Sub-rule 18D.1 does not apply to a payment made to a related party if the payment consists of amounts deducted by the Union from remuneration payable to officers or employees of the Union.*

*18D.3 For the purposes of sub-rule 18D.1, the disclosures shall be made*

*18D.3.1 in relation to each financial year*

*18D.3.2 within six months after the end of the financial year; and*

*18D.3.3 in writing and provided to members of the branch in the same manner, and at the same time as, the branch provides its members with its auditor's report, general purpose financial report, and operating report.*

*18D.4 For the purposes of this rule, the term "officer" as the same meaning as defined by section 6 of the Fair Work (Registered Organisations) Act 2009.*

**CARRIED UNANIMOUSLY**

**MOTION:**

Moved: Brian Crawford

Seconded: Charlie Donzow

*That the Rules of the AMIEU be amended by inserting, after Rule 52, the new rules 52A and 52B, as set out below:*

***52A Disclosure of a Branch Officer's Relevant Remuneration and Non-Cash Benefits***

*52A.1 The Secretary of each Branch of the Union must cause to be disclosed to the members of the branch:*

*52A.1.1 the identity of the officers who are the two highest paid in terms of relevant remuneration for the disclosure period; and*

*52A.1.2 for each of those officers:*

*(i) the actual amount of the officers' relevant remuneration for the disclosure period; and*

*(ii) either the value of the officers' relevant non-cash benefits, of the form of the officers' non-cash benefits, for the disclosure period.*

*52A.2 For the purposes of sub-rule 52A.1, the disclosure shall be:*

*52A.2.1 made in relation to each financial year;*

*52A.2.2 made within six months after the end of the financial year; and*

52A.2.3 *provided in writing to members of the Union in the same manner, and at the same time as, the Union provides its members with its auditor's report, general purpose financial report, and operating report.*

52A.3 *For the purposes of this rule, the term "officer" as the same meaning as defined by section 6 of the Fair Work (Registered Organisations) Act 2009.*

## **52B Disclosure by Branches of Payments**

52B.1 *The Secretary of each Branch shall cause to be disclosed to the members of that branch either*

52B.1.1 *each payment made by the branch during the disclosure period*  
*(i) to a related party of the branch; or*  
*(ii) to a declared person or body of the branch; or*

52B.1.2 *the total of the payments made by the branch, during the disclosure period:*  
*(i) to each related party of the branch; or*  
*(ii) to each declared person or body of the branch.*

52B.2 *Sub-rule 52B.1 does not apply to a payment made to a related party if the payment consists of amounts deducted by the Union from remuneration payable to officers or employees of the Union.*

52B.3 *For the purposes of sub-rule 52B.1, the disclosures shall be made*

52B.3.1 *in relation to each financial year*

52B.3.2 *within six months after the end of the financial year; and*

52B.3.3 *in writing and provided to members of the branch in the same manner, and at the same time as, the branch provides its members with its auditor's report, general purpose financial report, and operating report*

52B.4 *For the purposes of this rule, the term "officer" as the same meaning as defined by section 6 of the Fair Work (Registered Organisations) Act 2009.*

**CARRIED UNANIMOUSLY**

The Union has made application to the Fair Work Commission seeking approval of these rule changes.