

THE AUSTRALASIAN MEAT INDUSTRY EMPLOYEES' UNION

(Federal Council)



Federal Secretary
GRAHAM SMITH

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Federal President
PATRICIA FERNANDEZ

Website: www.amieu.asn.au

4 January 2018

**The General Manager
Fair Work Commission
Level 8, Terrace Towers
80 William Street
EAST SYDNEY NSW 2011**

Via email only to ros@fwc.gov.au

Dear General Manager,

**Re: Application to Fair Work Commission to Approve Proposed Alterations to Rules
of the Australasian Meat Industry Employees Union**

The Australasian Meat Industry Employees Union (AMIEU) has conducted a further review of its rules to correct errors, update references, and ensure general modernisation.

I provide the following declaration for the purposes of Section 159 of the *Fair Work (Registered Organisations) Act 2009*:

1. Under rule 39, the rules of the AMIEU may be varied by the Federal Council of the Union.
2. Rule changes were attempted by way of postal ballot in mid-2017, but that process proved ultimately unsuccessful.
3. Following the earlier unsuccessful process, a meeting of the Federal Council took place in Melbourne on 6 December 2017 using teleconferencing to include a number of Federal Councillors who were located interstate.
4. In advance of the meeting of the Federal Council, proposed motions were distributed with a brief explanation as to the purpose of the rules changes. Copy attached.
5. The rule changes concerned the updating of the address of the NSW Branch, the inclusion of a rule pertaining to the keeping of minute books and membership eligibility. This application pertains to the change of address and the minute book motions only.

6. On 6 December 2017, a majority of Federal Councillors of the AMIEU endorsed the following resolutions approving changes to the rules of the AMIEU:

MOTION 1

“The Federal Council resolves to alter Rule 42 of the AMIEU Rules to remove the words “at Unit 3, 190 George Street, Parramatta” and, in their place, insert the words “at 62 Prospect Street, Rosehill” to reflect the new address of the Australasian Meat Industry Employees Union New South Wales Branch.”

MOTION 2

“The Federal Council authorises the Federal Secretary Treasurer and/or his nominated officer or employee to do all things necessary to make the required application to the Fair Work Commission for approval of this rule variation including amendments, correcting any typographical and/or other error/s and making declaration/s in support of the application.”

MOTION 3

“The Federal Council resolves to alter the AMIEU Rules to include a new sub-rule 58.8 in the terms specified below.

58.8 All resolutions passed and other business transacted by each meeting of a Branch Committee of Management shall be recorded by the keeping of minutes. Minutes may be made and kept electronically.”

MOTION 4

“The Federal Council authorises the Federal Secretary Treasurer and/or his nominated officer or employee to do all things necessary to make the required application to the Fair Work Commission for approval of this rule variation including amendments, correcting any typographical and/or other error/s and making declaration/s in support of the application.”

7. In accordance with rule 39.2 of the rules of the AMIEU, I caused notice to be provided to all branch committees of management of the proposed rule changes prior to the Federal Council ballot by virtue of the meeting of the Federal Executive on 9 March 2017, through the earlier unsuccessful process and by issuing the motions to the Federal Executive for distribution on 15 November 2017.

8. In accordance with regulation 126(1)(b) of the *Fair Work (Registered Organisations) Regulations 2009*, a copy of this notice setting out the particulars of the alteration will be placed on the AMIEU federal website and accessible here: <https://amieu.asn.au/category/rules-and-regulations/>.

9. On the basis of the foregoing, I declare that the alterations sought were made in accordance with the rules of the AMIEU.

10. I further declare that the particulars contained in this notice are true and correct to the best of my knowledge and belief.

If you have any enquiries in relation to the above please do not hesitate to contact me, or National Industrial Officer, Kristen Rogers, on (08) 8274 4100.

Yours sincerely,

A handwritten signature in black ink, appearing to read 'G. Smith', with a long horizontal stroke extending to the right.

GRAHAM SMITH
FEDERAL SECRETARY
A.M.I.E.U.