

# Schedule A



## AEU NT 2020 Branch Conference RULE ALTERATION PROPOSALS

A proposal to amend the Rules of the Branch will be put to the 2020 Conference for endorsement. Only Branch Conference may amend the rules of our union. At a meeting on Thursday 23 July 2020, Branch Executive endorsed a number of rule changes to be presented to the 2020 Branch Conference for endorsement. Branch Executive endorsed the following recommendation:

### RECOMMENDATION:

- That the following rule change proposals as detailed in the attached paper be endorsed by the 2020 Branch Conference:
  - (1) Branch Conference and Executive – clarification of powers – Rules 6, 17 and 99
  - (2) Branch Conference and Special Branch Conference provisions – Rules 11, 12 and 12A
  - (3) Financial Management and Membership Subscriptions – Rules 27A, 101, 102 and 103
  - (4) Officer responsibilities – Rules 77 and 78
  - (5) Update to definitions – Rules 2, 110 and 132
  - (6) Deletion of redundant rules – Rules 142-145

*The rule changes have been broken into six sections that generally incorporate similar themes. This is to make each proposed change more readily comprehensible for members of Executive and Conference Delegates, rather than just providing the changes sequentially (i.e. in numerical order by rule number).*

*A copy of the AEU NT Branch Rules is available at our website or on request.*

*A detailed explanation of the proposed changes for each section is provided on the following pages:*

Pages	Topic	Rules
2-4	Branch Conference and Executive – clarification of powers	6, 17, 99
5-7	Branch Conference and Special Branch Conference provisions	11, 12, 12A*
8-11	Financial Management and Membership Subscriptions	27A, 101, 102, 103
12-14	Officer Responsibilities	77, 78
15	Update to definitions	2, 110, 132
16	Deletion of redundant rules	142-145

\* 12A is a proposed new rule.

# Schedule A

## (1) Branch Conference and Executive – clarification of powers

This section deals with proposed changes to the following rules:

- Rule 6 (*Branch Conference – Powers*);
- Rule 17 (*Powers – Branch Executive*);
- Rule 99 (*Funds and Investments*)

### *Rationale*

These proposed changes reaffirm that Branch Executive is the Branch's committee of management.

Last year's Conference approved rule changes to clarify that the Branch Executive is the organisation's committee of management and thus the body responsible for financial management.

The Fair Work Commission approved those changes but identified additional rules that should be changed to remove any ambiguity (this decision was tabled at our November 2019 meeting). The proposed changes clarify the roles of Branch Conference and Branch Executive, respectively, establishing clearly that Conference is the supreme governing body of the Branch and the only body with the power to modify Branch Rules, and that Executive is the body with sole responsibility for financial management.

The proposed amendments to each are shown below with tracked changes, and then as they would appear incorporating all proposed amendments.

### **Rule 6 (Branch Conference – Powers) – with tracked changes**

- (a) The Branch Conference ~~shall be is, subject to this rule,~~ the supreme governing body of the Branch.
- (b) ~~Without limiting the generality of paragraph (a), the~~The Branch Conference has, subject to this rule, the ~~shall have~~ power to:
- (i) ~~superintend, manage and control the Branch's affairs;~~ ~~property and funds;~~
  - (ii) ~~to make, amend or rescind Federal Branch and Branch rules;~~
  - (ii) delegate to the Branch Executive all its powers other ~~than the power to make, amend or rescind rules;~~ and
  - (iii) direct that the opinion of financial members be obtained on any question by plebiscite.
- (c) The Branch Conference has, subject to rule 16, the exclusive power to:
- (i) amend these Branch rules.
- (d) Despite sub-rule (a) the Branch Conference cannot exercise:
- (i) power that includes powers that relate to the financial management of the Branch;
  - (ii) a power expressly reserved by these rules to be only exercised by the Branch Executive; and/or
  - (iii) a power expressly reserved by these rules to be only exercised by a Branch Officer.

## Schedule A

### **New Rule 6 (Branch Conference – Powers) – incorporating changes**

- (a) The Branch Conference is, subject to this rule, the supreme governing body of the Branch.
- (b) The Branch Conference has, subject to this rule, the power to:
  - (i) superintend, manage and control the Branch's affairs;
  - (ii) delegate to the Branch Executive all its powers other than the power to make, amend or rescind rules; and
  - (iii) direct that the opinion of financial members be obtained on any question by plebiscite.
- (c) The Branch Conference has, subject to rule 16, the exclusive power to:
  - (i) amend these Branch rules.
- (d) Despite sub-rule (a) the Branch Conference cannot exercise:
  - (i) power that includes powers that relate to the financial management of the Branch;
  - (ii) a power expressly reserved by these rules to be only exercised by the Branch Executive; and/or
  - (iii) a power expressly reserved by these rules to be only exercised by a Branch Officer.

### **Rule 17 (Powers – Branch Executive) – with tracked changes**

- (a) The Branch Executive shall be the committee of management of the Branch and, subject to Rules 6 and 16, the Branch Executive, when Branch Conference is not in Session, shall be the supreme governing body ~~of the Branch and all~~ the acts of Branch Executive, including interpretation of these Rules, shall have the same effect as if those acts were acts of Branch Conference under rule 6.
- (b) The Branch Executive is, to the exclusion of Branch Conference, to exercise power in relation to the financial management of the Branch.-

### **Rule 17 (Powers – Branch Executive) – incorporating changes**

- (a) The Branch Executive shall be the committee of management of the Branch and, subject to Rules 6 and 16, the Branch Executive, when Branch Conference is not in Session, shall be the supreme governing body of the Branch and the acts of Branch Executive, including interpretation of these Rules, shall have the same effect as if those acts were acts of Branch Conference under rule 6.
- (b) The Branch Executive is, to the exclusion of Branch Conference, to exercise power in relation to the financial management of the Branch.

## Schedule A

### **Rule 99 (a) (Funds and Investments) – with tracked changes**

- (a) The Branch funds referred to in rule 62 of the Federal Rules shall be administered by the Branch Executive ~~and Branch Conference~~ in accordance with this rule.

*(...) (REFER TO REMAINDER OF UNCHANGED RULE)*

### **Rule 99 (a) (Funds and Investments) – incorporating changes**

- (a) The Branch funds referred to in rule 62 of the Federal Rules shall be administered by the Branch Executive in accordance with this rule.

*(...) (REFER TO REMAINDER OF UNCHANGED RULE)*

## Schedule A

### **(2) Branch Conference and Special Branch Conference provisions**

This section deals with proposed changes to the following rules:

- Rule 11 (*Meetings of Branch Conference*);
- Rule 12 (*Special Branch Conference*);
- NEW RULE: Rule 12A (*Out of Session Ballot of Branch Conference*)

#### *Rationale*

The proposed changes to rules 11 and 12, and the introduction of a new Rule 12A, allow more flexibility in how Conference delegates can meet and vote out of session, if that is required. Current rules imply that a Branch Conference, Special or ordinary, must meet face-to-face, unless using provisions under Rule 88.

#### **Rule 11 (Meetings of Branch Conference) – with tracked changes**

- (a) Branch Conference shall be held annually and, unless otherwise decided by the Branch Executive, shall be held during the May Day weekend.
- (b) The commencing date of Branch Conference shall be determined by Branch Executive not less than 3 months before such date and the Branch Secretary shall notify in writing each Branch Executive member and each sub-Branch within 7 days of such determination and shall cause notification of such date to be inserted in the next issue of the Branch Newsletter.
- (c) ~~(c)~~ Branch Conference expenses, including expenses of delegates and others entitled to attend as Branch Conference members, may be paid by Branch Executive either in part or in whole.
- (d) Branch Conference is to be conducted by a method by which the respective members of the Branch Conference can communicate with each other.

#### **Rule 11 (Meetings of Branch Conference) – incorporating changes**

- (a) Branch Conference shall be held annually and, unless otherwise decided by the Branch Executive, shall be held during the May Day weekend.
- (b) The commencing date of Branch Conference shall be determined by Branch Executive not less than 3 months before such date and the Branch Secretary shall notify in writing each Branch Executive member and each sub-Branch within 7 days of such determination and shall cause notification of such date to be inserted in the next issue of the Branch Newsletter.
- (c) Branch Conference expenses, including expenses of delegates and others entitled to attend as Branch Conference members, may be paid by Branch Executive either in part or in whole.
- (d) Branch Conference is to be conducted by a method by which the respective members of the Branch Conference can communicate with each other.

## Schedule A

### Rule 12 (Special Branch Conference) – with tracked changes

- (a) Branch Conference or the Branch Executive may, and at the written request of 30 or more of the Sub-Branches shall, convene a Special Branch Conference.
- (b) Each request for a Special Branch Conference shall specify the subject matter for discussion at the Conference.
- (c) Branch Conference or the Branch Executive shall determine the matters to be included in the Agenda which shall include- the subject matters set out in the written request by the Sub-Branches for the Special Branch Conference.
- (d) The provisions of Rule 15 shall apply mutatis mutandis to a Special Branch Conference except that the Branch Executive may determine the periods of notice for the circulation of the agenda prior to a Special Branch Conference.
- (e) Notwithstanding the provisions of this rule a matter not included in the agenda for the Special Conference, with the exception of proposed rule alterations, may be discussed at such Branch Conference provided a resolution that such matters be discussed is carried by a simple majority of the delegates present and entitled to vote.
- (f) Delegates to a Special Branch Conference shall be those members elected under Rule 112.
- (g) Special Branch Conference is to be conducted by a method by which the respective members of the Special Branch Conference can communicate with each other.

### Rule 12 (Special Branch Conference) – incorporating changes

- (a) Branch Conference or the Branch Executive may, and at the written request of 30 or more of the Sub-Branches shall, convene a Special Branch Conference.
- (b) Each request for a Special Branch Conference shall specify the subject matter for discussion at the Conference.
- (c) Branch Conference or the Branch Executive shall determine the matters to be included in the Agenda which shall include- the subject matters set out in the written request by the Sub-Branches for the Special Branch Conference.
- (d) The provisions of Rule 15 shall apply mutatis mutandis to a Special Branch Conference except that the Branch Executive may determine the periods of notice for the circulation of the agenda prior to a Special Branch Conference.
- (e) Notwithstanding the provisions of this rule a matter not included in the agenda for the Special Conference, with the exception of proposed rule alterations, may be discussed at such Branch Conference provided a resolution that such matters be discussed is carried by a simple majority of the delegates present and entitled to vote.
- (f) Delegates to a Special Branch Conference shall be those members elected under Rule 112.
- (g) Special Branch Conference is to be conducted by a method by which the respective members of the Special Branch Conference can communicate with each other.

## Schedule A

### Rule 12A (Out of Session Ballot of Branch Conference) – NEW RULE

#### RULE 12A - OUT OF SESSION BALLOT OF BRANCH CONFERENCE

- (a) An out of session ballot of the Branch Conference may be conducted where the Branch Secretary considers that a matter needs to be dealt with expeditiously by a ballot of the Branch Conference.
- (b) Without limitation to sub-rule (a) the:
- (i) Branch Conference; or
  - (ii) Branch Executive,
- may direct the Branch Secretary to conduct an out of session ballot of the Branch Conference, where it determines that a matter needs to be dealt with expeditiously by a ballot of the Branch Conference.
- (c) An out of session ballot is to be conducted by means of:
- (i) post;
  - (ii) e-mail;
  - (iii) text message;
  - (iv) other electronic communication; and/or
  - (v) a mixture of those means.
- (d) Where an out of session ballot of the Branch Conference is conducted:
- (i) the Branch Secretary shall determine a time limit within which the ballots must be received, but which is no less than 14 days, provided that the Branch Secretary may determine a shorter time limit for e-mail/text message/electronic ballots;
  - (ii) 50% of the members of the Branch Conference plus one (1) casting a ballot in the time limited under paragraph (i) constitutes a quorum; and
  - (iii) determination of the ballot shall, unless these rules otherwise require, be by simple majority of the votes cast.

## Schedule A

### (3) Financial management and membership subscriptions

This section deals with proposed changes to the following rules:

- Rule 27A (*General Meeting – Financial Reports*);
- Rule 101 (*Statement of Branch Accounts*);
- Rule 102 (*Subscriptions and Other Payments by Members*);
- Rule 103 (*Loans, Grants and Donations*)

#### *Rationale*

The proposed amendments in this section are grouped together under a general theme of financial management. They mostly involve technical amendments to update our rules in line with current legislation and existing practices. There are changes to the responsibilities of Officers and as such this section should be read in close conjunction with the following section on changes to Officer responsibilities.

A minor amendment is proposed to Rule 27A to update a reference to the superseded *Workplace Relations Act*.

The changes proposed to Rule 101 make financial reporting procedures consistent with obligations imposed by Registered Organisations legislation, giving greater responsibility to the Branch Secretary as the Branch's Designated Officer.

The current sub-clauses (e) and (f) in Rule 101 are moved to Rule 103, where they properly belong, as they relate to loans, grants and donations.

Rule 102 is to be updated to ensure our rules are consistent with the methods and frequency by which we allow members to pay their fees. This is a legal requirement. Amendments to this rule also clarify that subscriptions are made to the Branch on behalf of the Union, and not a person such as the Secretary or Treasurer.

#### **Rule 27A (General Meeting – Financial Reports) – with tracked changes**

- (1) The Branch Secretary shall convene a meeting of the members of the Branch upon a request in writing by members calling for a General Meeting for the purposes of considering the financial reports as described in [the Act](#) ~~Schedule 1B of the Workplace Relations Act 1996~~ if such a request:

(...) (REFER TO REMAINDER OF UNCHANGED RULE)

#### **Rule 27A (General Meeting – Financial Reports) – incorporating changes**

- (1) The Branch Secretary shall convene a meeting of the members of the Branch upon a request in writing by members calling for a General Meeting for the purposes of considering the financial reports as described in the Act if such a request:

(...) (REFER TO REMAINDER OF UNCHANGED RULE)



## Schedule A

### Rule 101 (Statement of Branch Accounts) – with tracked changes

- (a) The ~~Branch Secretary~~Treasurer shall maintain or cause to be maintained the accounting records required to be maintained under the Act and Regulations and, in respect of each financial year, prepare or cause to be prepared the accounts and other statements required to be prepared under the Act and Regulations.
- (b) The accounts and statements prepared pursuant to the previous paragraph shall be submitted by the ~~Branch Secretary~~Treasurer to the Branch Auditor, ~~the Branch President and the Branch Secretary.~~
- (c) On receipt of the Auditor's Report the ~~Branch Secretary~~Treasurer shall forthwith forward copies of the Report to the Branch ~~Executive. President and the Branch Secretary.~~
- (d) The Branch Executive may resolve for the purposes of sub-section 265(2) of the Act to provide members of the Branch with a summary of the ~~Branch~~ Auditor's Report, accounts and statements referred to in this Rule.
- (e) ~~The Branch Secretary shall keep a register of all grants, loans and donations made by the Conference or Branch Executive during the financial year, showing the relevant particulars of any such loans, grants and donations.~~
- ~~(f) The Branch Secretary shall as soon as practicable after the end of each financial year lodge with the Industrial Registrar a statement showing the relevant particulars in relation to each loan, grant or donation of an amount exceeding the amount specified under section 269 of the Act.~~

### Rule 101 (Statement of Branch Accounts) – incorporating changes

- (a) The Branch Secretary shall maintain or cause to be maintained the accounting records required to be maintained under the Act and Regulations and, in respect of each financial year, prepare or cause to be prepared the accounts and other statements required to be prepared under the Act and Regulations.
- (b) The accounts and statements prepared pursuant to the previous paragraph shall be submitted by the Branch Secretary to the Branch Auditor.
- (c) On receipt of the Auditor's Report the Branch Secretary shall forthwith forward copies of the Report to the Branch Executive.
- (d) The Branch Executive may resolve for the purposes of sub-section 265(2) of the Act to provide members of the Branch with a summary of the Branch Auditor's Report, accounts and statements referred to in this Rule.

# Schedule A

## Rule 102 (Subscriptions and Other Payments by Members) – with tracked changes

- (a) Membership Subscriptions shall be fixed on an annual basis in each year in advance.
- (b) The amount of the annual subscriptions shall be fixed ~~by Branch Conference or~~ by the Branch Executive ~~from time to time~~;
- (c) All subscriptions and other moneys due and payable shall be paid to the Union on behalf of the Branch ~~Branch Secretary or Treasurer~~.
- (d) The annual subscription shall be paid
  - (i) in advance, and may be paid in the following ways:
    - a. annually in one (1) instalment;
    - b. each six months by two (2) equal instalments; or
    - c. in accordance with a scheme approved by the Branch Executive by periodic deduction from:
      - i. salary;
      - ii. a member's account at a financial institution; or
      - iii. a credit card.

~~Subscriptions shall be paid in advance annually or by 2 equal instalments on 1st February and 1st August in each year in advance or by periodic deduction from salary or by periodic deduction from a member's account at a financial institution.~~

## Rule 102 (Subscriptions and Other Payments by Members) – incorporating changes

- (a) Membership Subscriptions shall be fixed on an annual basis in each year in advance.
- (b) The amount of the annual subscriptions shall be fixed by the Branch Executive.
- (c) All subscriptions and other moneys due and payable shall be paid to the Union on behalf of the Branch.
- (d) The annual subscription shall be paid
  - (i) in advance, and may be paid in the following ways:
    - a. annually in one (1) instalment;
    - b. each six months by two (2) equal instalments; or
    - c. in accordance with a scheme approved by the Branch Executive by periodic deduction from:
      - i. salary;
      - ii. a member's account at a financial institution; or
      - iii. a credit card.

## Schedule A

### Rule 103 (Loans, Grants and Donations) – with tracked changes

The Branch shall not make any loan, grant or donation of an amount exceeding \$1,000.00, unless the ~~Branch Conference or~~ Branch Executive has:

- (a) satisfied itself -
  - (i) that the making of the loan, grant or donation would be in accordance with other rules of the Branch; and
  - (ii) in the case of a loan that, in the circumstances, the security proposed to be given for the repayment of the loan is adequate and the proposed arrangements for the repayment of the loan is satisfactory; and
  - (iii) approved the making of the loan, grant or donation.
- (b) The Branch Secretary shall keep a register of all grants, loans and donations made by the Branch Executive during the financial year, showing the relevant particulars of any such loans, grants and donations.
- (c) The Branch Secretary shall as soon as practicable after the end of each financial year lodge with the Registered Organisations Commissioner a statement showing the relevant particulars in relation to each loan, grant or donation of an amount exceeding the amount specified under section 269 of the Act.

### Rule 103 (Loans, Grants and Donations) – incorporating changes

The Branch shall not make any loan, grant or donation of an amount exceeding \$1,000.00, unless the Branch Executive has:

- (a) satisfied itself -
  - (i) that the making of the loan, grant or donation would be in accordance with other rules of the Branch; and
  - (iv) in the case of a loan that, in the circumstances, the security proposed to be given for the repayment of the loan is adequate and the proposed arrangements for the repayment of the loan is satisfactory; and
  - (v) approved the making of the loan, grant or donation.
- (b) The Branch Secretary shall keep a register of all grants, loans and donations made by the Branch Executive during the financial year, showing the relevant particulars of any such loans, grants and donations.
- (c) The Branch Secretary shall as soon as practicable after the end of each financial year lodge with the Registered Organisations Commissioner a statement showing the relevant particulars in relation to each loan, grant or donation of an amount exceeding the amount specified under section 269 of the Act.

# Schedule A

## (4) Officer responsibilities

This section deals with proposed changes to the following rules:

- Rule 77 (*Duties of Branch Secretary*)
- Rule 78 (*Duties of Treasurer*)

### *Rationale*

The changes proposed here provide for the first time a duty statement for the Branch Secretary. The responsibilities assigned to the Branch Secretary accord with modern governance processes and legislation and have been recommended by both the AEU Federal Office and Hall Payne Lawyers. These changes modernise Branch Rules and the operation of the Branch in line with requirements imposed by the *Fair Work (Registered Organisations) Act*, where a designated officer is accountable for the daily operations of Branch and responsible in ensuring the Branch complies with the Act and Regulations. In almost every union in Australia (and other AEU branches), this person is the Branch Secretary.

### **Rule 77 (Duties of Branch Secretary) – incorporating changes**

~~The duties of the Branch Secretary shall be as determined from time to time by Branch Conference or the Branch Executive.~~

- (a) For the purpose of this rule, the words in column A have the meaning assigned opposite in column B:

<u>A</u>	<u>B</u>
<u>Act</u>	<u>Fair Work (Registered Organisations) Act</u>
<u>Financial Records</u>	<u>records, however recorded or stored, to the extent that they relate to the finances or financial administration of the Union and includes:</u> <u>registers;</u> <u>records of financial information;</u> <u>Financial Reports;</u> <u>annual returns;</u> <u>documents relating to or recording financial transactions; and</u> <u>Financial Statements</u>
<u>Financial Statements</u>	<u>a financial document that explains the methods and calculations about how the Union’s accounts are made up and correctly recorded and explains the Union transactions and financial position</u>

- (b) The Branch Secretary has the power and responsibility to:
- (i) maintain the records of the Branch under the Act;
  - (ii) maintain the Financial Records under the Act;
  - (iii) prepare an annual budget for the Branch Executive’s consideration;
  - (iv) prepare the general purpose financial report and operating report to be filed by the Branch;
  - (v) liaise with the Branch auditor;
  - (vi) ensure compliance with the Act;
  - (vii) provide notice, and make declarations, on behalf of the Branch;
  - (viii) notify industrial disputes under the Act; and
  - (ix) attend all meetings of Branch Conference and the Branch Executive;

## Schedule A

- (x) seek the prompt payment of monies owing to the Branch;
  - (xi) receive all moneys paid to the Branch;
  - (xii) ensure that all monies received are promptly deposited to the credit of the Branch's bank account;
  - (xiii) oversee all payments to be made by the Branch;
  - (xiv) ensure that a detailed and current account of all money transactions is maintained;
  - (xv) provide a statement of the Branch's current account to ordinary meetings of the Branch:
    - a. Conference; and
    - b. Branch Executive;
  - (xvi) be the designated officer of the Branch under the Act, subject to a determination of the Branch Executive that another Branch officer perform the function.
- (c) The Branch Secretary has the other powers and duties provided under these rules.
- (d) The Branch Secretary is a member of the finance committee and each other sub-committee of the Branch and may attend meetings of any such committee to provide a report to the Branch Executive.
- (e) Despite sub-rule (b), the Branch Secretary cannot exercise a power expressly reserved by these rules to only be exercised by, respectively, the:
- (i) Branch Conference;
  - (ii) Branch Executive; or
  - (iii) another Branch Officer.
- (f) The Branch Secretary shall also carry out other such duties as determined by Branch Conference or the Branch Executive.

*A version incorporating the proposed changes has not been provided for this rule as the amendment is, overwhelmingly, an addition to the existing rule.*

## Schedule A

### Rule 78 (Duties of Treasurer) – with tracked changes

~~The Treasurer shall—~~

- ~~(a) — ensure that a detailed account of all money transactions is maintained, have charge and custody of all monies belonging to the Branch, and ensure that all monies received are promptly deposited to the credit of the Branch's bank account;~~
- ~~(b) — attend all meetings of Branch Conference and the Branch Executive and be prepared at all times when required by Conference or the Branch Executive to give a statement of the Branch's current account; and~~
- ~~(c) — oversee all payments on behalf of and receive all moneys due and owing to the Branch.~~

(a) The Treasurer shall:

- (i) convene, and chair, meetings of the finance committee of the Branch Executive;
- (ii) assist the Branch Secretary to prepare the:
  - a. annual budget;
  - b. general purpose financial report; and
- (iii) have such other duties as shall be determined by:
  - a. Branch Conference; or
  - b. Branch Executive.

### Rule 78 (Duties of Treasurer) – incorporating changes

(a) The Treasurer shall:

- (i) convene, and chair, meetings of the finance committee of the Branch Executive;
- (ii) assist the Branch Secretary to prepare the:
  - a. annual budget;
  - b. general purpose financial report; and
- (iii) have such other duties as shall be determined by:
  - a. Branch Conference; or
  - b. Branch Executive.

## Schedule A

### (5) Update to definitions

This section deals with proposed changes to the following rules:

Rules 2, 110 and 132

- Rule 2 (*Definitions*)
- Rule 110 (*Ballot – Branch Executive*)
- Rule 132 (*Method of Voting*)

#### *Rationale*

The Branch Rules contain several references to the superseded *Industrial Relations Act and Workplace Relations Act* and related Regulations. These changes will update the rules to refer to the Act and Regulations currently in operation.

#### **Rule 2 (Definitions) – with tracked changes**

In these Federal Branch Rules:-

"the Act" - means the ~~*Industrial Relations Act 1988*~~ *Fair Work (Registered Organisations) Act 2009* (Cth);

"the Regulations" – means the ~~*Industrial Relations Regulations*~~ *Fair Work (Registered Organisations) Regulation 2009* (Cth); and

"the Union" – means Australian Education Union.

#### **Rule 2 (Definitions) – incorporating changes**

In these Federal Branch Rules:-

"the Act" - means the *Fair Work (Registered Organisations) Act 2009* (Cth);

"the Regulations" – means the *Fair Work (Registered Organisations) Regulation 2009* (Cth); and

"the Union" – means Australian Education Union.

#### **Rule 110 (Ballot – Branch Executive) and Rule 132 (Method of Voting)**

*Proposed amendment in Rules 110 and 132 is to delete references to the “regulations made under Schedule 1B of the Workplace Relations Act 1996” and replace simply with the word “Regulations” (with Regulations already defined in the updated Rule 2).*

*The relevant rules are not provided here but are available in full in the current AEU NT Branch Rules from our website or the Fair Work Commission webpage: <https://www.fwc.gov.au/registered-organisations/find-registered-organisations/australian-education-union-aeu>*

## Schedule A

### (6) **Deletion of redundant rules**

This section deals with the proposed deletion of the following rules:

- Rule 142 (pursuant to s.148a) (*Disclosure of Officer's Relevant Remuneration and Non-cash Benefits*)
- Rule 143 (pursuant to s.148b) (*Disclosure of Officer's Material Personal Interests*)
- Rule 144 (pursuant to s.148c) (*Disclosure by Branch of Payments*)
- Rule 145 (pursuant to s.154c) (*Financial Training*)

#### *Rationale*

These Rules are now redundant as they simply replicate requirements for the Branch imposed by the Act. They are legal requirements and there is no requirement to restate them in our Branch Rules.

### **Rules 142-145 (inclusive)**

*The proposed amendment is to delete these rules in their entirety. The relevant rules are not provided here but are available in full in the current AEU NT Branch Rules from our website or the Fair Work Commission webpage: <https://www.fwc.gov.au/registered-organisations/find-registered-organisations/australian-education-union-aeu>*