



A•S•U

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

Wednesday, 20 July 2016

General Manager
Fair Work Commission
GPO Box 1944
MELBOURNE VIC 3001

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

Dear General Manager

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 alteration concerns DIVISON SEVEN NSW & ACT (SERVICES) BRANCH Rule 9 – BRANCH COUNCIL as follows:

1. Delete from Rule 9 – BRANCH COUNCIL the words: *“provided that the Branch Council shall meet on a day or dates within sixty (60) days preceding the meeting of the National Conference”*.

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

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

David Smith
National Secretary

[encl](#)

**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

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"). 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 **20 July 2016**, 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) Judith Wright, Deputy Secretary of the NSW & ACT (Services) Branch and National Executive member, advised the National Secretary in a letter dated **6 June 2016** that their Branch Committee Management (Branch Executive) meeting on the 1 June 2016, approved the Rule change attached hereto marked "**Annexure 1**", and requested the proposed changes to the rules be submitted to a vote of National Executive as soon as possible.
 - b) I confirm that on **8 July 2016** 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 **12 July 2016**, a total of 126.17 affirmative votes were received. Of the total of 138 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 "**Annexure 2**" is a copy of my correspondence to National Executive members of the **12 July 2016** 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: Wednesday, July 20, 2016



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

6 June 2016

David Smith
National Secretary
Australian Services Union
Ground Floor, 116 Queensberry Street
Carlton South Vic 3053

By email: dsmith@asu.asn.au

Dear David,

Re: Rule change - NSW and ACT Services Branch of the Australian Municipal, Administrative, Clerical and Services Union

At a meeting on 1 June 2016, the Branch Executive passed the following resolution:

“That the Branch Executive request the National Executive to approve the deletion of the words ‘provided that the Branch Council shall meet on a day or dates within sixty (60) days preceding the meeting of the National Conference’ from Rule 9 of the Branch Rules.”

The effect of the above proposed Rule Change is that Rule 9 of the Branch Rules will provide,

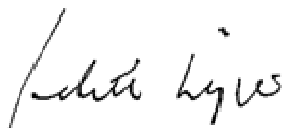
“There shall be a Branch Council. The Branch Council shall have power to adopt rules for its own guidance and government. The Branch Council shall meet at a time and place determined by the Branch Executive.”

The Rule Change is sought so that the Branch can continue the practice commenced last year of holding the Branch Council meeting in the year preceding National Conference at the commencement of the Christmas period.

I would be grateful if you could commit this to a vote of the National Executive and subsequently advise FWC of the rule change.

Please contact me if you wish to discuss.

Yours faithfully,



Judith Wright
Deputy Secretary



A•S•U

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

Tuesday, 12 July 2016

TO: All National Executive Members
As addressed

By E-mail

Dear National Executive Member

**Postal/Fax/Email Vote No. 07/2016
Proposed NSW & ACT (Services) Branch rule change**

**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**

David Smith
Linda White
Greg McLean
Alex Scott
Irene Monro
Vivienne Doogan
Natalie Lang
Judith Wright
Angus McFarland
Graeme Kelly
Stephen Birney
Sharon Sewell
Neil Henderson
Jennifer Thomas
Lynette Henson
Joseph Scales
Abbie Spencer
Jeff Lapidos
Ance! Greenwood
Richard Duffy
Wendy Phillips
Ingrid Stitt
David Leydon
Paul O'Neill

No negative votes were received. I advise that National Executive E-mail Vote No. 07/2016 is carried.

Yours faithfully

David Smith
National Secretary

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