



New South Wales Teachers Federation

a branch of the Australian Education Union
AEU NSW Teachers Federation Branch ABN 86 600 150 697



25 February 2021

In reply please quote: 95/2021/MS/lb

Fair Work Australia
PO Box 1994
MELBOURNE VIC 3001

Email: ros@fwc.gov.au

DECLARATION OF AUTHORISED OFFICER in accordance with Regulation 126 *Fair Work (Registered Organisations) Regulations 2009*

ALTERATION OF OTHER RULES OF ORGANISATIONS in accordance with section 159 of the *Fair Work (Registered Organisations) Act 2009*

I, John Dixon of 23-33 Mary Street Surry Hills NSW am the Branch Secretary of the Australian Education Union New South Wales Teachers Federation Branch and am authorised to give this notice of particulars of alterations to the rules of the Australian Education Union New South Wales Teachers Federation Branch and to make this declaration as required by Regulation 126 of the *Fair Work (Registered Organisations) Regulations 2009*.

1. I declare that the alterations were made in accordance with the rules of the Australian Education Union New South Wales Teachers Federation Branch
2. The particulars of the rule alterations are attached to this declaration and labelled 'Schedule A'
3. The actions taken under the rules to make this alteration were as follows:
 - a) On 5 December 2020, the Branch Secretary gave notice to the Branch Council of the proposed deletion of Branch Rules 53, 54, 55 and 56
 - b) The Branch Secretary sent a notice on 9 December 2020 including a copy of the proposed rule changes to each Association. This was in accordance with Rule 64 (3) (a) which requires notice of not less than 14 days prior to the meeting.
 - c) The Branch Council meeting was held on 20 February 2021
 - d) A quorum was declared present at the Branch Council by the chair
 - e) As per the requirement of Rule 64 (3) (b) the rule change was adopted by a vote in excess of 3/5ths of the Branch Council members present.
4. I declare that the particulars set out in this notice are true and correct to the best of my knowledge and belief.

Yours sincerely

John Dixon
Branch Secretary

Existing Branch Rules 53 – 56.

53 - DISCLOSURE OF OFFICER'S MATERIAL PERSONAL INTERESTS

- (1) Each Officer of the Branch shall disclose to the Branch any material personal interest in a matter that:
 - (a) the officer has or acquires; or
 - (b) a relative of the officer has or acquires; that relates to the affairs of the Branch.
- (2) The disclosure required by sub-rule (1) shall be made to the Branch:
 - (a) as soon as practicable after the interest is acquired; and
 - (b) in writing.
- (3) The Branch shall disclose to the members of the Branch any interests disclosed to the Branch pursuant to sub-rule (1).
- (4) For the purposes of sub-rule (3), the disclosures shall be made:
 - (a) in relation to each financial year;
 - (b) within six months after the end of the financial year; and
 - (c) in writing.

54 - DISCLOSURE BY BRANCH OFFICERS OF REMUNERATION AND NON CASH BENEFITS

- (1) Each officer of the Branch shall disclose to the Branch any remuneration paid to the officer:
 - (a) 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 Branch; or
 - (ii) the officer was nominated for the position as a member of the board by the, Federal Union, Union, Branch or a peak council; or
 - (b) by any related party of the Branch in connection with the performance of the officers' duties as an officer.
- (2) The disclosure required by sub-rule (1) shall be made to the Branch:
 - (a) as soon as practicable after the remuneration is paid to the officer; and
 - (b) in writing

- (3) The Branch shall disclose to the members of the Branch:
- (a) the identity of the officers who are the two highest paid in terms of relevant remuneration for the disclosure period, and
 - (b) for 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, or the form of the officers' relevant non-cash benefits, for the disclosure period
- (4) For the purpose of sub-rule (3), the disclosure shall be made:
- (a) in relation to each financial year;
 - (b) within six months after the end of the financial year; and
 - (c) in writing.

55 - DISCLOSURE BY BRANCH OF PAYMENTS

- (1) The Branch shall disclose to the members of the Branch either:
- (a) 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
 - (b) 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.
- (2) Sub-rule (1) does not apply to a payment made to a related party if:
- (a) the payment consists of amounts deducted by the Branch from remuneration payable to officers or employees of the Branch; or
 - (b) the related party is an officer of the Branch, and the payment:
 - (i) consists of remuneration paid to the officer by the Branch; or
 - (ii) is reimbursement for expenses reasonably incurred by the officer in performing the officer's duties as an officer.

(3) For the purposes of sub-rule (1), the disclosure shall be made:

- (a) in relation to each financial year;
- (b) within six months after the end of the financial year; and
- (c) in writing.

56 - TRAINING

Each person who holds an office in the Branch with duties which include or relate to the financial management of the Branch must undertake training:

- (a) approved by the General Manager of the Fair Work Commission under section 154C of the FW (RO) Act;
- (b) that covers each of the person's financial duties; and
- (c) the training must be completed within 6 months of the person taking up the office.

Delete Branch Rules 53 – 56.

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 - (a) the officer has or acquires; or
 - (b) a relative of the officer has or acquires; that relates to the affairs of the Branch.
- (2) The disclosure required by sub-rule (1) shall be made to the Branch:
 - (a) as soon as practicable after the interest is acquired; and
 - (b) in writing.
- (3) The Branch shall disclose to the members of the Branch any interests disclosed to the Branch pursuant to sub-rule (1).
- (4) For the purposes of sub-rule (3), the disclosures shall be made:
 - (b) in relation to each financial year;
 - (b) within six months after the end of the financial year; and
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 - (b) by any related party of the Branch in connection with the performance of the officers' duties as an officer.
- (2) The disclosure required by sub-rule (1) shall be made to the Branch:
 - (a) as soon as practicable after the remuneration is paid to the officer; and
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- (3) The Branch shall disclose to the members of the Branch:
 - (a) the identity of the officers who are the two highest paid in terms of relevant remuneration for the disclosure period, and
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- (4) For the purpose of sub-rule (3), the disclosure shall be made:
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 - (b) the total of the payments made by the Branch, during the disclosure period:
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- (2) Sub-rule (1) does not apply to a payment made to a related party if:
 - (a) the payment consists of amounts deducted by the Branch from remuneration payable to officers or employees of the Branch; or
 - (b) the related party is an officer of the Branch, and the payment:
 - (i) consists of remuneration paid to the officer by the Branch; or
 - (ii) is reimbursement for expenses reasonably incurred by the officer in performing the officer's duties as an officer.
- (3) For the purposes of sub-rule (1), the disclosure shall be made:
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 - (b) within six months after the end of the financial year; and
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