

FAIR WORK COMMISSION

Fair Work (Registered Organisations) Act 2009

Application under s159 and Regulation 126 to amend the rules of an organisation

IN THE MATTER OF:

**AN APPLICATION TO AMEND THE RULES OF THE CPSU, the COMMUNITY
AND PUBLIC SECTOR UNION (“CPSU”) UNDER S159 AND REG 126**

NOTICE OF PARTICULARS UNDER REGULATION 126(1) OF PROPOSED ALTERATION TO THE CHAPTER B RULES OF THE CPSU

1. I Michael Tull, as the Acting National Secretary of the PSU Group of the Community and Public Sector Union (“CPSU”), give notice of particulars of proposed alterations to the Chapter B Rules of the CPSU (“the rule changes”) referred to in this Notice, in the attached declaration and schedule.
2. On the basis of this material the General Manager should be satisfied that the rule changes have been made in accordance with the rules of the CPSU and should exercise her power to certify that the rules have been made under s159 of the Act.
3. The General Manager should be aware that the CPSU has already had alterations to the Chapter C rules to the same effect, certified by the Fair Work Commission. The CPSU will, following the making of these rules, file an additional rule change application to make similar amendments to the Chapter A rules which will bind officers of the National Officers Committee of the CPSU after approval by Federal Council of the CPSU (SPSF Group) before they are authorised.

**A. PARTICULARS OF PROPOSED ALTERATIONS TO THE CHAPTER B
RULES OF THE CPSU**

4. The alterations proposed by this application are listed below:

1. *Delete Part 4A – Financial Disclosure and Training Obligations for the PSU Group*
2. *Add a new Part 4A*

FINANCIAL DISCLOSURE AND TRAINING OBLIGATIONS FOR THE PSU GROUP

- 1.1 Group and CSIRO Sections officers are subject to the financial disclosure, policy, and training obligations in the Fair Work (Registered Organisations) Act.
- 1.2 Group and CSIRO Section officers will comply with these requirements.
 - (a) **office** has the same meaning as defined by section 9 of the *Fair Work (Registered Organisations) Act 2009*.
 - (b) **officer** has the same meaning as defined by section 6 of the *Fair Work (Registered Organisations) Act 2009*.
- 1.3 In addition to the disclosure obligations imposed by the Act, and without limiting those obligations in any way:
 - (a) The disclosure obligations are also obligations owed by officers under these rules.
 - (b) Where the disclosure obligations impose on an officer of the Group an obligation to disclose a matter to the Group, the National Secretary must keep a written record of the disclosure.
 - (c) Where the disclosure obligations impose on an officer of the CSIRO Section an obligation to disclose a matter to the CSIRO Section, the CSIRO Section Secretary must keep a written record of the disclosure, and shall forward to the National Secretary a written record of the disclosure.
- 1.4 The written record forwarded to the National Secretary shall be made within one month of the disclosure to the Branch, or immediately if requested by the National Secretary.

3. Add a new sub rule 5.24 to Part 5 – ADMINISTRATION as follows:

“5.24 – Minute Books to be Kept
Minute books of meetings of the Governing Council, the Executive Committee and the CSIRO Section Council shall be kept and shall record the proceedings of and resolutions of meetings of the Governing Council, the Executive Committee and the CSIRO Section Council.”

B. DECLARATIONS ON RULE COMPLIANCE , ACTION TAKEN, PUBLICATION OF NOTICE, AND TRUTH REQUIRED BY REGULATIONS 126(D)(b), and 126(2)(a) to (c)

5. As the Acting National Secretary of the PSU Group of the CPSU, and Acting Joint National Secretary of the CPSU, I am authorised to make the following declarations:
- a. I will file the following documents together with this notice of particulars:
 - i. A declaration entitled “Declaration of Michael Tull in respect of the proposed alteration to the Chapter B Rules of the CPSU.” (“the Tull Declaration”)
 - ii. Schedule A to the Tull Declaration being a full copy of the Chapter B rule book with alterations sought by this application marked as tracked changes.
 - b. The Tull Declaration establishes the actions taken by the CPSU to make the alterations particularised in this notice and establishes the alterations have been made in accordance with the CPSU rules.
 - c. I therefore declare:
 - i. The alterations were made in accordance with the CPSU rules;
 - ii. The actions to make these alterations taken under those rules are as outlines in the Tull Declaration;
 - iii. The particulars set out in this notice and the Tull Declaration are true and correct to the best of my knowledge and belief.

DATED THE 10th DAY OF January 2019



Michael Tull
Acting National Secretary, CPSU PSU Group

BEFORE ME



REBECCA FAWCETT,
SOLICITOR . 191 - 197 Thorn St
Sydney .

