



16 April, 2018

General Manager
Fair Work Commission
Level 10, Terrace Tower
80 William Street
East Sydney NSW 2011

Dear General Manager,

Re: Alterations of Rules of the AMWU.

Please find attached, a notice of particulars of alterations to the Rules of the "Automotive, Food, Metals, Engineering, Printing and Kindred Industries Union" known as the Australian Manufacturing Workers' Union (AMWU).

While we appreciate that the task of certifying a rule change of this size is complex and time-consuming, we would respectfully request that you consider expediting consideration of our application such that the rule might be certified by around August if possible.

The intent of our National Conference and the transitional rules included in the application is to conduct our full round of elections in 2019 based on the provisions of the new rules and the various transitional provisions therein.

To that end, we would be hoping to lodge our Prescribed Information for the conduct of the ballot with the Registered Organisations Commission around August to allow time for the AEC to prepare election notices for mailing to our membership consistent with the election timetable provided by the Rules. For that purpose, we would be appreciative of any expedition of our application that the Commission is able to provide.

In closing, I would like to place on record our appreciation for the efforts of Mr. James Shaw and Mr. Mark Elliot from your office. The diligence with which they read our draft rules and the subsequent advice they gave us made a significant improvement to our work and we are thankful for their assistance.

If you have any questions or comments in relation to the attached notice of particulars, please do not hesitate to contact Peter Cozens at the AMWU's National Office on (02) 8868 1500.

Yours faithfully,


PAUL BASTIAN
NATIONAL SECRETARY

Australian Manufacturing
Workers' Union
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Fair Work Act 2009
s159(1) – Fair Work (Registered Organisations) Act 2009
Reg. 126 Fair Work (Registered Organisations) Regulations 2009

NOTICE OF PARTICULARS OF ALTERATIONS OF RULES AND DECLARATION

I, Paul Bastian, of 133 Parramatta Road, Granville, in the State of New South Wales, Union Official, give notice of the following matters in relation to the alterations of the Rules of the “Automotive, Food, Metals, Engineering, Printing and Kindred Industries Union” known as the Australian Manufacturing Workers’ Union (AMWU).

1. I am the National Secretary of the AMWU, an organisation of employees registered under the *Fair Work Act 2009* (the Act).
2. I am authorised to give this notice of particulars of alterations to the Rules of the AMWU and to make the declaration required by subregulation 126(2) of the *Fair Work (Registered Organisations) Regulations 2009*.
3. The particulars of the alterations are attached at “Schedule A” to this notice.
4. I declare that the alterations were made in accordance with the Rules of the AMWU. The actions taken under the Rules to make the alterations were as follows:
 - (a) On 28 July 2016, the National Conference of the Union in session resolved that a draft of new Union rules be put to a ballot of the National Conference no later than 31 March, 2018.
 - (b) On 21 March 2017, pursuant to rule 8.1(k), the National Council of the Union in session resolved that a Special National Conference be held in Sydney between 21 and 23 March 2018.
 - (c) Notice of the meeting of National Conference was sent to each member of the National Conference and to each National Divisional Secretary, State Secretary and Regional Secretary on 6 June, 2017.
 - (d) Pursuant to rule 12, on 5 March 2018, notice of the Special National Conference and its agenda paper were sent to each member of the National Conference and to each National Divisional Secretary, State Secretary and Regional Secretary.
 - (e) Pursuant to rule 6 subrule 4 paragraph (a), on 20 March, 2018, a majority of members of National Council endorsed the alterations attached and resolved to refer the alterations to National Conference for determination.

- (f) On 21 March 2018, a majority of the members of National Conference endorsed the alterations. I note that National Conference has the power to amend the Rules of the Union pursuant to Rule 6, subrule 1 paragraph (h) of the Union's Rules. The power is expressed to be subject to subrule 6.1A.
- (g) On 21 March, 2018, the alterations were referred to Mr David Smith, National Secretary – Vehicle Division, Mr Thomas Hale, National Secretary – Food & Confectionery Division and Ms Lorraine Cassin, National Secretary – Printing Division.
- (h) On 21 March, 2018, I received a copy of the resolutions from the respective National Divisional Conferences in response to the proposed alterations, that consistent with Rule, a majority of vote of the respective Divisional National Conference have approved the proposed Rule alteration.

5. I declare that the particulars of the alterations set out in this notice are true and correct to the best of my knowledge and belief.

DATED: 16 April, 2018



PAUL BASTIAN
NATIONAL SECRETARY

SCHEDULE A

1. As set out in Attachment 1:

- a. the following rules will be altered by being placed in a new "*Appendix 1 – Transitional*" at the end of the rules, but each such rule will otherwise be unchanged and retain its existing rule numbering:

3A, 4, 5, 6, 6A, 7, 8, 10, 10A, 11, 12, 13, 14, 15, 16, 17, 19, 20, 22, 23, 25, 26, 27, 35, 36, 42, 48, 49, 50, 51, 52, and 53;

- b. Rules 3 – 58 of the Union's rules will be otherwise deleted, and the following rules will be inserted in their stead:

3, 4, 5, 5A, 5A1, 5A2, 5A3, 5B1, 5B2, 5B3, 5B4, 5C, 5D1, 5D2, 5E1, 5E2, 5E3, 5F, 5G, 5H1, 5H2, 5H3, 5H4, 5I, 5J, 5K, 6A, 6B, 6C, 6D, 7A, 7B, 7C, 7D, 7E, 7F, 7G1, 7G2, 8A, 8B, 8C, 8D, 8E, 8F, 9A, 9B, 9C, 9D, 9E, 9F, 9G, 9H, 9I, 9J, 9K, 10A, 10B, 10C, 10D.