

**AMWU**  
**MINUTES VICTORIAN STATE COUNCIL**

**17 APRIL 2019**

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**MINUTES OF A MEETING HELD AT 251 QUEENSBERRY STREET, CARLTON SOUTH**  
**COMMENCING AT 10:00am, WEDNESDAY 17<sup>th</sup> APRIL 2019**

President Bro. Mick Terry presided and declared the meeting open at 10:18am

**STATE COUNCILORS PRESENT:**

Bro. T. Piccolo	Sis. C. O'Connor	Bro. A.Anderson	Bro. M. Terry	Bro. D. Andrews
Bro. T. Mavromatis	Bro. M. Kennedy	Bro. D. Corben	Bro. C. Ormsby	Bro. Mick. Bull
Bro. S. Wise	Bro. R. Kenna	Bro. A. Thomas	Bro. J. Cummaudo	Bro. Z. Cimbora
Bro. B. Morgan	Bro. D Rozario	Bro. L. Malgeri	Bro. R. Balantyne	Bro. D. Fairchild
Bro. P. Difelice	Bro. S. Dodd	Bro. V. Pepi		

**STATE COUNCILORS APOLOGIES:**

Sis. M. Sikk	Bro. N. Mitchell	Bro. P. Candy	Bro. P. Walsh	Bro. D. Canning
Bro. N. Doonohue	Bro. S. Brooks	Bro. K.Topp	Bro. W. Morris	Bro. C. Cleave
Bro. C. Borg	Bro. L. Jones	Bro. C. Brown	Bro. J. Hefford	Sis. K. Doyle
Sis. J. James	Sis. L. Keilor			

***Moved and Seconded:***

'The minutes of the State Council meeting of the April 17, 2019, are endorsed.'

***Carried***

**DECLARATION OF MATERIAL PERSONAL INTEREST**

*State Secretary Tony Mavromatis reminds State Council members of their obligations as "Officers" under the Fair Work (Registered Organisations) Act 2009 to disclose all material personal interests that may arise with their union role as an elected Official to representative bodies of the AMWU.*

*Declaration forms are available throughout these proceedings for those Officers requiring to make a new disclosure.*

*'State Council notes no Declarations were mad for the April 17<sup>th</sup> State Council meeting'*

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**STATE SECRETARY'S REPORT**

**Legal Providers**

**And State Council RESOLVES:**

1. *That we are not satisfied that it is in the interests of the union and its members that the Branch enter into a binding and exclusive agreement with just one law firm at this time.*
2. *That due to past dealings with Peter Gordon, key legal and the staff of Gordon Legal, they have demonstrated strong commitment to protecting and advancing the interests of unions and will provide excellent and experienced services to the union and our members.*
3. *That the State Secretary notify:*
  - a. *Maurice Blackburn that they remain the preferred law firm of the Vehicle Division, and*
  - b. *Slater and Gordon that they will no longer be the preferred law firm of the Manufacturing, Food and Confectionery, and Print Divisions and that we plan to engage Gordon Legal to act for those Divisions.*
4. *That the State Secretary:*
  - a. *continue to engage Maurice Blackburn where there is a need to engage a law firm in the first instance to deal with a Vehicle Division matter*
  - b. *continue to refer Vehicle Division members to Maurice Blackburn if a member has a legal problem which is within the expertise of Maurice Blackburn*
  - c. *engage Gordon Legal where there is a need to engage a law firm to deal with a Manufacturing, Food and Confectionery, or Print Division matter from now on, and*
  - d. *refer members of the Manufacturing, Food and Confectionery, or Print Divisions to Gordon Legal from now on if a member has a legal problem which is within the expertise of Gordon Legal.*
  - e. *The Sate Secretary has discretion to engage other law firms in the best interest of the Union and it's members*

**Moved and Seconded:**

**Carried**

**Kevin Brackon War on Venezuela**

State Council notes the report given by brother Kevin Brackon on the war on Venezuela and State Council moves to support and assist in getting the petition signed and sending Preident Maduro's letter and attendance to the picket line on May 1<sup>st</sup> at 4pm

**Moved and Seconded:**

'State Council notes the report'

**Carried**

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**Casey Comets Youth Sponsorship**

State Admin notes the report given by Brother Toby Paterson on Casey Comets Football Club and the use of AMWU logo on team shirts and the AMWU logo around the ground.

**Moved and Seconded:** 'State Admin notes endorses the sponsorship of \$10,000 to Casey Comets Football Club, and reviewed after the first year.'

**Carried**

**As Endorsed by State Admin Meeting April 4th 2019**

**Moved and Seconded:** 'That the general fund account report for the weeks ending 8<sup>th</sup>, 2019, February 15<sup>th</sup> 2019, February 22<sup>nd</sup> 2019, March 1<sup>st</sup> 2019, March 8<sup>th</sup> 2019, March 15<sup>th</sup> 2019, March 22<sup>nd</sup> 2019, and March 29<sup>th</sup> 2019' with a total expenditure of \$223,424.27 be passed for payment.'

**Carried**

**Moved and Seconded:** 'State Admin endorses the Invoice from Maurice Blackburn Lawyers for the matter: Esso Judicial review federal court decision, for the total AMWU share amount of \$415.29 – Invoice No. 495201'

**Carried**

**Moved and Seconded:** 'State Admin endorses the Invoice from Maurice Blackburn Lawyers for the matter: Esso Judicial review federal court decision, for the total AMWU share amount of \$1,424.50 – Invoice No. 496194'

**Carried**

**Moved and Seconded:** 'State Admin endorses the Invoice from Maurice Blackburn Lawyers for the matter: Esso Judicial review federal court decision, for the total AMWU share amount of \$6,980.05 – Invoice No. 495493'

**Carried**

**Moved and Seconded:** 'State Admin endorses the Invoice from Maurice Blackburn Lawyers for the matter: Esso Termination Application, for the total AMWU share amount of \$34,354.30 – Invoice No. 495276'

**Carried**

**Moved and Seconded:** 'State Admin endorses the Invoice from Maurice Blackburn Lawyers for the matter: Esso Termination Application, for the total AMWU share amount of \$5,204.19 – Invoice No. 494996'

**Carried**

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**Moved and Seconded:** `State Admin endorses the Invoice from Maurice Blackburn Lawyers for the matter: Esso Termination Application, for the total AMWU share amount of \$47,580.11 – Invoice No. 494328'

**Carried**

**Moved and Seconded:** `State Admin endorses the Invoice from Slater + Gordon Lawyers for the matter: Visy – Moorabbin – Unfair Dismissals, for the total amount of \$12,561.12 – Bill No 842599'

**Carried**

**Moved and Seconded:** `State Admin endorses the Invoice from Slater + Gordon Lawyers for the matter: Esso Supreme Court Injunction, for work performed between 18/12/18 and 28/11/18 for the total amount of \$7,725.19 – Bill No 846415'

**Carried**

**Moved and Seconded:** `State Admin endorses the Invoice from Slater + Gordon Lawyers for the matter: Rustemovski & Ahmadyar v Visy Board P/L for work performed between 14/01/19 and 04/03/19 for the total amount of \$7,956.00 – Bill No 84829'

**Carried**

**Moved and Seconded:** `State Admin endorses the Invoice from List G Barristers for the matter: Adrian Tainsh – Re hearing on remedy post appeal for work performed between 19/12/2018 and 04/02/19 for the total amount of \$2,700.00 – Invoice INVBAKRIY204'

**Carried**

**Moved and Seconded:** `State Admin endorses the purchase of 16 tickets for the VTHC Labour Day Dinner on 31st May 2019 with a total cost of \$3,040.00.'

**Carried**

**Moved and Seconded:** `State Admin endorses the purchase of 10 tickets for the GVTLG Labour Day Dinner on 3<sup>rd</sup> May 2019 with a total cost of \$1,200.'

**Carried**

**Moved and Seconded:** `State Admin endorses the application of the hardship fund for the two workers from Visy for the total amount of \$345.00 each.'

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**Moved and Seconded:** **Carried**

`State Admin endorses the purchase of 200 Women's Committee T/shirts (Men's and Ladies' sizes) purchased through Bluegum clothing at a cost of \$5,928.56'

**Carried**

**Moved and Seconded:**

`State Admin endorses the federal election campaign donations to Simon Curtis, \$20,000, Peta Murphy \$20,000 Bill Brindle \$5,000 and Stella Yee \$5,000.'

**Carried**

**Moved and Seconded:**

*'State Admin notes the report and authorises participation in the International Workers Memorial Day events and the purchase of a wreath.'*

**Amendment:**

*'State Admin notes the report and authorises participation in the International Workers Memorial Day events and the purchase of a wreath up to a Value of \$200.00.'*

**Carried**

**Moved and Seconded:**

*'State Admin approves the purchase of the large format smart TV with a cost of \$1339.60.'*

**Amendment**

*'State Admin approves the purchase of the large format smart TV and accessories with a total cost of \$1339.60.'*

**Carried**

## **DELEGATIONS/APPOINTMENT**

**Moved and Seconded:**

'Brother Chris Spindler started on 25<sup>th</sup> March 2019 on one year's delegation working with within the Rail Industry.'

**Amendment:**

'Brother Chris Spindler started on 25<sup>th</sup> March 2019 on one year's delegation working with within the Rail Industry as per National Council resolution.'

**Carried**

## **STATE SECRETARY REPORT**

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**Promotional Gear**

TV  
PA Speakers  
Window Decals  
Banners  
Sponsor Casey Comets  
Quotes for Painting Building

Noted: State Secretary gave a report on the above items

**Moved and Seconded:**

*'State Council notes the State Admin report from  
April 4<sup>th</sup> 2019'*

**Carried**

**GIFT REGISTER 2019**

No gift declarations were given for this meeting

**Moved and Seconded:**

*'State Council notes there were no Gift  
Declarations made for April 17<sup>th</sup> State Council.'*

**Carried**

**Divisional Reports**

**Moved and Seconded:**

*'State Council notes the Divisional reports*

**Carried**

**Supplementary Items**

**Ballarat Trades & Labour Council**

*'State Council approves the purchase of 20 tickets for the annual Labour Day  
dinner at Ballarat Trades hall at \$85.00pp for a total \$1,700'*

**Carried**

**Geelong Trades Hall Council**

*'State Council approves the purchase of 20 tickets for the GTHC Labour Day dinner  
at \$95.00pp for a total \$1,900'*

**Carried**

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**Justice for Refugees (Palm Sunday)**

*'State Council approves the donation of \$100.00 towards the Palm Sunday Justice for refugees event.'*

**Carried**

**May Day**

The May Day March will be held on Sunday May 5th 2019, assembling at 1pm at Trades Hall.

**Moved and Seconded**

*"State Council endorses the Branch's participation in the May Day March and authorises the State Secretary to make arrangements for the hire of trestle tables, folding chairs and a truck, and purchase of a wreath for the wreath laying ceremony. State Council encourages officials to assist with decorating the truck and to participate in the March."*

**Carried**

**Anna Stewart Memorial Project**

**Moved and Seconded:**

*'State Council approves Sister Velma George application for the Anna Stewart memorial project 2019'*

**Carried**

**State Conference Venues**

**Moved and Seconded:**

*'State Council approves the recommendation of the State Steering Committee to hold the State Conference at the 'Novotel on Collins' at an approx. cost of \$50,525.00'*

**Carried**

**Manufacturing Division**

**Moved and Seconded:**

*'State Council notes the decision of Bro Mulipola to resign from his position as Elected Organiser – Division 4 of the Manufacturing Membership for personal reasons. State Council thanks Bro Mulipola for his long service in the role of State Organiser, and on behalf of the members who he has represented.*

*Consequently, pursuant to Rule 4A (13)(iv) State Council appoints Bro Paul Chirgwin to the resulting vacancy for the residue of the term until 30 June 2019. Council notes further that, as required by Rule 4A (14) that such appointment is not contrary to budget requirements.*

*Given the ongoing need for work to be done and Bro Mulipola's continued preparedness to work on behalf of the members, Council appoints Bro Mulipola for a period of 12 months as an organiser in the.... field.*

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*Council notes that, under rule, such reappointment does not result in a redundancy benefit to Bro Mulipola, but that Bro Mulipola's service will continue from his original date of appointment.'*

**Carried**

**Meeting Close**

<u><i>Next State Council Wednesday June 26<sup>th</sup> 2019 commencing at 10:00am</i></u>
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