



**Construction, Forestry,
Mining & Energy Union**
Mining and Energy Division
Queensland District Branch
ABN 73 089 711 903

Brisbane

P.O. Box 508, Spring Hill Qld 4004
Level 2, 61 Bowen Street, Spring Hill 4000
P 07 3839 8588 F 07 3839 8404

2 November 2016

Ms Bernadette O'Neill
Regulatory Compliance Branch
FAIR WORK COMMISSION
80 William Street
East Sydney NSW 2011

BY EMAIL: orgs.@fwc.gov.au ; sydney@fwc.gov.au

RE: RULE ALTERATION – QLD DISTRICT CFMEU (MINING AND ENERGY DIVISION)

Dear Ms O'Neill,

Please find attached by way of lodgment a notice and declaration setting out the particulars of a rule alteration with respect to the rules of the QLD District of the Construction, Forestry, Mining and Energy Union (Mining and Energy Division).

I can advise that the notice has been published on our website and that the attached declaration has also been published on the web site.

Mr Chris Newman, who you have been discussing this application with, has been appointed the contact person for this alteration. He can be contacted on (07)3839 8588 or by email on c.newman@cfmeuald.asn.au

Regards

TIME WHYTE
QLD DISTRICT SECRETARY
CFMEU (MINING AND ENERGY DIVISION)

Blackwater

45 Arthur Street
Blackwater Qld 4717

P 07 4982 5131
F 07 4982 6325

Dysart

Shop 24B Garden Plaza
Shannon Crescent
Dysart Qld 4745

P 07 4958 2318
F 07 4950 0065

Mackay

33 Milton Street
Mackay Qld 4740

P 07 4957 2644
F 07 4951 3241

Moranbah

Cnr Mills Avenue
& Bacon Street
Moranbah Qld 4744

P 07 4941 7004
F 07 4941 5269

Rockhampton

Level 5/156 Bolsover Street
Rockhampton Qld 4700

P 07 4922 7100
F 07 4922 7105

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, TIMOTHY DAVID WHYTE of 2/61 Bowen Street, Spring Hill QLD, am the Queensland District Secretary of the Construction, Forestry, Mining and Energy Union (Mining and Energy Division) and I am authorised to give this notice of particulars of alterations to the rules of Queensland District of the Construction, Forestry, Mining and Energy Union (Mining and Energy Division) 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 Queensland District of the Construction, Forestry, Mining and Energy Union (Mining and Energy Division).
2. The particulars of the rule alteration 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 22 July 2016 an agenda was prepared for the District Convention for the QLD Branch of the CFMEU (Mining and Energy Division) that was to be held on 22-26 August 2016.
 - (b) On 24 August 2016, as part of my report, I tabled a number of alterations to the rules as an agenda item as part of "general business." Copies of the summary and explanations of all alterations proposed was provided to convention delegates. Attached to this declaration and labelled 'Schedule B' is a copy of the summary and explanation of the rule changes proposed.
 - (c) Mr Alex Bukarica, CFMEU (Mining and Energy Division) National Legal Director, then spoke to the alterations to the rules. The convention determined that only one rule alteration would be voted upon, the change to Rule 7.
 - (d) On 26 August 2016 the District President read out the proposed alteration to Rule 7.
 - (e) Mr David Simpson moved a motion that the proposed rule 7 alteration be made to the rules. This motion was seconded by Mr Brian Wise.
 - (f) 10 delegates voted for the rule alteration and 6 voted against. As such the rule alteration was approved by the Convention lodge delegates as per Rule 7 (iii) (d) of current rule of the QLD District Branch.
 - (g) On 25 September 2016 I caused a copy of the proposed changes to the rules to be posted on the Union's web page. Attached to this declaration and marked "Schedule C" is a screen shot of the Union's web page.
 - (h) On 30 September I caused a copy of the minutes from convention to be sent to all lodges for endorsement, in accordance sub rule 7 (iv)(a) of the current rules. Returns from Lodge Secretaries indicated that an aggregate majority of members attending and voting at lodge meetings endorse the minutes from the Convention.
4. I declare that the particulars set out in this notice are true and correct to the best of my knowledge and belief.



TIMOTHY DAVID WHYTE
QLD DISTRICT SECRETARY CFMEU (M&E DIVISION)
2 November 2016