

Form F1 – Application (no specific form provided)

Fair Work Commission Rules 2013, subrule 8(3) and Schedule 1

This is an application to the Fair Work Commission.

The Applicant



These are the details of the person who is making the application.

Title	<input type="checkbox"/> Mr <input type="checkbox"/> Mrs <input type="checkbox"/> Ms <input type="checkbox"/> Other please specify:		
First name(s)	United Workers' Union		
Surname			
Postal address	P.O. Box 343		
Suburb	North Melbourne		
State or territory	Victoria	Postcode	3008
Phone number	03 9287 1850	Fax number	03 9287 1850
Email address	paul.richardson@unitedworkers.org.au		

If the Applicant is a company or organisation please also provide the following details

Legal name of business	United Workers' Union
Trading name of business	
ABN/ACN	
Contact person	Paul Richardson

How would you prefer us to communicate with you?

Email (you will need to make sure you check your email account regularly)

Post

Does the Applicant have a representative?



A representative is a person or organisation who is representing the Applicant. This might be a lawyer or paid agent, a union or a family member or friend. There is no requirement to have a representative.

Yes – Provide representative's details below

No

Applicant's representative



These are the details of the person or business who is representing the Applicant.

Name of person		
Firm, union or company		
Postal address		
Suburb		
State or territory		Postcode
Phone number		Fax number
Email address		

Is the Applicant's representative a lawyer or paid agent?

Yes

No

The Respondent



These are the details of the person or business who will be responding to your application to the Commission.

Title	<input type="checkbox"/> Mr <input type="checkbox"/> Mrs <input type="checkbox"/> Ms <input type="checkbox"/> Other please specify:	
First name(s)		
Surname		
Postal address		
Suburb		
State or territory		Postcode
Phone number		Fax number
Email address		

If the respondent is a company or organisation please also provide the following details

Legal name of business	
Trading name of business	
ABN/ACN	
Contact person	

1. The Application

1.1 Please set out the provision(s) of the Fair Work Act 2009 (or any other relevant legislation) under which you are making this application.

Refer Attachment A

2. Order or relief sought

2.1 Please set out the order or relief sought.



Using numbered paragraphs, set out what you are asking the Commission to do.

Refer Attachment A

2.2 Please set out grounds for the order or relief sought.



Using numbered paragraphs, set out the grounds, including particulars, on which you are seeking the relief set out in question 2.1.

Refer Attachment A

3. The employer

3.1 What is the industry of the employer?

Not applicable

4. Industrial instrument(s)

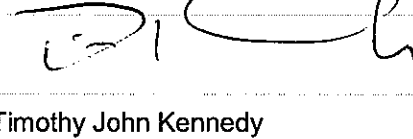
4.1 Please set out any modern award, agreement or other industrial instrument relevant to the application and their ID/Code number(s) if known.

Not applicable

Signature



If you are completing this form electronically and you do not have an electronic signature you can attach, it is sufficient to type your name in the signature field. You must still complete all the fields below.

Signature	
Name	Timothy John Kennedy
Date	2. 3. 2020



Where this form is not being completed and signed by the Applicant, include the name of the person who is completing the form on their behalf in the **Capacity/Position** section.

ATTACHMENT A

FAIR WORK COMMISSION

Fair Work (Registered Organisations) Act 2009

Fair Work (Registered Organisations) Regulations 2009

NOTICE OF PARTICULARS OF RULE ALTERATION

Notice is given by the United Workers' Union of the following alteration to the organisation's rules.

1. By deleting Rule 22(b);
2. By inserting a new Rule 22(b) as follows:

“ The National Secretary may waive payment of the Membership Contribution and/or a Levy where an Industrial Member:

- (i) is unemployed and has been unemployed for more than one (1) month;*
- (ii) is on approved leave without pay for more than one (1) month;*
- (iii) has, due to injury or ill health, not been working for a period of more than one (1) month and is not receiving remuneration, and/or*
- (iv) is experiencing financial hardship.”*

DATED this 2nd day of March 2020



TIMOTHY JOHN KENNEDY
NATIONAL SECRETARY
UNITED WORKERS' UNION

This notice is filed by Paul Richardson, Director – Finance, Governance and Administration

FAIR WORK COMMISSION

Fair Work (Registered Organisations) Act 2009

Fair Work (Registered Organisations) Regulations 2009

NOTICE OF PARTICULARS OF RULE ALTERATION

STATUTORY DECLARATION

I, Timothy John Kennedy of 833 Bourke Street, Docklands, in the State of Victoria, Union Official do solemnly and sincerely declare:

1. I am the National Secretary of the United Workers' Union (UWU) and I am authorised to make this declaration.
2. I make this declaration in support of the Notice of Particulars of Rule Alteration (**Notice**).
3. Rule 86 of Section 10 of the Rules of the UWU:
 - a. Provides that the Rules may be altered by the Member Council; and
 - b. Sets out the process by which alterations to the Rules may occur.
4. The Member Council met in Melbourne on 19 and 20 February 2020.
5. On or about 11 February 2020 the agenda and papers associated with the aforementioned meeting of the Member Council were forwarded to each Member Councillor. Within the papers was a report and recommendation concerning the proposed alteration to the Rules of the UWU that is the subject of this Notice.
6. On 20 February 2020 the Member Council considered the report and unanimously resolved as follows:

That in accordance with Rule 86, the Member Council amend Rule 22(b) as follows:

1. *By deleting Rule 22(b);*

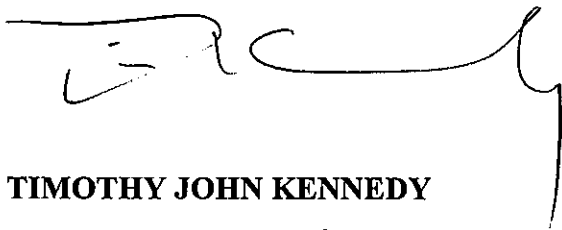
2. By inserting a new Rule 22(b) as follows:

“The National Secretary may waive payment of the Membership Contribution and/or a Levy where an Industrial Member:

- (i) is unemployed and has been unemployed for more than one (1) month;*
- (ii) is on approved leave without pay for more than one (1) month;*
- (iii) has, due to injury or ill health, not been working for a period of more than one (1) month and is not receiving remuneration, and/or*
- (iv) is experiencing financial hardship.”*

7. The UWU has a website. In accordance with Regulation 126(1)(b), the Notice has been published on the website – www.unitedworkers.org.au/notices/
8. On the basis of the foregoing, I declare that the alteration has been made in accordance with the Rules of the organisation. [Regulations 121(2)(c)(i) and (ii)]
9. The particulars set out in this declaration are true and correct to the best of my knowledge and belief.

DECLARED at Docklands, Victoria on this 2nd day of March 2020



TIMOTHY JOHN KENNEDY

Before me:



MATHEW CHARLES TONER
833 Bourke St, Docklands VIC 3008
*An Australian Legal Practitioner within the meaning
of the Legal Profession Uniform Law (Victoria).*