



14 April 2015

Mr Colin Bosworth
Secretary/Treasurer
Australian Business Industrial

Email: industrial@australianbusiness.com.au

Dear Mr Bosworth,

Annual Return of Information for 2015 [AR2015/124]

I acknowledge receipt on 27 March 2015 of your Declaration providing information in accordance with subsection 233(1) of the *Fair Work (Registered Organisations) Act 2009* (the RO Act).

The documents lodged cover the required information for the 2015 Annual Return of Information of Australian Business Industrial.

The documents have been filed and can be viewed on the Fair Work Commission website through the List of Registered Organisations - <http://www.fwc.gov.au/index.cfm?pagename=regorgslist>

Notifications of Change

Any changes to these records must be notified to the Commission within 35 days of the change. A template Notification of Change Declaration is available on the [fact-sheets](#) page of our website. Australian Business Industrial is encouraged to use this template if any changes occur.

Yours sincerely

Michael Moutevelis
Regulatory Compliance Branch

MOUTEVELIS, Michael

From: Nadee DeSilva [nadee.desilva@australianbusiness.com.au]
Sent: Friday, 27 March 2015 10:31 AM
To: Orgs
Subject: Australian Business Industrial -Annual Return of Information for 2015 [AR2015/124]
Attachments: ABI Annual Return of Information for 2015.pdf

Dear Mr Pfeiffer,

Please find attached Pdf file of the Australian Business Industrial Annual Return of Information for 2015. [AR2015/124]

We hope above details are to your satisfaction . For further information or if you have any questions please contact Dick Grozier -Director Australian Business Industrial on 02 -9458 7574 or by email at Dick.Grozier@australianbusiness.com.au.

Thank you and Kind Regards

Nadee De Silva

Nadee DeSilva
Administration Assistant, NSW Business Chamber

140 Arthur Street North Sydney NSW 2060
Tel: 02 9458 7540 | Web: www.nswbusinesschamber.com.au
[Twitter](#) | [Facebook](#) | [LinkedIn](#) | [YouTube](#)



Are you a business forced to close
on weekends or operate understaffed
because penalty rates are too high?

TELL CANBERRA
**SOMETHING HAS
TO CHANGE**



This is an e-mail from Australian business. It is confidential to the named addressee and may contain copyright and/or legally privileged information. No-one else may read, print, store, copy, forward or act in reliance on all or any of it or its attachments. If you receive this email in error, please telephone us on 1800 505 529 or email itu@australianbusiness.com.au Thank you



25 March 2015

The General Manager
Fair Work Australia
Level 8, Terrace Towers
80 William Street
East Sydney NSW 2011

Dear General Manager

**Australian Business Industrial /Annual Return of Information for 2015
[AR2015/124]**

I, Colin Bosworth, of 13 Donahue Close, Prairiewood, NSW 2176 do hereby solemnly declare and affirm that:-

I am the Secretary of Australia Business Industrial and, lodge herewith as Attachment A is a copy of the list of officers of the said organisation showing the full names, postal address and the occupations of the persons holding those offices as at 4 March 2015; and

I certify that the register of Australian Business Industrial's (ABI) members has been kept and maintained during the immediately preceding year in accordance with sections 230(1)(a) and 230(2) of the *Fair Work (Registered Organisations) Act 2009* (RO Act). The register ABI's members is maintained by NSW Business Chamber in its membership CRM system on behalf of ABI.

In accordance with regulation 147(f) of the RO Act the number of members of ABI was 4,186 as of 31 December 2014.

Furthermore, I declare the following matters in relation to ABI as required by the RO Act.

1. ABI does not have branches, and no branches commenced operation or ceased operation in the previous 12 months;
2. The registered office of ABI is
Level 15, 140 Arthur Street
North Sydney NSW 2060
3. Under Rule 28 of ABI a biennial election was held in 2014. Rule 26 requires that there are fifteen elected councillors and on 3 September 2014 the Australian Electoral Commission declared thirteen of the vacant positions filled and advised the General Manager's Office of this fact.

Australian Business Industrial ABN 59 687 108 073
The Industrial Relations Affiliate of New South Wales Business Chamber

140 Arthur Street North Sydney NSW 2060 Locked Bag 938 North Sydney NSW 2059
Telephone: 02 9458 7500 Fax: 02 9922 2129 email: industrial@australianbusiness.com.au Internet: www.australianbusiness.com.au/industrial/


4. The failure to fill all fifteen positions necessitated a second election which the Australian Electoral Commission declared and advised on 9 December 2014.
5. Under Rule 47 Office Bearers and other Executive Committee members are elected by and from the Electoral College comprised of the elected Council. These elections were declared and advise by the Australian Electoral Commission on 24 February 2015.
6. Mr Roger Hood, who, prior to the biennial election, held the office of President, did not recontest and resigned on 3 September 2014, following the declaration of the election. Council did not move to fill the vacant Office of President, and there was no President between 3 September and the declaration of 24 February 2015. In accordance with Rule 57 Council meetings held between 3 September 2014 and 24 February 2015 were chaired by a Vice-President.

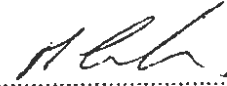
The particulars contained in the documents lodged herewith are a correct statement of the information contained in the records of the organisation and the documents lodged herewith purporting to be copies of documents are true copies of the documents; and

I make this solemn declaration as to the matters aforesaid, according to the law in this behalf made and subject to the punishment by law providing for any wilfully false statement in any such declaration.

Declared at: Prairiewood

This 25th day of March 2015


(signature of declarant)

Before me 
(signature of Justice of Peace)

MARIA CROSBIE
11 Donahue Close
PRAIRIEWOOD NSW 2176
Justice of the Peace
Reg. No. 189785

I certify:-

1. *I saw the face of the declarant/deponent OR
~~*I did not see the face of the declarant/deponent because he/she was wearing a face covering, but I am satisfied that he/she had a special justification for not removing it, and~~
2. *I have known the person for at least 12 months OR
~~*I confirmed the person's identity with~~

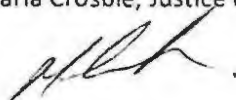
.....
[describe identification document relied on]

LIST OF OFFICE HOLDERS OF AUSTRALIAN BUSINESS INDUSTRIAL

Office	Executive Office	Office Holder
Councillor	President	Mr. Kerry James Wilson Director Workplace Management Solutions P/L 42 Suffolk Avenue COLLARROY NSW 2097
Councillor	Vice President	Ms. Jane Cleary National ER/IR Legal Counsel Boral Ltd Level 3 ,40 Mount Street NORTH SYDNEY NSW 2060
Councillor	Vice President	Mr. Bruce Hugh Mackenzie Managing Director Time Target P/L L 10, 52 Alfred Street MILSONS POINT, NSW 2061
Councillor	Secretary/Treasurer	Mr. Colin Bosworth Business Development Manager Rush Recruitment P/L 13 Donahue Close PRAIRIE WOOD NSW 2176
Councillor	Committee Member	Mr. David George Long General Manager - People and Culture The Northcott Society 1 Fennell Street NORTH PARRAMATTA NSW 2151
Councillor	Committee Member	Mr. Brian Eichhorn Human Resources Manager Trend Windows & Doors P/L PO Box 327 WENTWORTHVILLE NSW 2145
Councillor	Committee Member	Mr. Alvan James Freeman HR Manager Freeman Human Resources Consultancies. 11 Glanara Court WATTLE GROVE NSW 2173

Councillor	-	Mr. Thomas Bowers Managing Director Bowers Enterprises P/L 42 Dolphin Dr, BALLINA NSW 2478
Councillor	-	Ms. Lynette Christine Ainsworth General Manger-People Learning and Culture House With No Steps 49 Blackbutts Road BELROSE NSW 2085
Councillor	-	Ms. Jennifer Schembri Executive General Manager-Human Resources Australian Turf Club Alison Road, RANDWICK NSW 2031
Councillor	-	Mr. Robert Kirkham Chief Executive Officer Access Industries for the Disabled Limited. 131 Station Road Seven Hills NSW 2147
Councillor	-	Mr. Brad Gething Human Resource Manager Viridian New World Glass 95, Green Road DANDENONG VICTORIA 3175
Councillor	-	Ms. Ann Louise Brownjohn President The Right Food Group PO Box 1484 Murwillumbah NSW 2484
Councillor	-	Mr. Gerald Michael Carr HR Operation Manager St. Vincent's Hospital Sydney Ltd 1 Leichhardt St DARLINGHURST NSW 2010
Councillor	-	Ms. Jessica Maria Liley Employee Relations Manager Bluescope Steel Ltd 88 Ricketts Road MT WAVERLEY VICTORIA 3149

This and the preceding page are Attachment A referred to in the Statutory Declaration of Colin Bosworth dated 25th March 2015. Signed by Maria Crosbie, Justice of the Peace, No 189785





18 March 2015

Mr Colin Bosworth
Secretary/Treasurer
Australian Business Industrial
Sent via email: industrial@australianbusiness.com.au

Dear Mr Bosworth,

**Australian Business Industrial
Annual Return of Information for 2015 [AR2015/124]**

I refer to our letter dated 19 February 2015 reminding you of the obligation to lodge an Annual Return of Information for 2015 by **31 March 2015**. While the organisation has until the end of the month in which to lodge the information, we provide the following as a second and final reminder. I note from our records that the organisation was late with the lodgement of its annual return last year. Could you please ensure that every effort is made to lodge the 2015 return by the said date.

A signed and dated declaration certifying matters prescribed in the *Fair Work (Registered Organisations) Act 2009* [the 'RO Act'] must be lodged with the Fair Work Commission ('the FWC') by that date. The matters to be included in the declaration are set out in the attached checklist.

The declaration must be signed by the Secretary or such other elected official who is required under the rules or by resolution of the organisation to keep the relevant records. A declaration signed by a non-elected person does not meet this requirement. The Secretary or other prescribed officer must also notify the FWC within 35 days of any changes to such records.

Once an Annual Return or change of records has been lodged, a copy will be posted on our website under [Registered organisations - List of registered organisations](#). In order to protect the privacy of the relevant office holders listed in declarations, you may wish to list their official mailing address rather than personal home address.

We encourage you to lodge all returns electronically e.g. as pdf files at orgs@fwc.gov.au. Please ensure that emailed documents include signatures where required.

Please note: failure to comply with these obligations is subject to a civil penalty provision (up to \$51,000 for a body corporate and \$10,200 for an individual per contravention) - see s.305 of the RO Act. Further, in maintaining the register of members, your attention is drawn to s.171A of the RO Act that outlines the circumstances where membership ceases to exist.

Please do not hesitate to contact me on (03) 8661 7936 or by e-mail at robert.pfeiffer@fwc.gov.au if you wish to discuss the requirements outlined in this correspondence.

Yours sincerely,

Robert Pfeiffer
Senior Adviser
Regulatory Compliance Branch

Obligation to lodge Annual Return of Information by 31 March

For full details see ss.230-233 of the *Fair Work (Registered Organisations) Act 2009* (the 'RO Act'), and rr.147-151 of the *Fair Work (Registered Organisations) Regulations 2009* (the 'RO Regulations').

A copy of each of the following records must be lodged with the Fair Work Commission ('The Commission') between 1 January and 31 March each year. They must be certified by a declaration stating that it is a correct statement of the information contained in that record, signed by the Secretary or such other elected official who is required under the rules, or by resolution of the organisation, to keep the relevant records (**other prescribed officer** see r.150 of the RO Regulations).

Failure to comply with these obligations is subject to a civil penalty provision – see s.305 of the RO Act.

Requirement	Details of requirement
Maintenance of Register of Members	A declaration by the Secretary or other prescribed officer certifying that the register of members has, during the immediately preceding calendar year, been kept and maintained as required by ss.230(1)(a) and (2) [s.233(1)(a)] Note: In maintaining the register of members, your attention is drawn to s.171A of the RO Act that outlines the circumstances where membership ceases to exist.
List of Offices	A list of the offices in the organisation and each branch (note the definition of office and officer in ss.6 and 9) [s.230(1)(b)]
List of Office holders	A list of the names, postal addresses and occupations of the persons holding the offices (note the definition of office and officer in ss.6 and 9) [s.230(1)(c)]
List of Branches	A record of the name of each branch of the organisation [s.230(1)(d) and r.147(a)]
New Branches	A record of the name of each branch that commenced operation in the previous 12 months [s.230(1)(d) and r.147(b)]
Old Branches	A record of the name of each branch that ceased operation in the previous 12 months [s.230(1)(d) and r.147(c)]
Addresses of Organisation and Branches	A record of the address of the office of the organisation and the address of the office of each branch [s.230(1)(d) and r.147(d)]
Elections in Organisation and Branches	A record of each election that must, under the rules of the organisation, be held during the year commencing 1 January of the year in which the return is lodged, for any offices in the organisation and branches of the organisation . [s.230(1)(d) and r.147(e)] Note: this provision does not relieve an organisation or branch from the separate requirement to lodge prescribed information prior to each election, as required by s.189 of the RO Act
Statement concerning number of members	A record of the number of members on 31 December in the previous year; and If the organisation has entered into an agreement relating to members of State unions under s.151(1) of the RO Act,- a record of the number of members of the organisation who were (on 31 December in the previous year) ineligible State members in relation to the organisation within the meaning of s.150 of the RO Act. [s.230(1)(d) and rr.147(f) and (g)]

Obligation to notify of changes within 35 days

If there are any changes during the year to the list of offices, list of officeholders, list of branches (where relevant) and the address of the organisation and/or its branches an organisation must, within 35 days of the change, lodge with The Commission, a notification of such changes certified by declaration signed by the secretary or other prescribed officer of the organisation to be a correct statement of the changes made [RO Act s.233(2) and RO Regulations r.151 refer].



18 February 2015

Mr Colin Bosworth
Secretary/Treasurer
Australian Business Industrial
Sent via email: industrial@australianbusiness.com.au

Dear Mr Bosworth,

**Australian Business Industrial
Annual Return of Information for 2015 [AR2015/124]**

This is a courtesy letter to remind you of the obligation to lodge an Annual Return of Information for 2015 in respect of the Australian Business Industrial by **31 March 2015**.

A signed and dated declaration certifying matters prescribed in the *Fair Work (Registered Organisations) Act 2009* [the 'RO Act'] must be lodged with the Fair Work Commission ('the FWC') by that date. The matters to be included in the declaration are set out in the attached checklist.

The declaration must be signed by the Secretary, or where applicable, such other elected official who is required under the rules or by resolution of the organisation, to keep the relevant records (other prescribed officer). A declaration signed by a non-elected person does not meet this requirement. Further, you are reminded that the Secretary or other prescribed officer must also notify the FWC within 35 days of any changes to such records that may occur throughout the year.

As previously advised, section 233 places the onus of lodgement on the organisation and not on each individual branch. It is therefore the national body that is obliged to collate and lodge all of the required information. Annual Return templates are available on the FWC website at [Registered Organisations fact sheets](#), one for an organisation with branches and one for an organisation without branches.

Our records indicate that the organisation was late with the lodgement of its 2014 Annual Return. It is our objective that all organisations will lodge their Annual Return by 31 March 2015. A recent survey taken of organisations at the conclusion of our annual returns webinar on 18 December 2014 all indicated (100%) that they would lodge their Annual Return on time. We would expect that momentum to include your organisation.

Once an Annual Return or change of records has been lodged, a copy will be posted on our website at [List of Registered Organisations](#). Therefore, to protect the privacy of the relevant office holders listed in the declarations, it is recommended that officers list their official mailing address rather than personal home address.

We encourage you to lodge all returns electronically (e.g. as pdf file) at orgs@fwc.gov.au. Please ensure that emailed documents include signatures where required.

Please note: failure to comply with these obligations is subject to a civil penalty provision (up to \$51,000 for a body corporate and \$10,200 for an individual per contravention), under s.305 of the RO Act. Finally, in maintaining the register of members, your attention is drawn to the circumstances where membership ceases to exist (s.171A of the RO Act).

Please do not hesitate to contact me on (03) 8661 7936 or by e-mail at robert.pfeiffer@fwc.gov.au if you wish to discuss the requirements outlined in this correspondence.

Yours sincerely,

Robert Pfeiffer
Senior Adviser
Regulatory Compliance Branch

Obligation to lodge Annual Return of Information by 31 March

For full details see ss.230-233 of the *Fair Work (Registered Organisations) Act 2009* (the 'RO Act'), and rr.147-151 of the *Fair Work (Registered Organisations) Regulations 2009* (the 'RO Regulations').

A copy of each of the following records must be lodged with the Fair Work Commission ('the FWC') between 1 January and 31 March each year. They must be certified by a declaration stating that it is a correct statement of the information contained in that record, signed by the Secretary or such other elected official who is required under the rules, or by resolution of the organisation, to keep the relevant records (**other prescribed officer** see r.150 of the RO Regulations).

Failure to comply with these obligations is subject to a civil penalty provision – see s.305 of the RO Act.

Requirement	Details of requirement
Maintenance of Register of Members	A declaration by the Secretary or other prescribed officer certifying that the register of members has, during the immediately preceding calendar year, been kept and maintained as required by ss.230(1)(a) and (2) [s.233(1)(a)] Note: In maintaining the register of members, your attention is drawn to s.171A of the RO Act that outlines the circumstances where membership ceases to exist.
List of Offices	A list of the offices in the organisation and each branch (note the definition of office and officer in ss.6 and 9) [s.230(1)(b)]
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Addresses of Organisation and Branches	A record of the address of the office of the organisation and the address of the office of each branch [s.230(1)(d) and r.147(d)]
Elections in Organisation and Branches	A record of each election that must, under the rules of the organisation, be held during the year commencing 1 January of the year in which the return is lodged, for any offices in the organisation and branches of the organisation. [s.230(1)(d) and r.147(e)] Note: this provision does not relieve an organisation or branch from the separate requirement to lodge prescribed information prior to each election, as required by s.189 of the RO Act
Statement concerning number of members	A record of the number of members on 31 December in the previous year; and If the organisation has entered into an agreement relating to members of State unions under s.151(1) of the RO Act,- a record of the number of members of the organisation who were (on 31 December in the previous year) ineligible State members in relation to the organisation within the meaning of s.150 of the RO Act. [s.230(1)(d) and rr.147(f) and (g)]

Obligation to notify of changes within 35 days

If there are any changes during the year to the list of offices, list of officeholders, list of branches (where relevant) and the address of the organisation and/or its branches an organisation must, within 35 days of the change, lodge with the FWC, a notification of such changes certified by declaration signed by the secretary or other prescribed officer of the organisation to be a correct statement of the changes made [RO Act s.233(2) and RO Regulations r.151 refer].