

Regulation 126(1) Notice of Alteration to the CEPU Rules

Section A National Rule 4 & new rule 35 –June 2016

Amend rule 4 of Section A rules by inserting the following new definition as sub rule 4.31 and renumbering the existing sub rules 4.31 and 4.32 as 4.32 and 4.33 accordingly:

4.31 “Reporting Obligations” shall mean the obligations in connection with the annual report and various financial returns required under Chapter 8 of the *Fair Work (Registered Organisations) Act 2009*.

Insert a new rule 35 as follows:

35 - GOVERNANCE AND COMPLIANCE

35.1 Powers of the National Secretary

35.1.1 Notwithstanding anything in the rules of the Union, the National Council is empowered to authorise the National Secretary to take all steps necessary to ensure compliance by the CEPU in connection with the Reporting Obligations.

35.1.2 Without limitation to the power conferred by rule 35.1.1, the National Council is empowered to authorise the National Secretary to:

- direct any officer or employee of the CEPU, including of its branches, to provide any information or document within their possession or control necessary for the satisfaction of the Reporting Obligations;
- access any premises and review any databases held by the CEPU, including its branches, for the purpose of satisfying the Reporting Obligations; and
- require any officer or employee of the CEPU, including of its branches, to provide such assistance as is necessary for the satisfaction of the Reporting Obligations.

35.2 Auditing of membership data

35.2.1 Where a reporting unit is required to include membership numbers in any report prepared pursuant to the Reporting Obligations, the reporting unit shall obtain an audit report of these numbers.

35.2.2 Each reporting unit shall comply with the following conditions in obtaining an audit report of its membership numbers under rule 35.2.1:

- (a) engage a registered company auditor; and
- (b) request that the work performed in the audit be in accordance with Australian Auditing Standard 802 “The Audit Report on Financial Information Other than a General Purpose Financial Report” and Auditing Guidance Standard 1044 “Audit Reports on Information Provided Other than a Financial Report” or any successor to these standards.

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35.2.3 The independent audit report shall include an audit certificate signed by the auditor detailing the membership of the reporting unit.

35.3 Governance Officer

35.3.1 The National Executive Officers shall appoint a Governance Officer. The Governance Officer shall be an employee of the Union, with the salary and on-costs met by the funds of the National Council.

35.3.2 The Governance Officer shall carry out such duties as the National Secretary may direct.