

Regulation 126(1) Notice of Alteration to

CEPU RULES

SECTION D – COMMUNICATIONS DIVISION – DISCLOSURE RULES

1. Delete the following from the table of contents and renumber rule 4B as rule 4A:

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2. Renumber rule 4B as rule 4A as follows:

4A 4B- DIVISION/BRANCH POLICIES AND PROCEDURES

The Division/branch shall develop and implement policies and procedures relating to the expenditure of the Division/branch.

3. Delete rules 4A, 4C, 4D and 4E as follows:

4A – DEFINITIONS

- ~~(a) – **board** means a group of persons who supervise, govern or otherwise have oversight of a corporation, organisation, association or other like body including a Board of Directors.~~
- ~~(b) – **disclosure period** For the purpose of these rules means the financial year unless a shorter period is specified.~~
- ~~(c) – **declared person or body**: A person is a declared person or body if:~~
- ~~– (i) – an officer of the Division/branch has disclosed a material personal interest under [sub-rule 4D]; and~~
 - ~~– (ii) – the interest relates to, or is in, the person or body; and~~
 - ~~– (iii) – the officer has not notified the Division/branch that the officer no longer has the interest.~~
- ~~(d) – **financial duties** includes duties that relate to the financial management of the Division or a branch of the Division.~~
- ~~(e) – **General Manager** means the General Manager of Fair Work Commission.~~
- ~~(f) – **non-cash benefit** means property or services in any form other than money, but does not include a computer, mobile phone or other electronic device that is used only or mainly for work purposes.~~
- ~~(g) – **peak council** has the same meaning as defined by section 12 of the Fair Work Act 2009.~~

- ~~(h) office has the same meaning as defined by section 9 of the Fair Work (Registered Organisations) Act 2009~~
- ~~(i) officer has the same meaning as defined by section 6 of the Fair Work (Registered Organisations) Act 2009~~
- ~~(j) related party has the same meaning as defined by section 9B of the Fair Work (Registered Organisations) Act 2009.~~
- ~~(k) relative in relation to a person, means:~~
- ~~(i) parent, step parent, child, stepchild, grandparent, grandchild, brother or sister of the person; or~~
 - ~~(ii) the spouse of the first mentioned person.~~
- ~~(l) relevant remuneration in relation to an officer of the Division/branch for a disclosure period is the sum of the following:~~
- ~~(i) any remuneration disclosed to the Division/branch by the officer under rule 4C during the disclosure period;~~
 - ~~(ii) any remuneration paid during the disclosure period, to the officer of the Division/branch;~~
- ~~(m) relevant non-cash benefits in relation to an officer of the Division/branch for a disclosure period means the non-cash benefits provided to the officer, at any time during the disclosure period, in connection with the performance of the officer's duties as an officer, by the Division/branch or by a related party of the Division/branch.~~
- ~~(n) remuneration~~
- ~~(i) includes pay, wages, salary, fees, allowances, leave, benefits or other entitlements; but~~
 - ~~(ii) does not include a non-cash benefit; and~~
 - ~~(iii) does not include the reimbursement or payment of reasonable expenses for the costs incurred in the course of the officer carrying out his or her duties.~~

~~4C - DISCLOSURE OF OFFICER'S RELEVANT REMUNERATION AND NON-CASH BENEFITS~~

~~4C.1 Rule for Divisional Officers~~

- ~~(a) Each officer of the Division shall disclose to the Division any remuneration paid to the officer:~~
- ~~(i) because the officer is a member of a board, if:~~
 - ~~a. the officer is a member of the board only because the officer is an officer of the Division; or~~
 - ~~b. the officer was nominated for the position as a member of the board by the CEPU, a Division, a branch of the Division, or a peak council; or~~
 - ~~(ii) by any related party of the Division in connection with the performance of the officers' duties as an officer.~~
- ~~(b) The disclosure required by sub-rule (a) shall be made to the Division:~~
- ~~(i) as soon as practicable after the remuneration is paid to the officer; and~~
 - ~~(ii) in writing.~~

- ~~(c) The Division shall disclose to the members of the Division and its branches:~~
- ~~(i) the identity of all officers, and~~
 - ~~(ii) for those officers:~~
 - ~~a. the actual amount of the officers' relevant remuneration for the disclosure period; and~~
 - ~~b. either the value of the officers' relevant non-cash benefits, or the form of the officers' relevant non-cash benefits, for the disclosure period.~~
- ~~(d) For the purposes of sub-rule (c), the disclosure shall be made:~~
- ~~(i) in relation to each financial year;~~
 - ~~(ii) within six months after the end of the financial year; and~~
 - ~~(iii) in writing.~~

~~4C.2 Rule for Divisional Branches~~

- ~~(a) Each officer of the branch shall disclose to the branch any remuneration paid to the officer:~~
- ~~(i) because the officer is a member of a board, if:~~
 - ~~a. the officer is a member of the board only because the officer is an officer of the branch; or~~
 - ~~b. the officer was nominated for the position as a member of the board by the CEPU, a Division, a branch of the Division or a peak council; or~~
 - ~~(ii) by any related party of the branch in connection with the performance of the officer's duties as an officer.~~
- ~~(b) The disclosure required by sub-rule (a) shall be made to the branch:~~
- ~~(i) as soon as practicable after the remuneration is paid to the officer; and~~
 - ~~(ii) in writing.~~
- ~~(c) A branch shall disclose to the members of the branch:~~
- ~~(i) the identity of all officers, and~~
 - ~~(ii) for those officers:~~
 - ~~a. the actual amount of the officers' relevant remuneration for the disclosure period; and~~
 - ~~b. either the value of the officers' relevant non-cash benefits, or the form of the officers' relevant non-cash benefits, for the disclosure period.~~
- ~~(d) For the purposes of sub-rule (c), the disclosure shall be made:~~
- ~~(i) in relation to each financial year;~~
 - ~~(ii) within six months after the end of the financial year; and~~
 - ~~(iii) in writing.~~

~~4D - DISCLOSURE OF OFFICER'S MATERIAL PERSONAL INTERESTS~~

~~4D.1 Rule for Divisional Officers~~

- ~~(a) Each officer of the Division shall disclose to the Division any material personal interest in a matter that:~~
- ~~(i) the officer has or acquires; or~~
 - ~~(ii) a relative of the officer has or acquires;~~
- ~~that relates to the affairs of the Division.~~
- ~~(b) The disclosure required by sub-rule (a) shall be made to the Division:~~
- ~~(i) as soon as practicable after the interest is acquired; and~~
 - ~~(ii) in writing.~~
- ~~(c) The Division shall disclose to the members of the Division and its branches any interests disclosed to the Division pursuant to sub-rule (a).~~

- ~~(d) For the purposes of sub-rule (c), the disclosures shall be made:~~
- ~~(i) in relation to each financial year;~~
 - ~~(ii) within six months after the end of the financial year; and~~
 - ~~(iii) in writing.~~

~~**4D.2 Rule for Divisional Branches**~~

- ~~(a) Each officer of a branch shall disclose to the branch any material personal interest in a matter that:~~
- ~~(i) the officer has or acquires; or~~
 - ~~(ii) a relative of the officer has or acquires;~~
 - ~~that relates to the affairs of the Branch.~~
- ~~(b) The disclosure required by sub-rule (a) shall be made to the branch:~~
- ~~(i) as soon as practicable after the interest is acquired; and~~
 - ~~(ii) in writing.~~
- ~~(c) The branch shall disclose to the members of the branch any interests disclosed to the branch pursuant to sub-rule (a).~~
- ~~(d) For the purposes of sub-rule (c), the disclosures shall be made:~~
- ~~(i) in relation to each financial year;~~
 - ~~(ii) within six months after the end of the financial year; and~~
 - ~~(iii) in writing.~~

~~**4E - DISCLOSURE BY DIVISION/BRANCH OF PAYMENTS**~~

~~**4E.1 Rule for Divisional Officers**~~

- ~~(a) The Division shall disclose to the members of the Division and its branches either:~~
- ~~(i) each payment made by the Division, during the disclosure period:~~
 - ~~a. to a related party of the Division or of a branch of the Division; or~~
 - ~~b. to a declared person or body of the Division or a branch of the Division; or~~
 - ~~(ii) the total of the payments made by the Division, during the disclosure period:~~
 - ~~a. to each related party of the Division; or~~
 - ~~b. to each declared person or body of the Division.~~
- ~~(b) Sub-rule (a) does not apply to a payment made to a related party if:~~
- ~~(i) the payment consists of amounts deducted by the Division or Branch from remuneration payable to officers or employees of the Division or Branch; or~~
 - ~~(ii) the related party is an officer of the Division or Branch, and the payment:~~
 - ~~a. consists of remuneration paid to the officer by the Division or Branch; or~~
 - ~~b. is reimbursement for expenses reasonably incurred by the officer in performing the officer's duties as an officer.~~
- ~~(c) For the purposes of sub-rule (a), the disclosures shall be made:~~
- ~~(i) in relation to each financial year;~~
 - ~~(ii) within six months after the end of the financial year; and~~
 - ~~(iii) in writing.~~

~~**4E.2 Rule for Divisional Branches**~~

- ~~(a) The branch shall disclose to the members of the branch either:~~

- ~~(i) each payment made by the branch, during the disclosure period:
 - ~~a. to a related party of the branch; or~~
 - ~~b. to a declared person or body of the branch; or~~~~
- ~~(ii) the total of the payments made by the branch, during the disclosure period:
 - ~~a. to each related party of the branch; or~~
 - ~~b. to each declared person or body of the branch.~~~~

~~(b) Sub-rule (a) does not apply to a payment made to a related party if:~~

- ~~(i) the payment consists of amounts deducted by the Division or Branch from remuneration payable to officers or employees of the Division or Branch; or~~
- ~~(ii) the related party is an officer of the Division or Branch, and the payment:
 - ~~a. consists of remuneration paid to the officer by the Division or Branch; or~~
 - ~~b. is reimbursement for expenses reasonably incurred by the officer in performing the officer's duties as an officer.~~~~

~~(c) For the purposes of sub-rule (a), the disclosures shall be made:~~

- ~~(i) in relation to each financial year;~~
- ~~(ii) within six months after the end of the financial year; and~~
- ~~(iii) in writing.~~

4F - OFFICERS TO UNDERTAKE APPROVED TRAINING

~~Each person who holds an office in the Divisional Office or a Divisional Branch (within the meaning of the Fair Work (Registered Organisations) Act 2009), whose duties include financial duties, must comply with all of the following:~~

- ~~(i) The person must undertake training approved by the General Manager of the Fair Work Commission under section 154C of the Fair Work (Registered Organisations) Act 2009;~~
- ~~(ii) The training so undertaken must cover each of the person's financial duties;~~
- ~~(iii) The training so undertaken must be completed within 6 months after the person begins to hold the office.~~