

SCHEDULE A

IN THE FAIR WORK COMMISSION

Fair Work (Registered Organisations) Act 2009
s.159 Application to amend the rules of an organisation

CPSU, the Community and Public Sector Union (SPSF Group)
New South Wales Branch
APPLICANT

IN THE MATTER OF:
An Application to Alter the Rule Book of the *CPSU, the Community*
and Public Sector Union (SPSF Group), New South Branch

NOTICE OF PARTICULARS UNDER REGULATION 126(1) OF PROPOSED ALTERATIONS TO THE RULE BOOK OF THE NSW BRANCH

1. I, Stewart Little, Branch Secretary, of Level 12 160 Clarence Street, Sydney in the State of New South Wales, give notice of the of alterations to rule book of the NSW Branch
2. The alterations proposed amend the NSW Branch rule book dated 24 July 2019 [in R2019/48]
3. The reason for making the proposed alterations are to:
 - 3.1. Update the editing and formatting for consistency, in particular to bring the structure of the Reserved Positions for the School Education members in line with the Higher Education and Health Sector reserved positions;
 - 3.2. To re-insert the full calculation of reserved positions for School Education, Higher Education and Health Sector members which had applied until 24 July 2019 and was inadvertently left off the rule book approved on 24 July 2019 [R2019/48].

A. PARTICULARS OF PROPOSED ALTERATIONS TO THE NSW BRANCH RULE BOOK

4. The alterations proposed by this application are listed in the table below:

Page	Rule Number	Rule Heading	Brief description of change
1	2	Registered Office	Delete an extra space between Fair and Work
"	3.1(c)	Interpretation	Replace "visa" with "vice", so that it read "vice versa"
"	3.5(a) & 3.5(b)	"	Add "or" at the end of both 3.5(a) and 3.5(b) for formatting consistency
"	3.5(d)	"	Remove the words "are employed" from the start of (d) as this duplicates "means a members employed:" in the preamble before the list in 3.5
2	3.6	"	After "Health" include "Services" so that the sentence reads "Health Services members means a member employed:".
"	3.7	"	Re-structure this Rule so the formatting is the same as Health Services and Higher Education in the two proceeding rules.
"	5.1 (a) & (b)	Constitution of Branch Council	At the end of 5.1(a) include "and" as well as a full stop at the end of 5.1(b)
"	5.2 (b)	Reserved positions	At the end of (b) replace "to Delegates of the branch Council." with "of Delegates of the Branch Council and dividing the result by three times the number of financial members in the Branch".
3	6.3	Branch Officers	At the end of 6.3 include the word "and".
6	12.1(b)	Local representatives	At the end of 12.1(b) replace the full stop with following "; and.".
"	12.6(a)	"	At the end of 12.6(a) include "or"
7	13.3(b) & 13.4(b)	"	At the end of both 13.3(b) & 13.4(b) include "and"
8	14.1(b)	Election of Branch Officers and Delegates to Branch Council	Where it says "eligible to nominate and" remove the extra space before and after the word "nominate".

"	14.3(b)(i) & 14.4(b)(i)	"	At the end of both 14.3(b)(i) & 14.4(b)(i) include "and"
9	15.4	Seniority of Vice Presidents	Where it says " <i>Branch Council may</i> " remove the extra space before the word " <i>may</i> ".
10	17.1	Transition rule up to the 2020 election	At the end of the sentence and before the full stop include the following words " <i>and the 21 July 2019 rules made in R2019/48</i> "
	New 17.4	"	Add new sub-rule 17.4 directly after 17.3(b) and include the following after 17.4 " <i>The amendments to the 2019 rules are minor. They are required to clarify how reserved positions are calculated and to ensure consistency to the formatting, pattern and structure of the rules.</i> "

B. DECLARATIONS ON RULE COMPLIANCE, ACTION TAKEN, PUBLICATION OF NOTICE AND TRUTH REQUIRED BY REGULATIONS 126(1)-(2)

5. I am authorised to make the following declarations:

5.1. I will file the following documents together with this notice of particulars:

5.1.1. A declaration entitled "*9 December 2019 declaration of Stewart Little in support of an application to alter the Rule Book of the NSW Branch*" ("the Little Declaration"); and

5.1.2. **SCHEDULE B** - A document entitled "*NSWBranchNovemberDraft*" attached to the 9 December 2019 Declaration of Stewart Little;

5.2. Also attached to the 9 December 2019 Declaration of Stewart Little are the following:

5.2.1. **SCHEDULE C** - a copy of the minutes of the Branch Council meeting held on 28 October 2019;

5.2.2. **SCHEDULE D** - a copy of the email sent on 31 October 2019 to the members of the NSW Branch Council giving notice of the Branch Council meeting to be held on 25 November 2019;

5.2.3. **SCHEDULE E** – a copy of the Meeting Notice for the November Branch Council meeting, the Memorandum and Amended NSW Branch Rule Book, sent with the 31 October 2019 email;

5.2.4. **SCHEDULE F** - A copy of the email sent on 22 November 2019 to the members of the NSW Branch Council giving notice of the Branch Council meeting to be held on 25 November 2019;

5.2.5. **SCHEDULE G** – a copy of the Memorandum and Amended NSW Branch Rule Book, attached to the email reminder dated 22 November 2019; and

5.2.6. **SCHEDULE H** – a copy of the draft minutes for the 25 November 2019 meeting of the Branch Council.

5.3. The Little Declaration establishes the actions taken by the NSW Branch to make the alterations particularised in this notice and establishes the alterations are made in accordance with the CPSU (SPSF Group) Chapter C rules and the NSW Branch rules.

5.4. I therefore declare:

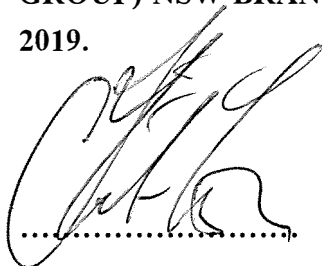
5.4.1. The alterations were made in accordance with the Branch and CPSU rules;

5.4.2. The actions taken to make these alterations taken under those rules are outlined in the Little Declaration;

5.4.3. The particulars set out in this notice and the Little Declaration are true and correct to the best of my knowledge and belief.

5.4.4. I have given instructions to the NSW Branch staff to ensure that a notice explaining this application will be placed on the NSW Branch website and the Branch's Associated Body's website before 30 December 2019, being 35 days after the Branch Council made the alterations to the NSW Branch Rule Book.

DECLARED BY STEWART LITTLE, BRANCH SECRETARY OF THE CPSU (SPSF GROUP) NSW BRANCH AT SYDNEY IN THE STATE OF NSW THIS 9 DECEMBER 2019.



STEWART LITTLE

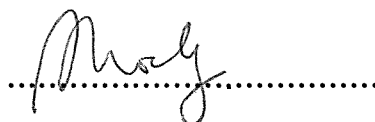
9.12.19

DATE

BEFORE ME:

SANDRA LOCKEY

NAME:



SIGNED

9.12.19

DATE