



United Firefighters Union of Australia

Tasmania Branch

Protecting Firefighters since 1943

www.ufutas.asn.au

379 Elizabeth Street North Hobart Tas 7000
PO Box 20 North Hobart Tas 7002
ABN: 82 168 561 663

File No.: B106

File Name: Rule Change – eligibility – FWA 12 September 2012

Phone: (03) 6234 9331
Facsimile: (03) 6234 9505
Email: ufutas@ufutas.com
Secretary: Vincent Males 0417 154 633
President: Darren Gye 0417 712 011

Please address all correspondence to the Secretary

12 September 2012

Ms Bernadette O'Neill
General Manager
Fair Work Australia
GPO Box 1994
MELBOURNE VIC 3001

Dear Ms O'Neill

Re: Section 158 - Application - Rule Change - UFUA Tasmania Branch - Eligibility

Please find attached an application on the prescribed form with several attachments in relation to the abovementioned. I trust this application is in order.

Should you require any further information please contact the Tasmania Branch Senior Industrial Officer Greg Cooper. Mr Cooper's contact details are as follows:

Mobile: 0418 126 488
Office: (03) 6234 9331
Email: greg.cooper@ufutas.com
Facsimile: (03) 6234 9505

Yours faithfully

A handwritten signature in blue ink, appearing to read 'V Males'.

Vincent Males
Secretary

Form F68 Application for Consent to the Alteration of Eligibility Rules of an Organisation

IN FAIR WORK AUSTRALIA

FWA use only

FWA Matter No.:

APPLICATION FOR CONSENT TO THE ALTERATION OF ELIGIBILITY RULES OF AN ORGANISATION

Fair Work (Registered Organisations) Act 2009

Fair Work (Registered Organisations) Regulations 2009—paragraph 121(1)(b)

Applicant Organisation

Name:	United Firefighters' Union of Australia Tasmania Branch		
	ABN:	82 168 561 663	
Address:	379 Elizabeth Street		
Suburb:	North Hobart	State: TAS	Postcode: 7000
Contact person:	Greg Cooper		
	Title Senior Industrial Officer Mr [*] Mrs [] Ms []:		
Telephone:	03 6234 9331	Mobile:	0418 126 488
Fax:	03 6234 9505	Email:	greg.cooper@fsumion.org.au

The Applicant applies for consent to the alteration of the eligibility rules of the organisation to the following:

By deleting sub rule (e) (12) (6) of Rule 6 Eligibility of the rules of the United Firefighters' Union of Australia as it relates to the Tasmania Branch;

6 - ELIGIBILITY

~~(e) — (12) — (6) — Any person employed in Tasmania by the Tasmanian Fire Service other than a person in the classification of Firefighter, Senior Firefighter, Serviceman, Control Room Operator, Station Officer, Senior Station Officer, Superintendent, Regional Chief Officer Urban, Regional Chief Officer Country, Deputy Regional Chief Officer Urban, Deputy Regional Chief Officer Country, Chief Fire Prevention Officer, Senior Operations Officer and Officers of the Field Division shall not be eligible for membership of the Union.~~

Rule 4 Industry of the registered rules of the United Firefighters' Union of Australia.

4 - INDUSTRY

The Industry in or in connection with which the Union is registered is the industry or industries of -

- (1) the prevention, suppression or extinguishment of fires;
- (2) the protection of life and property through the provision of rescue services at the scene of accidents explosions or other emergencies other than in the capacity of a

registered Medical Practitioner and other than the provision of ambulance rescue services in the State of New South Wales;

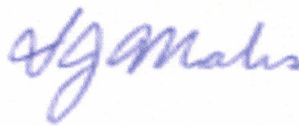
- (3) the handling of spillages of toxic or hazardous materials and the disposal of those in emergency situations; or
- (4) the sale, supply, installation, maintenance, repair and/or inspection of fire protection equipment other than fixed or semi-fixed fire protection systems.

Without limiting the generality of the foregoing, such industry or industries shall include persons referred to in subparagraphs (1) to (4) above employed -

- (a) by the Australian Public Service, the service of any public institution or authority of the Australian Government whether such service is in the Australian Public Service or not;
- (b) in the service of any public institution or authority of the Australian Capital Territory whether such service is in the Australian Public Service or not;
- (c) by a Fire Brigade Board, Commission, or Authority;
- (d) in the service of any public institution or Authority of a State Government or a Territory Government the duties of which are not materially different to those of persons employed by a Fire Brigade Board, Commission or Authority, except for persons employed by -
 - (i) In the State of Victoria: Port of Melbourne Authority;
 - (ii) In the State of South Australia: Department of Marine and Harbours: National Parks and Wildlife Service and Engineering and Water Supply Department;
 - (iii) In the State of Western Australia: Department of Conservation and Land Management and Water Authority of Western Australia;
- (e) in private industry, in any rank, grade or classification of industrial fire fighter or industrial fireman or in any employment the duties of which are not materially different from the duties of one of these employments or in any position in respect of which the duties are similar to those of persons employed by any Fire Brigade Board, Commission or Authority.

Date: 12 September 2012

Signature or Common Seal:**



* Each alteration for which consent is sought must be highlighted using distinctive characters. For example, deleted or replaced text may be highlighted using ~~striketrough~~ formatting and new text may be highlighted using underlining or *italics* (provided there is no ambiguity with the formatting).

** An application must be sealed with the Common Seal of the organisation or be signed by a person authorised to sign the application. See regulation 13 of the *Fair Work (Registered Organisations) Regulations 2009*.

Note: The application should also set out, in sufficient particularity to allow the proposal to be properly considered, the following:

1. the particulars of the proposed alteration;
2. the reason for the proposed alteration; and
3. the effect of the proposed alteration;

and contain a declaration that the alteration was made in accordance with the rules of the organisation and stating the action taken under those rules to make the alteration and verifying the facts stated in the application.

Appendix A

1 Particulars of Proposed Alteration of the Rules of the United Firefighters Union of Australia

“Amend the current rules by deleting provision 6 Eligibility (e) (12) (6) in its entirety”

6 - ELIGIBILITY

~~(e) (12) (6) Any person employed in Tasmania by the Tasmanian Fire Service other than a person in the classification of Firefighter, Senior Firefighter, Serviceman, Control Room Operator, Station Officer, Senior Station Officer, Superintendent, Regional Chief Officer Urban, Regional Chief Officer Country, Deputy Regional Chief Officer Urban, Deputy Regional Chief Officer Country, Chief Fire Prevention Officer, Senior Operations Officer and Officers of the Field Division shall not be eligible for membership of the Union.~~

2 Reasons for the Proposed Alteration

To remove uncertainty with regard to eligibility of persons employed by the Tasmania Fire Service to be members of the United Firefighters' Union of Australia Tasmania Branch. The following explanation is provided;

Eligibility Rules

Eligibility for membership of the UFUA Tasmania Branch is derived by firstly considering the Industry of calling as specified in Rule 4 Industry and subsequently Rule 6 Eligibility

The rules of the UFUA are broad in relation to membership eligibility especially when considering the words “in or in connection with” in relation the industry of calling.

The rules however specifically include a provision at rule 6 Eligibility (e) (12) (6) restated below;

Extract From UFUA Rules

(e) (12) (6) Any person employed in Tasmania by the Tasmanian Fire Service other than a person in the classification of Firefighter, Senior Firefighter, Serviceman, Control Room Operator, Station Officer, Senior Station Officer, Superintendent, Regional Chief Officer Urban, Regional Chief Officer Country, Deputy Regional Chief Officer Urban, Deputy Regional Chief Officer Country, Chief Fire Prevention Officer, Senior Operations Officer and Officers of the Field Division shall not be eligible for membership of the Union.

This rule by virtue of the words; *“other than a person in the classification of”* requires that all classifications appropriate for the Tasmania Branch of the union to cover to be included in the rule. Consequently any person engaged in a classification not included in the rule is specifically excluded for eligibility purposes from joining the union. This could amount to firefighters not being eligible for membership of the union.

This rule, Rule 6 Eligibility (e) (12) (6) (the rule) is problematic for the union as it requires the union to update the rule when classification structures or job titles are changed. Given that career paths and classification structures pursuant to the relevant industrial instruments are dynamic the rule will from time to time create ambiguity and uncertainty with relation to membership eligibility.

An example of classifications excluded from Rule 6(e) (12) (6) are; Leading Firefighter, District Officer, Instructors, Consultant, Fire Equipment officer, Communications officers, and Community Fire Safety Officer.

It is also noted that from time to time the union has enrolled and represented employees of the Tasmania Fire Service in the following classifications that are also not included in the rule; e.g. clerk, sales person.

Classification Structure

Further, consideration of the classification structure contained in the Tasmanian Fire Fighting Industry Employees Award (TFFIEA), the Tasmanian Fire Fighting Industry Employee's Industrial Agreement 2010 (TFFIEIA), and the Tasmania Fire Service (TasFire Equipment) Industrial Agreement 2010 (TFSIA) reveals the following;

Classification Descriptions and Standards

Detailed below are extracts from the relevant awards and agreements being the (TFFIEA), (TFFIEIA) and the, (TFSIA) relating to classifications applicable to UFUA members.

Classifications included in the Tasmanian Fire Fighting Industry Employees Award (TFFIEA)

- (a) Trainee Firefighter
- (b) Firefighter
- (c) First Class Firefighter (Trades level)
- (d) Senior Firefighter
- (e) Leading Firefighter
- (f) Station Officer
- (g) Senior Station Officer
- (h) District Officer
- (i) Brigade Chief for a smaller brigade with less than two permanently staffed stations.
- (i) Trainee Communications Officer
- (j) Communications Officer
- (k) Leading Communications Officer
- (l) Supervisor – Communications
- (m) Community Fire Safety Officer Classification Definitions
 - Community Fire Safety Officer 1
 - Community Fire Safety Officer 2
 - Community Fire Safety Officer 3

Classifications highlighted in Red are not specifically included in Rule 6 Eligibility (e) (12) (6)

Classifications included in the Tasmanian Fire Fighting Industry Employee's Industrial Agreement 2010 (TFFIEIA), Appendix A Salaries Payable

- a) Trainee Firefighter
- b) Firefighter after 6 Months
- c) Firefighter after 12 months
- d) Firefighter after 24 months
- e) 1st Class Firefighter
- f) Senior Firefighter
- g) Leading Firefighter
- h) Station Officer
- i) Station Officer Grade 1 (interim Classification only)
- j) Senior Station Officer
- k) District Officer
- l) Trainee Communications Officer
- m) Communications Officer after 6 months
- n) Communications Officer after 12 months
- o) Communications Officer after 24 months
- p) Communications Officer after 36 months
- q) Leading Communications Officer
- r) Supervisor FireComm
- s) Community Fire Safety Officer
- t) Community Fire Safety Officer 2
- u) Community Fire Safety Officer 3

Classifications highlighted in Red are not specifically included in Rule 6 Eligibility (e) (12) (6)

Classifications included in the Tasmania Fire Service (TasFire Equipment) Industrial Agreement 2010 (TFSIA)

- a) Trainee Fire Equipment Officer
- b) Fire Equipment Officer Level 1
- c) Fire Equipment Officer Level 2
- d) Senior Fire Equipment Officer

Classifications highlighted in Red are not specifically included in Rule 6 Eligibility (e) (12) (6)

3 Effect of the Proposed Alteration

The proposed rule change will;

- a) ensure members are not inadvertently excluded from eligibility to be covered by the UFUA rules in Tasmania when there is a change to any classification descriptors as varied from time to time in the relevant industrial instrument.
- b) remove any ambiguity and uncertainty that could arise from time to time relating to the intent of the rule and remove any on-going need to constantly update the rule to reflect the career classification structure as amended from time to time.
- c) allow the union to rely upon the general provisions in the rules, namely, industry of calling and eligibility supporting the industry stated for membership eligibility.

Appendix B

United Firefighters' of Australia Tasmania Branch

Declaration Re; Rule Change in relation to Eligibility of the United Firefighters' of Australia Tasmania Branch

I, **Vincent Jeffrey Males**, being the **Secretary** of the United Firefighters' Union of Australia Tasmania Branch, 379 Elizabeth Street NORTH HOBART TAS 7000 do make the following declaration;

The Tasmania Branch of the United Firefighters' Union of Australia held a meeting on the 15th of August 2012 for the purpose of considering a rule change proposal relating to three matters including the Eligibility rules of the union.

1 CHANGE OR ALTERATION WAS MADE IN ACCORDANCE WITH THE RULES OF THE ORGANISATION

The rule change proposal was made in accordance with the rules of the union namely Rule 87 included herein;

Rule 87 - AMENDMENT OF RULES AFFECTING ONE BRANCH ONLY

Any of these Rules may be altered, amended or rescinded or new Rules may be substituted in accordance with Rule 86 as follows:-

- (1) Upon receiving a direction from the Branch Committee of Management or a request from any Branch meeting to call a meeting of the Branch Committee of Management to consider a proposed alteration, amendment, rescission or substitution of the Branch Rules the Branch Secretary shall summon such a meeting as soon as practicable.
- (2) The Branch Secretary shall summon a meeting of the Branch Committee of Management under this Rule by giving to all members of the Branch Committee of Management and all Branch Officers at least twenty-eight day's notice by ordinary post of the proposal and the time, date and place of meeting.
- (3) At a meeting held under this Rule the Branch Committee of Management shall (without it being necessary for any person to move or second the proposal) consider the proposal and may resolve that the alteration, amendment, rescission or submission be made either as proposed or as amended by the Branch Committee of Management.

(4) The Branch Secretary shall publicise any Rule change adopted by the Branch Committee of Management within 14 days after the date of resolution by written notices thereof being displayed and made available to the members at the registered office of the Branch and at all work areas and in other ways likely to come to the attention of the members.

(5) If within 28 days after the date of a resolution under the preceding Sub-Rule the Branch Returning Officer receives a written request for a plebiscite upon the decision of the Branch Committee of Management signed by at least one-tenth of the financial members of the Branch then the Branch Returning Officer shall as soon as practicable conduct a plebiscite to whether or not the financial members of the Branch approve of the decision of the Branch Committee of Management.

(6) If the Returning Officer does not receive a request within the preceding Sub-Rule the alteration, amendment rescission or substitution which the Committee of Management resolved to be made shall, subject to the provisions of the Act and the Regulations, come into operation upon the expiration of the 28 days.

(7) If the Branch Returning Officer receives a request in accordance with Sub-Rule (5) of this Rule then -

(a) if the plebiscite approves of the decisions, the alteration, amendment, rescission or substitution which the Branch Committee of Management resolved to be made shall, subject to the provisions of the Act and the Regulations, come into operation upon the declaration by the Branch Returning Officer of the result of the plebiscite;

(b) if the plebiscite does not approve of the decision, the Resolution of the Branch Committee of Management that the alteration, amendment rescission or substitution be made shall have no effect upon these Rules.

(c) Notwithstanding anything contained in this Rule where the Branch is required by law to amend its Rules such amendment when endorsed by a simple majority of either the Branch Executive or the Branch Committee of Management shall be deemed to have been made in compliance with the procedural requirements of this Rule.

2 The Actions Taken Under the Rules to Make the Change or Alteration

The following actions were taken in order to consider the rule change proposal.

2.1 At a Branch Committee of Management (BCOM) meeting held in Campbell Town Tasmania on the 3rd of April 2012, at the request of the President of the Tasmania Branch, a discussion paper on the rule changes relating to eligibility was included on the agenda for consideration.

At that meeting BCOM considered the rule change proposal to be reasonable and unanimously supported the proposal.

2.2 Following this meeting in correspondence dated the 17th of July I advised all BCOM members of a meeting scheduled for the 15th of August 2102 to be held at 379 Elizabeth Street, North Hobart commencing at 0930 hours for the purpose of considering a rule change relating to three matters being,

- the address of the union office,
- the formation of a Branch Executive
- amendments to the eligibility rule.

Attached to that correspondence were details of the proposed rule change relating to eligibility of the United Firefighters' Union of Australia Tasmania Branch.

Telephone conference facilities were made available for any BCOM member unable to attend the meeting in person.

2.3 On the 15th of August 2012 the BCOM met and approved the rule change.

2.4 On the 24th of August 2012 I posted to the home address of all members of the United Firefighters' Union of Australia Tasmania Branch correspondence outlining that an important union news was attached. This union news was titled; UNION NEWS 24 August 2012 UFUA TASMANIA BRANCH – RULE CHANGES. The Union news outlined the rule changes as endorsed by BCOM at a meeting held on the 15th of August 2012, the reasons for those changes and the process for members to follow should they not support the rule changes.

2.5 On the 24th of August I made available in the UFUA Tasmania Branch office, located at 379 Elizabeth Street North Hobart, a copy of the Rule Changes in the form of UNION NEWS 24 August 2012 UFUA TASMANIA BRANCH – RULE CHANGES

2.6 On the 28th of August 2012 I sent by email to all workplace delegates, for posting on notice boards in the workplace, a copy of the Union News titled UNION NEWS 24 August 2012 UFUA TASMANIA BRANCH – RULE CHANGES

2.7 I have attached a copy of the BCOM meeting notice, the rule change proposal, the minutes of the BCOM meeting of 15 August 2012, the correspondence to all members and the UNION NEWS 24 August 2012 UFUA TASMANIA BRANCH – RULE CHANGES

2.8 At the time of submitting this application I have not received a notice from the Branch Returning Officer advising of any request for a plebiscite in accordance with Sub Rule (5)

3 The Particulars Set Out Herein Are True and Accurate

I declare that to the best of my knowledge and belief the particulars set out in this notice are true and correct.

Signed.....

Vincent Males
Secretary

Dated 12th September 2012



United Firefighters Union of Australia

Appendix C

Tasmania Branch

Protecting Firefighters since 1943

www.ufutas.asn.au

379 Elizabeth Street North Hobart Tas 7000
PO Box 20 North Hobart Tas 7002
ABN: 82 168 561 663

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Facsimile: (03) 6234 9505
Email: ufutas@ufutas.com
Secretary: Vincent Males 0417 154 633
President: Darren Gye 0417 712 011

File No.: B106
File Name: BCOM – Rule Change Proposal and Notice of BCOM meeting

Please address all correspondence to the Secretary

17 July 2012

To all BCOM Members as addressed

Re: Rule Change Proposal and Notice of BCOM meeting

Please find attached a proposal to change the rules of the United Firefighters Union of Australia as they relate to the Tasmania Branch with regard to the following matters;

1. Address of the Union Office
2. The formation of a Branch Executive
3. Amendments to the Eligibility Rule

I provide all BCOM members as addressed with the following notice of a Branch Committee of Management meeting to be held for the purpose of considering the attached proposal.

Date: Wednesday 15 August 2012

Time: 0930 hours

Place: UFU office 379 Elizabeth Street North Hobart Tas 7002

Telephone conference call facilities will be provided for those BCOM members unable to attend the meeting in person.

Could you please confirm your availability by return mail, email or telephone to the union office before the close of business on Friday the 10th of August 2012.

Yours Faithfully

Vincent Males
Secretary



UFU BRANCH COMMITTEE OF MANAGEMENT MEETING
WEDNESDAY 15 AUGUST 2012
UNIONS TASMANIA BOARDROOM
MINUTES

Meeting opened: 0935 hours

Members Present:

D Gye, D Rayner, C Tomes, V Ansett, G Greenland, V Males (by teleconference)

In attendance:

SIO G Cooper

1. **Apologies:** C Lockhart, S McKinlay, J Holloway
2. **BCOM Meeting re: rule change**

Consider rule change proposal as previously distributed

'This meeting notes proposed rule change to amend the current rule by deleting provision 6 (e) 12 6 in its entirety and resolves that they be accepted as detailed'.

'This meeting note proposed rule change to create a Branch executive and resolves that they be accepted as detailed'.

'This meeting note proposed rule change to amend the registered address of the UFUA Tasmania branch and resolves that they be accepted as detailed'.

Meeting closed: 0955 hours

Chairman: D Gye

Date:

**Summary of proposed rule changes as submitted by the United Firefighters Union of Australia
Tasmania Branch, Branch Committee of Management**

Rule Change 1

“Amend the current rules by deleting provision 6 Eligibility (e) (12) (6) in its entirety”

Rule Change 2

Amend Schedule 6 by including a new rule 6

Branch Committee of Management Executive

The Branch shall include a Branch Executive comprising the Secretary the President the Vice President and Junior Vice President.

The Branch Committee of Management may from time to time delegate all or specific functions to the Branch Executive as outlined in Rule 54 Powers and Duties of Branches.

The Branch Executive will be bound at all times by rule 54 sub rules 16 and 17.

Rule Change 3

Delete current Rule 9 (f) and replace with

- (f) Tasmania Branch
379 Elizabeth Street
NORTH HOBART TAS 7000



United Firefighters Union of Australia

Appendix E

Tasmania Branch

Protecting Firefighters since 1943

www.ufutas.asn.au

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PO Box 20 North Hobart Tas 7002
ABN: 82 168 561 663

Phone: (03) 6234 9331
Facsimile: (03) 6234 9505
Email: ufutas@ufutas.com
Secretary: Vincent Males 0417 154 633
President: Darren Gye 0417 712 011

Please address all correspondence to the Secretary

File No.: B106

File Name: Rule changes UFUA Tasmania Branch 24 August 2012

24 August 2012

Dear UFU member, as addressed

UFUA Tasmania Branch – Rule Changes

Please find attached a very important Union News regarding rule changes affecting the Tasmania Branch.

Please take the time to inform yourself of these changes.

If you have any questions please contact myself, Branch Committee of Management members mentioned in the Union News or the union office.

Kind regards

Vincent Males
Secretary

UNION NEWS

24 August 2012



UFUA TASMANIA BRANCH – RULE CHANGES

At a meeting held on the 15th of August 2012 the United Firefighters Union of Australia Tasmania Branch, Branch Committee of Management (BCOM) considered three rule changes specific to the UFUA Tasmania Branch.

The Rules changes are in relation to Eligibility /BCOM Executive/and Administration.

Eligibility

The first rule change relates to a person's eligibility to be a member of the UFU. Under a current rule specific to the UFUA Tasmania Branch eligibility is dependent on a TFS employee's job title as specified in the rule. If a job title is not specifically mentioned in this rule it raises questions regarding eligibility to be represented in litigation by the union. The current rule has not been amended from time to time to reflect variations and developments in career paths as contained in the award. As a result some current job titles are not included in this rule. One solution would be to change the rule to include all the current job titles within the award. This would still require the union to update this rule from time to time as job titles change. The practical solution endorsed by the BCOM is to remove the clause all together and rely on the eligibility definition contained in Rule 4 Industry of the UFUA rules. This position is supported by the UFUA National Office.

It is important for members to note that this rule change will have the effect of providing the UFUA Tasmania Branch with the capacity to cover a broader range of classifications within the TFS. It is the view of BCOM and the National Office that this is desirable.

BCOM Executive

The second rule change involves creating an executive within the BCOM. The executive would consist of the Secretary, President, Vice President and the Junior Vice President. The executive would be authorised to carry out the functions of the full BCOM between regular scheduled meetings.

This rule change is desirable to allow the BCOM to respond more quickly to issues as they arise and will also make the position of the Secretary more accountable as he or she must run any decision that needs to be made in between BCOM meetings via the executive. As it stands at the moment the Secretary may endorse a course of action in between BCOM meetings without necessarily consulting the BCOM. The proposed executive will at all times remain accountable to the full BCOM, the wider membership and must always operate within the rules.

Administration

The third rule change is a straightforward change to the registered address of the union office.

The Rule changes endorsed by BCOM are;

Rule Change 1

“Amend the current rules by deleting provision 6 Eligibility (e) (12) (6) in its entirety”

Rule Change 2

Amend Schedule 6 by including a new rule 6;

Branch Committee of Management Executive

The Branch shall include a Branch Executive comprising the Secretary the President the Vice President and Junior Vice President.

The Branch Committee of Management may from time to time delegate all or specific functions to the Branch Executive as outlined in Rule 54 Powers and Duties of Branches.

The Branch Executive will be bound at all times by rule 54 sub rules 16 and 17.

Rule Change 3

Delete current Rule 9 (f) and replace with

- (f) Tasmania Branch
379 Elizabeth Street
NORTH HOBART TAS 7000

Members should be aware that the rules contain the following when a rule change is endorsed by BCOM;

Extract Rule 87 - AMENDMENT OF RULES AFFECTING ONE BRANCH ONLY

- (4) The Branch Secretary shall publicise any Rule change adopted by the Branch Committee of Management within 14 days after the date of resolution by written notices thereof being displayed and made available to the members at the registered office of the Branch and at all work areas and in other ways likely to come to the attention of the members.
- (5) If within 28 days after the date of a resolution under the preceding Sub-Rule the Branch Returning Officer receives a written request for a plebiscite upon the decision of the Branch Committee of Management signed by at least one-tenth of the financial members of the Branch then the Branch Returning Officer shall as soon as practicable conduct a plebiscite to whether or not the financial members of the Branch approve of the decision of the Branch Committee of Management.

- (6) If the Returning Officer does not receive a request within the preceding Sub-Rule the alteration, amendment rescission or substitution which the Committee of Management resolved to be made shall, subject to the provisions of the Act and the Regulations, come into operation upon the expiration of the 28 days.
- (7) If the Branch Returning Officer receives a request in accordance with Sub-Rule (5) of this Rule then -
- (a) if the plebiscite approves of the decisions, the alteration, amendment, rescission or substitution which the Branch Committee of Management resolved to be made shall, subject to the provisions of the Act and the Regulations, come into operation upon the declaration by the Branch Returning Officer of the result of the plebiscite;
 - (b) if the plebiscite does not approve of the decision, the Resolution of the Branch Committee of Management that the alteration, amendment rescission or substitution be made shall have no effect upon these Rules.
 - (c) notwithstanding anything contained in this Rule where the Branch is required by law to amend its Rules such amendment when endorsed by a simple majority of either the Branch Executive or the Branch Committee of Management shall be deemed to have been made in compliance with the procedural requirements of this Rule.

If any members require further information or would like to discuss the rule changes please contact your BCOM member listed or the union office.

BCOM member contact details;

Vincent Males (Secretary)	0417 154 633
Darren Gye (President)	0417 712 011
Dale Rayner (Vice President)	0418 508 456
Chris Tomes (Junior Vice President)	0419 120 159
John Holloway (Trustee)	0437 987 225
Colin Lockhart (Trustee)	0439 381 661
Stewart McKinlay (Trustee)	0418 991 161
Val Ansett (Trustee)	0408 267 887
Glenn Greenland (Trustee)	0419 387 235

UFU Branch Committee of Management

24 August 2012

Phone: 03 6234 9331

Mobile: 0417 154 633 Vincent Males (Secretary)

Postal address: PO Box 20 North Hobart Tas 7002

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Web-site address: <http://www.ufutas.asn.au>