

**DECLARATION OF AUTHORISED OFFICER OF ORGANISATION under Regulation 126 of the Fair Work (Registered Organisations) Regulation 2009**

**ALTERATION OF RULES OF AN ORGANISATION under section 159 of the Fair Work (Registered Organisations) Act 2009**

I, Emily McMillan of Level 9, 447 Kent Street Sydney NSW, declare as follows:

1. I am the National Assistant Secretary of the Transport Workers Union of Australia (**TWUA**) and, as such, am authorised to give this notice of particulars of alterations to the rules of the Transport Workers Union of Australia.
2. The alterations were made in accordance with the rules of the Transport Workers Union of Australia.
3. Rule 85 permits the National Council to amend the rules.
4. On 11 November 2024, the National President sent all National Councillors a letter via email calling a special meeting of National Council under subrules 46(4)(a) and (b) to deal with the urgent business, which was proposed changes to the rules. The letters explained the reason for the proposed rule changes and attached two annexures marked A and B stating the proposed changes. Annexure A concerns a change to Rule 8(1). Annexure B concerned a suite of changes. A single copy of the correspondence and Annexure A is annexed hereto and marked "**A**". The letters fulfilled the requirements of subrules 46(4) and 85(2)(a).
5. Subrule 46(5) allows the National Council to meet by telephone or video.
6. National Council met via video (Zoom) on 9 December 2024 to consider the proposed changes. A list of National Councilors who attended the meeting is annexed hereto and marked "**B**". Quorum requirements for National Council were satisfied in accordance with rule 50. A Quorum was maintained for the meeting.
7. National Council unanimously passed a resolution under subrule 85(2)(b) to change Rule 8(1) in accordance with the proposed changes in Annexure A to the letters to the National Councillors. A copy of the resolution is annexed hereto and marked "**C**".
8. Particulars of the change to Rule 8(1) are annexed hereto and marked "**D**".
9. The proposed changes to the rules in Annexure B to the President's 11 November 2024 letter are dealt with in a separate declaration.
10. The particulars in this notice are true and correct to the best of my knowledge and belief.



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Emily McMillan  
National Assistant Secretary

Dated: 10/12/24

# Annexure "A"

## Transport Workers' Union of Australia

### National Office

a. 447 Kent St Sydney NSW 2000

t. 02 8114 6500

ABN 18 559 030 246



11 November 2024

### BY EMAIL

Dear National Councillors

### Re: Notice of Special Meeting of National Council

In accordance with the TWU's rules 46(4) and 46(5), I provide notice of a special National Council meeting to address urgent business. The special meeting is scheduled to be held at 12pm on Monday, 9 December 2024 via zoom.

The urgent business to be dealt with at the special meeting of National Council is as follows:

- Amendments to the Rules providing for increase to the TWU annual membership fee; and
- Amendments to the Rules to:
  - Remove the Entrance Fee in Rule 7 and make consequential amendments.
  - Insert a new TWU Campaign Fund Contribution in Rule 7.
  - Remove the Training Fund in Rule 73 and replace it with a new Campaign Fund.
  - Remove the requirement for unfinancial members to wait 10 days before becoming financial members in Rule 10.

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NSW/QLD/VIC/TAS (Interim Governance)  
Branch Secretary **Richard Olsen**  
NSW: 1800 729 909  
Qld: 07 3890 3066  
Vic/Tas: 1300 727 614

SA/NT Branch  
Secretary  
**Sam McIntosh**  
08 8346 4177

WA Branch  
Secretary  
**Tim Dawson**  
08 6313 3000

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- Insert a definition of “Gig Worker” in Rule 92.
- Remove Transitional Rule 93, as it ceased to operate on 10 January 2023.
- Remove Transitional Rule 94, as it ceased to operate on 10 January 2023.

In relation to the proposed rule changes, these are contained at **Annexures A and B**.

We will be in touch in the near future with the zoom link.

Please contact Lorraine Biviano on 0419 302 121 or by email at [lorraine.biviano.com.au](mailto:lorraine.biviano.com.au) if you have any inquiries.

Regards,



**Tim Dawson**  
**National President**

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## ANNEXURE "A"

### Suggested alterations to the Rules of the Transport Workers Union of Australia

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#### PURPOSE

1. Increase the Annual Fee from 1 January 2025.
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#### AMEND THE RULES AS FOLLOWS

**Delete** the text of sub-rule 8(1) and **replace it** with the following:

*8(1) As from 1 January 2025, the Annual fee is \$762.30 plus GST \$76.23, totalling \$838.23.*

\*End\*

## **“Annexure B”**

### **Attendees at the Special National Council Meeting 9 December 2024 via Videolink**

#### Attendees

- Michael Kaine
- Emily McMillian
- Tim Dawson
- Jo Woofford
- Mick Forbes
- Guillaume Maize
- Klaus Pinkus
- Sam Lynch
- James Scott
- Kirsty Sharkey
- Nick McIntosh
- Joshua Millroy
- Barry Farrington
- Margaret Harvey
- Shona Maywal
- Sam McIntosh

#### Apologies:

- Marija Marsic
- Rob Pirc
- Ray McMillan
- Julianne Kingaby

# **Annexure C**

## **Resolution 1**

That National Council resolves to alter the Rules in accordance with Rule 85(2) as follows:

**Delete** sub-rule 8(1) **and replace it** with the following:

*8(1) As of 1 January 2025, the Annual fee is \$762.30 plus GST of \$76.23, totalling \$838.53.*

Moved: James Scott

Seconded: Sam McIntosh

Carried: Yes

## **“Annexure D”**

### **Particulars of Rule Change**

#### **AMEND THE RULES AS FOLLOWS**

**Delete** sub-rule 8(1) **and replace it** with the following:

*8(1) As of 1 January 2025, the Annual fee is \$762.30 plus GST of \$76.23, totalling \$838.53.*