



15 September 2022

Murray Furlong
General Manager
Fair Work Commission

By email only: murray.furlong@fwc.gov.au

Level 14
55 Market Street
SYDNEY NSW 2000

Ph: (02) 8267 0600
Fax: (02) 8267 0650

<http://www.slatergordon.com.au>

Correspondence to:

Lawyer: Phillip Pasfield
Legal Assistant: Michael Johnson

GPO Box 1584
Sydney NSW 2001

DX 1163 SYDNEY

Direct Ph: (02) 8071 2749

Email: michael.johnson@slatergordon.com.au

Our Ref: M617096

Dear Mr Furlong,

Re: Application by Grahame Patrick Kelly – Sections 94 and 94A of the Fair Work (Registered Organisations) Act 2009

I act for Grahame Patrick Kelly.

Please find **enclosed** for filing an application under sections 94 and 94A of the *Fair Work (Registered Organisations) Act 2009* (Cth) (**RO Act**).

The following documents are filed together with the application:

1. a copy of the resolution of the Central Council of the Mining and Energy Division of the CFMMEU which, inter alia, authorised the Applicant to make this application and nominated him as the representative constituent member for the purposes of the application;
2. in respect of the alterative application, signed written authorisations by the prescribed number of constituent members;
3. a written outline of the proposal for the constituent part to withdraw from the CFMMEU;
4. a written outline of the proposal for the alterative constituent part to withdraw from the CFMMEU;
5. a copy of the rules and name proposed for the new organisation;
6. a copy of the altered rules and name proposed for the CFMMEU when the proposed withdrawal of the relevant constituent part takes effect;
7. Statement of the Applicant dated 15 September 2022; and
8. Statement of Phillip John Pasfield dated 15 September 2022.

I am instructed to request that pursuant to s.108A(b) of the RO Act the President make a direction that the application be dealt with by a Full Bench of which the President is a member.

I am also instructed to request that the application be listed for a mention at the Commission's earliest convenience.

Yours faithfully,



Phillip Pasfield
National Practice Group Leader
Industrial and Employment
SLATER AND GORDON