

## About the F67 application form

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### Application for consent to change the name of an organisation

#### Who can use this form

Use this form if you want to obtain the consent of the Fair Work Commission (Commission) to change the name of an organisation registered under the *Fair Work (Registered Organisations) Act 2009* (RO Act).

#### About applications for name changes

A change to the name of an organisation will not take effect unless the Commission consents to that name change under s.158 of the RO Act and Regulation 121 of the *Fair Work (Registered Organisations) Regulations 2009* (RO Regulations).

Once the application is lodged, the General Manager of the Commission will publish a notice in the Government Gazette to inform interested parties of the application (RO Regulations, reg. 122). An interested organisation, association or person can lodge an objection to the application within 35 days of the publication of that notice (see RO Regulations, reg. 124(1)).

In dealing with an application to change the name of an organisation, the Commission will not (RO Regulations, reg. 125(1)):

- refuse to grant the application without giving the applicant an opportunity to be heard; or
- grant the application without giving any objector to the application (provided that the requirements for lodging an objection have been complied with) an opportunity to be heard.

If the Commission consents to the organisation's name change, the change will take effect on the date specified in the consent or in other cases on the day of the consent (RO Act, s.158(9)). For more information, please see the Commission's [fact sheet on altering the rules of registered organisations](#).

#### Lodging your completed form

**Lodge** this application form along with any accompanying documents with the Commission (RO Regulations, reg. 121). You can lodge your application by post, by fax or in person at the [Commission's office](#) in your State or Territory, or by email to [ros@fwc.gov.au](mailto:ros@fwc.gov.au).

#### Where to get help

##### Commission staff & resources

Commission staff cannot provide legal advice. However, staff can give you information on:

- processes in the Commission
- how to make an application to the Commission
- how to fill out forms
- where to find useful documents such as legislation and decisions
- other organisations that may be able to assist you.

The Commission's website [www.fwc.gov.au](http://www.fwc.gov.au) also contains a range of information that may assist.

## Throughout this form



This icon appears throughout the form. It indicates information to help you answer the question following.

## Legal or other representation

Representation is where another person (such as a lawyer, union official or family member) speaks or acts on your behalf in relation to your matter. There is no requirement for you to be represented when you appear at the Commission. You will need the permission of the Commission Member dealing with your case if you wish to be represented by a lawyer or paid agent unless that person is:

- employed by your union or employer organisation, a peak union or peak employer body, or
- one of your employees or officers (if you are an employer).

If you decide to represent yourself in proceedings you will need to make sure you are well prepared.

## Glossary of common terms

**Applicant**—This is the association that is making the application.

**Objector**—The person or party objecting to an application made by an Applicant.

**Interested person**—To be interested, a person must have an ‘industrial interest’ in the matter (see *Metropolitan Coal Co of Sydney Ltd v Australian Coal and Shale Employees Federation* (1917) 24 CLR 85). This may include an organisation member or an official from another organisation.

**Party**—A party is a person, organisation or association involved in a matter or case that is brought to the Commission.

**Service**—Serving a document means giving a copy of the document to a person or organisation, usually to the other party to the matter. You can serve a document in a number of ways, including by email, fax, express or registered post, or in person. Parts 7 and 8 of the Fair Work Commission Rules 2013 deal with service.

## Privacy

The Commission collects the information (including personal information) provided to it in this form for inclusion on the case file, and may disclose this information to the other parties to this matter and to other persons. For more details of the Commission’s collection, use and disclosure of this information, please see the [Privacy notice](#) for this form, or ask for a hard copy to be provided to you.



**Remove this cover sheet** and keep it for future reference—it contains useful information

## Form F67—Application for consent to change the name of an organisation

*Fair Work (Registered Organisations) Act 2009*, s.158  
*Fair Work (Registered Organisations) Regulations 2009*, reg. 121

This is an application to change the name of an organisation lodged with the Fair Work Commission in accordance with s.158 of the *Fair Work (Registered Organisations) Act 2009* and reg. 121 of the *Fair Work (Registered Organisations) Regulations 2009*.

### The Applicant



These are the details of the organisation making an application for consent to change its name.

<b>Legal name of organisation</b>	Australian Community Services Employers Association, Union of Employers		
<b>Trading name of organisation</b>	Community Management Solutions		
<b>ABN/ACN</b>	68 150 310 815		
<b>Contact person</b>	Neale Brosnan		
<b>Postal address</b>	PO Box 3252		
<b>Suburb</b>	Newmarket		
<b>State or territory</b>	Queensland	<b>Postcode</b>	4051
<b>Phone number</b>	(07) 3852 5177	<b>Fax number</b>	(07) 3852 5188
<b>Email address</b>	<a href="mailto:nealeb@cmsolutions.org.au">nealeb@cmsolutions.org.au</a>		

**Note:** If you provide a mobile number the Commission may send reminders to you via SMS.



If an application is not made in accordance with the requirements of reg. 121, the General Manager of the Commission must tell an applicant how the application or any statement made fails to comply with this regulation (see reg. 121(3)).

### How would you prefer us to communicate with you?

- Email (you will need to make sure you check your email account regularly)  
 Post

### Does the Applicant need an interpreter?



If you require an interpreter (other than a friend or family member) in order to participate in conciliation, conference or hearing, the Commission will provide an interpreter at no cost.

- Yes—Specify language  
 No

**Does the Applicant require any special assistance at the hearing or conference (e.g. a hearing loop)?**

- Yes—Please specify the assistance required  
 No

**Does the Applicant have a representative?**



A representative is a person or business who is representing the Applicant. This might be a lawyer, a representative from your employer organisation or union who will speak on behalf of you. There is no requirement to have a representative.

- Yes—Provide representative's details below  
 No

**Applicant's representative**



These are the details of the person or business who is representing the Applicant.

<b>Name of person</b>	Neale Brosnan		
<b>Firm, union or company</b>	Australian Community Services Employers Association		
<b>Postal address</b>	PO Box 3252		
<b>Suburb</b>	NEWMARKET		
<b>State or territory</b>	QLD	<b>Postcode</b>	4054
<b>Phone number</b>	07 38525177	<b>Fax number</b>	
<b>Email address</b>	nealeb@cmsolutions.org.au		

**1. Proposed name of the organisation**

**1.1 Specify the proposed new name of the organisation and the reason for the proposed change.**



Using numbered paragraphs, set out your response.

1. The proposed new name of the organization is **Community Management Solutions** in keeping with the trading name under which the organisation has been operating for a number of years.

Attach additional pages if necessary.

## 1.2 Was the change made in accordance with the rules of the organisation?



You must attach a declaration that (RO Regulations, reg. 121 (2)(c)):

- specifies if the change was made in accordance with the organisation's rules;
- states what action was taken under those rules to make the change; and
- verifies the facts stated in the application.

Yes—Attach the declaration

No

The name change was made in accordance with Rules 46 and 39 of the organisation's rules.

Notice of the proposed name change and the reason for the change was sent by prepaid post to all members on Wednesday, 21<sup>st</sup> May 2020 at the same time as notice of the AGM, to be held on 17<sup>th</sup> June, was given.

The proposed name change was voted on at the AGM held on Wednesday, 17<sup>th</sup> June 2020 at which a quorum was present.

The motion to change the organisation's name to Community Management Solutions was carried unanimously.

Attach additional pages if necessary.

## 1.3 Confirm that the proposed new name of the organisation is *not* the same as the name of another organisation or is *not* so similar to the name of another organisation as to be likely to cause confusion (see RO Act, ss.158(3)(a) and (b)).



Using numbered paragraphs, set out your response.

The proposed new name of Community Management Solutions is not the same as another organisation currently listed on the Registered Organisations Commission website (<https://www.roc.gov.au/find-a-registered-organisation>, accessed 14/7/20) or similar to the name of another organisation as to likely cause confusion.

Attach additional pages if necessary.

## 1.4 Have arrangements been made to publish a notice of this application on the organisation's website?



The organisation must publish on its website, if it has one, a notice that it has lodged with the Commission the application for consent to change its name (RO Regulations, reg. 121(4)).

Yes— If yes, provide details

No


Notice of this application will be posted within the "Our Board" section of the organisations website (<https://www.cmsolutions.org.au/acsea-board-of-management>) within a week of lodgment of this form.

Attach additional pages if necessary.

## Signature



If you are completing this form electronically and you do not have an electronic signature you can attach, it is sufficient to type your name in the signature field. You must still complete all the fields below.

<b>Signature or common seal</b>	
<b>Name</b>	Kim L Teague
<b>Date</b>	16/7/2020
<b>Capacity/Position</b>	Secretary



The application lodged with the Commission must be under the common seal of the organisation or signed by a person authorised to sign it (see RO Regulations, reg.13). Where this form is being completed and signed by a representative of the Applicant, include the name of the person who is completing the form on their behalf in the **Capacity/Position** section.

**PLEASE RETAIN A COPY OF THIS FORM FOR YOUR OWN RECORDS**