

## Annexure 1

### THE CENTRAL COUNCIL NOTES:

1. The resolution of the National Convention dated 1 March 2021 regarding the withdrawal of the Mining and Energy Division from the CFMMEU.
2. That the following documents were tabled on 24 March 2020:
  - a. an application to the Fair Work Commission pursuant to s.94 of the Fair Work (Registered Organisations) Act 2009 (Cth) (**RO Act**) for a ballot to be held to decide whether the Mining and Energy Division should withdraw from the CFMMEU (**the Application**);
  - b. a written outline of the proposal for the Mining and Energy Division to withdraw from the CFMMEU;
  - c. a copy of the rules proposed for the new organisation;
  - d. a copy of the altered rules proposed for the CFMMEU when the proposed withdrawal of the Mining and Energy Division takes effect; and
  - e. a written statement in support of the proposal for the Mining and Energy Division to withdraw from the CFMMEU (**the Yes Case**).

### THE CENTRAL COUNCIL RESOLVES THAT:

1. It endorses and adopts the resolution of the National Convention dated 1 March 2021 regarding the withdrawal of the Mining and Energy Division from the CFMMEU.
2. It resolves to make an application to the Fair Work Commission for a ballot of the members of the Mining and Energy Division to approve the withdrawal of the Mining and Energy Division from the CFMMEU and the establishment of a new union for the members of the Mining and Energy Division.
3. Grahame Kelly is hereby authorised and directed to make the application referred to in resolution 2 above and take all necessary steps in relation to it.
4. The application (and the accompanying documents) are to be substantially in the terms of the documents tabled at the meeting of the Central Committee on 24 March 2021, however, Grahame Kelly is authorised to make any amendments which are necessary.

Moved: Peter Jordan  
Seconded: Stephen Smyth

**CARRIED UNANIMOUSLY**