



DECISION

Fair Work (Registered Organisations) Act 2009
s.159—Alteration of other rules of organisation

Australian Business Industrial (R2025/150)

PATRICK COYLE

ADELAIDE, 10 NOVEMBER 2025

Alteration of other rules of organisation.

[1] On 22 September 2025 the Australian Business Industrial (the ABI) lodged with the Fair Work Commission (the Commission) a notice and declaration setting out particulars of alterations to its rules. Further information in support of the alterations was provided on 23 October 2025, 24 October 2025 and 27 October 2025.

[2] The ABI seeks certification of the alterations under section 159 of the *Fair Work (Registered Organisations) Act 2009* (the Act).

[3] On the information contained in the notice and declaration, I am satisfied the alterations have been made under the rules of the organisation.

[4] The particulars set out alterations to:

- Part 1 – Interpretation;
- Rule 5 – Registered Office;
- Rule 54 – Council Meetings and Quorum; and
- Rule 66 – Quorum for General Meetings of ABI.

[5] The alterations are made to:

- update the definition of “Special Resolution” to allow votes to be cast by electronic means at a meeting of the Council or a general meeting of members;
- update ABI’s office address; and
- reduce quorum requirements for Council meetings and general meetings.

[6] They are minor and uncontroversial as they relate to the regular management of the organisation. They do not require comment beyond expressing my opinion about the matters set out in subsection 159(1) of the Act¹, which I do so below.

[7] In my opinion, the alterations comply with and are not contrary to the Act, the *Fair Work Act 2009*, modern awards and enterprise agreements, are not otherwise contrary to law and were made under the rules of the organisation. I certify accordingly under subsection 159(1) of the Act.



DELEGATE OF THE GENERAL MANAGER

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¹ Subsection 159(1) requires:

- (1) An alteration of the rules (other than the eligibility rules) of an organisation does not take effect unless particulars of the alteration have been lodged with the FWC and the General Manager has certified that, in his or her opinion, the alteration:
 - (a) complies with, and is not contrary to, this Act, the Fair Work Act, modern awards and enterprise agreements; and
 - (b) is not otherwise contrary to law; and
 - (c) has been made under the rules of the organisation