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| FAIR WORK COMMISSION |
| **Matter No:** [*Insert Fair Work Commission matter number from main application*] |
| **Applicant:** [*Insert name of applicant from main application*] |
| **Respondent:** [*Insert name(s) of respondent(s)*] |

**STATUTORY DECLARATION**

*Statutory Declarations Act 1959*

I, [*insert name of person making declaration*]

of [*insert address*], [*insert occupation*]

make the following declaration under the *Statutory Declarations Act 1959*:

1. [*Set out the matters declared in numbered paragraphs*]

I understand that a person who intentionally makes a false statement in a statutory declaration is guilty of an offence under section 11 of the *Statutory Declarations Act 1959*, and I believe that the statements in this declaration are true in every particular.

[*Signature of person making the declaration*]

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

[*Optional: insert email address and/or telephone number of person making the declaration*]

Declared at [*insert place*] on [*insert day*] of [*insert month*] [*insert year*]

Before me,

[*Signature of person before whom the declaration is made (the witness)*]

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

[*Insert full name of person before whom the declaration is made*]

[*Insert qualification of person before whom the declaration is made*]

[*Insert address of person before whom the declaration is made*]

[*Optional: insert email address and/or telephone number of person before whom the declaration is made*]

Note 1: A person who intentionally makes a false statement in a statutory declaration is guilty of an offence, the punishment for which is imprisonment for a term of 4 years — see section 11 of the *Statutory Declarations Act 1959*.

Note 2: Chapter 2 of the *Criminal Code* applies to all offences against the *Statutory Declarations Act 1959* — see section 5A of the *Statutory Declarations Act 1959*.

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| **Lodged by:** *[party e.g. Applicant]* | Telephone: |
| **Address for Service:** | Fax:  Email: |

**Qualification to witness a statutory declaration**

**A statutory declaration under the *Statutory Declarations Act 1959* may be made before–**

|  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- |
| **1.** | **a person who is currently licensed or registered under a law to practise in one of the following occupations:** | | | | |
|  | Architect  Legal practitioner  Nurse  Patent attorney  Trade marks attorney | Chiropractor  Medical practitioner  Occupational therapist  Pharmacist  Veterinary surgeon | Dentist  Midwife  Optometrist  Physiotherapist | | Financial adviser or financial planner  Migration agent registered under Division 3 of Part 3 of the *Migration Act 1958*  Psychologist |
| **2.** | **a person who is enrolled on the roll of the Supreme Court of a State or Territory, or the High Court of Australia, as a legal practitioner (however described); or** | | | | |
|  | | | | | |
| **3.** | **a person who is in the following list:** | | | | |
|  | Accountant who is:   1. a fellow of the National Tax Accountants’ Association; or 2. a member of any of the following: 3. Chartered Accountants Australia and New Zealand; 4. the Association of Taxation and Management Accountants; 5. CPA Australia; 6. the Institute of Public Accountants   Agent of the Australian Postal Corporation who is in charge of an office supplying postal services to the public  APS employee engaged on an ongoing basis with 5 or more years of continuous service who is not specified in another item in this list  Australian Consular Officer or Australian Diplomatic Officer (within the meaning of the *Consular Fees Act 1955*)  Bailiff  Bank officer with 5 or more continuous years of service  Building society officer with 5 or more years of continuous service  Chief executive officer of a Commonwealth court  Clerk of a court  Commissioner for Affidavits  Commissioner for Declarations  Credit union officer with 5 or more years of continuous service  Employee of a Commonwealth authority engaged on a permanent basis with 5 or more years of continuous service who is not specified in another item in this list  Employee of the Australian Trade and Investment Commission who is:   1. in a country or place outside Australia; and 2. authorised under paragraph 3 (d) of the *Consular Fees Act 1955*; and 3. exercising the employee’s function at that place   Employee of the Commonwealth who is:   1. at a place outside Australia; and 2. authorised under paragraph 3 (c) of the *Consular Fees Act 1955*; and 3. exercising the employee’s function in that place   Engineer who is:   * 1. a member of Engineers Australia, other than at the grade of student; or   2. a Registered Professional Engineer of Professionals Australia; or   3. registered as an engineer under a law of the Commonwealth, a State or Territory; or   4. registered on the National Engineering Register by Engineers Australia   Finance company officer with 5 or more years of continuous service | | | Holder of a statutory office not specified in another item in this list  Judge  Justice of the Peace  Magistrate  Marriage celebrant registered under Subdivision C of Division 1 of Part IV of the *Marriage Act 1961*  Master of a court  Member of the Australian Defence Force who is:   1. an officer; or 2. a non-commissioned officer within the meaning of the *Defence Force Discipline Act 1982* with 5 or more years of continuous service; or 3. a warrant officer within the meaning of that Act   Member of the Australasian Institute of Mining and Metallurgy  Member of the Governance Institute of Australia Ltd  Member of:   1. the Parliament of the Commonwealth; or 2. the Parliament of a State; or 3. a Territory legislature; or 4. local government authority   Minister of religion registered under Subdivision A of Division 1 of Part IV of the *Marriage Act 1961*  Notary public, including a notary public (however described) exercising functions at a place outside:   * 1. the Commonwealth; and   2. the external Territories of the Commonwealth   Permanent employee of the Australian Postal Corporation with 5 or more years of continuous service who is employed in an office providing postal services to the public  Permanent employee of:   1. a State or Territory or a State or Territory authority; or 2. a local government authority;   with 5 or more years of continuous service who is not specified in another item in this list  Person before whom a statutory declaration may be made under the law of the State or Territory in which the declaration is made  Police officer  Registrar, or Deputy Registrar, of a court  Senior executive employee of a Commonwealth authority  Senior executive employee of a State or Territory  SES employee of the Commonwealth  Sheriff  Sheriff’s officer  Teacher employed on a permanent full-time or part time basis at a school or tertiary education institution | |