



AMENDING DECISION

Fair Work (Registered Organisations) Act 2009
s.189—Arrangement for conduct of an election

Australian Hotels Association
(E2020/209)

MS BEBBINGTON

MELBOURNE, 1 DECEMBER 2021

Arrangement for conduct of election.

[1] On 8 December 2020, a decision was issued making arrangements for the conduct of an election in this matter by the Australian Electoral Commission (**the AEC**), as the Delegate of the Commissioner was satisfied that an election was required to be held under the rules of the organisation.

[2] As a result of the AEC suspending the conduct of many industrial elections due to the COVID-19 pandemic, this election (along with many others) was delayed, and the election in E2020/209 has yet to be conducted.

[3] On 12 November 2021, the Western Australia Branch lodged prescribed information, in accordance with its rules, requesting a scheduled annual election (E2021/205) to fill these offices for the next term of office.

[4] I have today issued a decision making arrangements for the conduct of the scheduled election E2021/205 (Decision [2021] ROCD 178) for the new term of office by the AEC.

[5] In circumstances where the original election decision in this matter (**E2020/209**) was to arrange for an annual election for offices which has not yet been conducted, and which will be superseded by the election to be arranged in **E2021/205**, I confirm that the AEC is no longer required to conduct the election for offices under **E2020/209**.



DELEGATE OF THE COMMISSIONER

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DECISION

Fair Work (Registered Organisations) Act 2009
s.189—Arrangement for conduct of an election

Australian Hotels Association
(E2020/209)

MR ENRIGHT

MELBOURNE, 8 DECEMBER 2020

Arrangement for conduct of election.

[1] On 26 November 2020 the Australian Hotels Association - Western Australian Branch lodged with the Registered Organisations Commission prescribed information for a scheduled election to fill the following offices:

WA National Board Delegate (2)

WA National Accommodation Hotels Division Representative (1)

[2] The rules governing the operation of the Branch require the annual election of these offices.

[3] I note that on 13 December 2019, the Branch lodged prescribed information for an election (**E2019/218**) to fill the same abovenamed offices, and on 14 January 2020, I arranged for an election for those offices in **E2019/218** (Decision [2020] ROCD 7).

[4] Due to the delay in the conduct of industrial elections by the Australian Electoral Commission (AEC) due to the COVID-19 pandemic, election **E2019/218** was among the elections delayed. It has not yet been conducted.

[5] The offices that were the subject of my decision in E2019/218 are now part of the prescribed information lodged by the Branch on 26 November 2020 seeking their scheduled annual election in accordance with the rules.

[6] There is therefore the potential for the two elections **E2019/218** and **E2020/209** to occur simultaneously or in close temporal proximity to each other where the same offices are required to be filled in both elections. The outcome of conducting both elections either simultaneously or close together would likely present significant difficulties.

[7] I am satisfied that an election for the abovenamed offices is required to be held under the rules of the organisation and, under subsection 189(3) of the *Fair Work (Registered Organisations) Act 2009*, I am making arrangements for the conduct of the election by the AEC.

[8] I am also issuing an amendment to my 14 January 2020 decision in **E2019/218** in order to prevent potential duplication of elections.



DELEGATE OF THE COMMISSIONER

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PR351798



25th November 2020

Commissioner
Registered Organisations Commission
GPO Box 2983
MELBOURNE VIC 3001

By email: regorgs.roc.gov.au

Dear Sir

**NOTIFICATION OF ELECTIONS PURSUANT OF SECTION 189 AND
REGULATION 138 OF FAIR WORK (REGISTERED ORGANISATIONS) ACT 2009
- AUSTRALIAN HOTELS ASSOCIATION WA BRANCH**

In accordance with the Fair Work (Registered Organisations) Act 2009, I enclose the prescribed information and statement of Mr Neil Randall, President of the Australian Hotels Association Western Australian Branch (Attachment 1).

PART A

Under Section 11 (aa) B of the National Rules of the Australian Hotels Association, the Western Australian Branch is permitted 3 representatives on the National Board. Of these 3 members, in accordance the President shall be ex officio with the other two being elected by the Branch Committee of Management.

Therefore it is requested that the following be elected by the Branch Committee of Management:

- o 2 representatives to the Australian Hotels Association National Board

Under Section 42 (c) of the National Rules of the Australian Hotels Association, the Western Australian Branch is permitted one (1) representative on the National Accommodation Board. This representative shall be elected by members of the Western Australian Accommodation Division.

Therefore, it is requested that the following be elected by the Western Australian Accommodation Division:

- 1 representative to the Australian Hotels Association National Accommodation Board

Rule 11 (e) requires that the Returning Officer shall call for nominations of representatives to the National Board at least 14 days prior to 1 April 2021.

Please do not hesitate to contact either myself or Marina Maidment if you have any queries or wish to discuss the matter further.

Yours sincerely



Bradley Woods
CEO/EXECUTIVE DIRECTOR

**PRESCRIBED INFORMATION FOR ELECTIONS in accordance with Section 189
Fair Work (Registered Organisations) Act 2009 and Regulation 138 Fair Work
(Registered Organisations) Regulations 2009**

I, Neil Randall, President of the Australian Hotels Association, Western Australian Branch state, make the following statement:

1. I am authorised to sign this statement containing prescribed information for Australian Hotels Association, Western Australian Branch
2. The following information is lodged under subsection 189(1) of the Fair Work (Registered Organisations) Act 2009 (the RO Act).
3. The elections that are required are set out in the table in Annexure A.

This statement **IS** lodged at least 2 months before nominations open for the election below.

Signed:



Neil Randall
President
Australian Hotels Association
Western Australian Branch

Date: 20 November 2020

ANNEXURE A

Elections that are required:

Branch	Name of Office	Number required	Voting System <i>Direct voting system; Collegiate electoral system</i>	Reason for Election <i>Scheduled; Casual vacancy; New office created; Insufficient nominations</i>	Electorate
AHA WA	National Board Delegate	2	Collegiate	Scheduled [Rule 11 (aa) B]	National Board
AHA WA	National Accommodation Hotels Division Representative	1	Collegiate	Scheduled [Rule 11 (e)]	National Board

Important dates:

	Collegiate Electoral System
Nominations OPEN	<i>At least 14 days prior to 1 April 2021 (rule 11 (e))</i>
Nominations CLOSE	
Roll of Voters cut off date	