



6 September 2019

Anthony Brierley
General Manager
Australian Hotels Association-Australian Capital Territory Branch
Sent via email: actaha@actaha.org.au

cc: aha@aha.org.au

Dear Anthony Brierley,

Reminder of actions required when persons elected to office

The Australian Electoral Commission has provided the Registered Organisations Commission (the ROC) a declaration of results for the election of uncontested offices in matter E2018/249. This letter is a reminder of certain obligations imposed on organisations and on persons elected to office.

A notice must be published on the organisation's website

The organisation or branch must, as soon as practicable after receiving the post-election report, publish on its website a notice that a copy of the report is available from the organisation, branch or the AEC on request. The notice must be kept on the website for a period of at least 3 months (see regulation 141 of the Fair Work (Registered Organisations) Regulations 2009).

Holders of office required to undertake approved training

Section 293K of the *Fair Work (Registered Organisations) Act 2009* (the RO Act) requires each officer with financial management duties to undertake approved training that covers those duties within 6 months after the person begins to hold office. Please ensure that relevant officers undertake approved training within the required timeframe. Please also ensure that all new holders of office are advised of their obligations to make disclosures regarding remuneration, non-cash benefits and material personal interests, the details of which are provided for in the RO Act.

Organisation must notify the Commission of changes

Also, section 233(2) of the RO Act requires that an organisation must notify the Commission **within 35 days of any changes** to the holders of office in the organisation. **If there are no changes a notification is not required.** If the election has resulted in **any changes** to the holders of office, the Australian Hotels Association-Australian Capital Territory Branch must notify the Commission of these changes. In particular, please advise:

1. Person(s) who have ceased to hold office:
 - the name of the office vacated;
 - the date of the change of office holder; and
 - the name of the person vacating the office.

2. Person(s) who have commenced to hold office:
 - the name of the office now held;
 - the date of the change of office holder;

- the name of the person now holding the office;
- the postal address of the person (generally the postal address of the organisation); and
- the occupation of the person now holding the office.

The notification must include a declaration by the Secretary (or other prescribed officer) that the information is a correct statement of the changes made. A template notification of changes, which may assist you, is attached. If any change does not apply until a date in the future, you do not need to notify until then (e.g. AGM, 1 January, 2nd Monday in March). If you have already lodged this information, please disregard this reminder.

Yours faithfully,

Romy Kaur
Registered Organisations Commission

Australian Hotels Association
Australian Capital Territory Branch
DECLARATION OF RESULTS - E2018/249
Uncontested Offices

Scheduled Election

The results of the election for the following offices conducted in accordance with the provisions of the *Fair Work (Registered Organisations) Act 2009* and the rules of the organisation are:

Accommodation Hotels Division

Representative to the National Accommodation Hotels Division (1)

Candidates

HANDY Todd

As the number of nominations accepted did not exceed the number of positions to be filled, I declare the above candidates elected.



Catherine Bernoth
Returning Officer
Telephone: 02 9375 6375
Email: nswelections@aec.gov.au
08/08/2019



29 August 2019

Post-election report

**Australian Hotels Association –
Australian Capital Territory Branch
Scheduled Election
E2018/249**

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Election(s) Covered in this Report

Organisation: Australian Hotels Association – Australian Capital Territory Branch
Election Decision Number(s): E2018/249

Rules

Rules used for the election: *Australian Hotels Association
Australian Capital Territory Branch*
024N-ACT: Incorporates alterations of 5 February 2018
[R2017/239] Replaces rulebook dated 13 June 2014
[R2014/150]

and

*Australian Hotels Association
National Rules*
024N: Incorporates alterations of 24 June 2019
[R2019/50] (replaces rulebook dated 20 April 2017
[D2016/56 & R2016/145])

Rules difficult to apply/interpret: Nil

Model Rule reference (if any): N/A

For more details see the Model Rules on the AEC website:

https://www.aec.gov.au/About_AEC/AEC_Services/Industrial_Elections

Roll of Voters

As there were no contested offices, no Roll of Voters was required.

Irregularities

Details of written allegations of irregularities,
and action taken by AEC: Nil

Other irregularities identified, and action taken: Nil

Other Matters

Returning Officer actions required (Section 193): Yes

Details:

Rule 16.3 (b) of the National Rules stipulates that the closing date for the receipt of returned ballot papers shall be within 14 days after the posting of the ballot papers. Section 193 1(b) was exercised by the Returning Officer to extend the ballot period to 3 weeks as the nominated time was not practicable.

Signed



Catherine Bernoth
Returning Officer
Australian Electoral Commission
E: nswelections@aec.gov.au
P: 02 9375 6375

29/08/2019

Attachments

- 1) Declaration of results for Uncontested Office



DECISION

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

Australian Hotels Association-Australian Capital Territory Branch (E2018/249)

MR ENRIGHT

MELBOURNE, 29 MAY 2019

Arrangement for conduct of election.

[1] On 1 April 2019 the Australian Hotels Association-Australian Capital Territory Branch (the **Branch**) lodged with the Registered Organisations Commission prescribed information for an election to fill the following office:

Representative to the National Accommodation Hotels Division (1)

[2] I am satisfied that an election for the abovenamed office 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 Australian Electoral Commission.



DELEGATE OF THE COMMISSIONER

Printed by authority of the Commonwealth Government Printer

PR351353

29 March 2019

Registered Organisations Commission
regorgs@roc.gov.au

To Whom It May Concern,

NOTIFICATION OF 2019 AHA ACT ELECTION

Please find enclosed notification of intention to conduct an election for the Australian Capital Territory Branch of the Australian Hotels Association (AHA).

The enclosed prescribed information has been provided in accordance the *Fair Work (Registered Organisations) Act 2009* (RO Act).

Yours sincerely,

A handwritten signature in black ink, appearing to read 'Michael Capezio', written over a horizontal line.

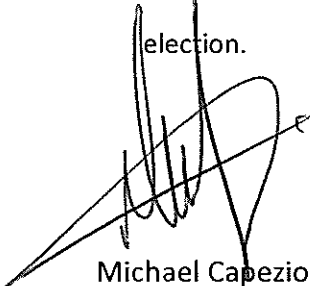
Michael Capezio
AHA ACT President

WRITTEN STATEMENT

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, Michael Capezio, being the President of the Australian Hotels Association ACT Branch, make the following statement:

1. I am authorised to sign this statement containing prescribed information for ACT Branch of the Australian Hotels Association.
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.
4. This statement **IS** lodged at least 2 months before nominations open for the election below.
5. There are no rule alterations pending with the Fair Work Commission that will impact on this election.



Michael Capezio
AHA ACT President

PRESCRIBED INFORMATION for AHA ACT Branch

- Accommodation Hotels – Representative to the AHA National Accommodation Hotels Division.

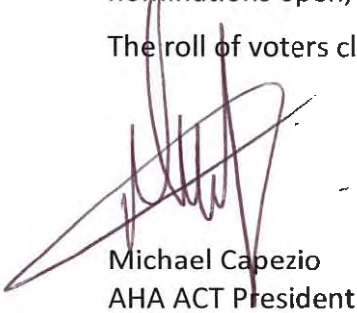
Under National Rule 42(c), the Accommodation Hotels Division of the AHA ACT shall elect annually from its number in the manner provided by National Rule 16 one representative to the National Accommodation Hotels Division.

The reason for the election is that under the rules of the organisation this election must be held annually. This election was held in 2018 and therefore must occur within 2019.

The electorate for the Representative to the National Accommodation Hotels Division is the members from the AHA ACT Accommodation Hotels Division. The voting system is a Direct Voting System.

It is proposed that nominations for election will open at a time to be specified that is mutually agreeable between the Australian Electoral Commission, the Registered Organisations Commission and the AHA ACT. Nominations for the election will close fourteen days after nominations open, thereby providing the minimum 14 days as required by National Rule 16.

The roll of voters closes 7 days before nominations open.



Michael Capezio
AHA ACT President

ANNEXURE A

Under the rules of the organisation, the following elections must be held between 1 January 2019 and 31 December 2019:

Election Required	AHA ACT Branch Delegate to the National Accommodation Hotels Division (1)
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