

Australian Hotels Association
Australian Capital Territory Branch
DECLARATION OF RESULTS - E2019/222 - Stage 2
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:

Divisional Representatives to the AHA ACT Board

President & Representative to the National Board (1)

Candidates

CAPEZIO Michael

Vice President (1)

Candidates

BARCLAY Peter

Secretary/Treasurer (1)

Candidates

No Nominations Received

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

Michelle Carmody
Returning Officer
Telephone: 03 9285 7131
Email: IEBevents@aec.gov.au
01/07/2021



Australian Hotels Association
Australian Capital Territory Branch
DECLARATION OF RESULTS - E2019/222 - Stage 1
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

Divisional Representatives to the Branch Board (2)

Candidates

No Nominations Received

ACT Division

Divisional Representatives to the Branch Board (6)

Candidates

BARCLAY Peter

CAPEZIO Michael

CRAIG Shannon

SMITH Brian

TURNBULL Andrew

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



Michelle Carmody
Returning Officer
Telephone: 03 9285 7131
Email: IEBevents@aec.gov.au
07/06/2021





AMENDING DECISION

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

Australian Hotels Association
(E2019/222)

MR STEENSON

SYDNEY, 5 FEBRUARY 2021

Arrangement for conduct of election.

[1] On 16 January 2020 the Australian Capital Territory Branch (the Branch) of the Australian Hotels Association (the organisation) lodged with the Registered Organisations Commission prescribed information for an election to fill the following offices:

Representative to the National Accommodation Hotels Division (1)

Divisional Representatives to the Branch Board

Accommodation / Hotels Division (2)

ACT Division (6)

Executive

President (shall serve ex officio as Branch Delegate to National Board) (1)

Vice President (1)

Secretary/Treasurer (1)

[2] On 26 February 2020, a decision was issued by a Delegate of the Commissioner making arrangements for the conduct of an election for the abovementioned offices by the Australian Electoral Commission (AEC), as the Delegate was satisfied that an election for these offices was required to be held under the rules of the organisation at that time and under subsection 189(3) of the Fair Work (Registered Organisations) Act 2009.

[3] At the time when the decision was issued on 26 February 2020, the rules governing the operation of the organisation required an annual election for the office of the Representative to the National Accommodation Hotels Division.

[4] As a result of the suspension of the conduct of most industrial elections by the AEC due to the COVID-19 pandemic and associated restrictions, this election (along with

many others) was delayed. This election (**E2019/222**), for a range of offices, is yet to be conducted.

[5] In the meantime, in response to the delays in conducting industrial elections, the organisation lodged rule alterations with the Fair Work Commission (FWC) to insert Rule 44A into the organisation's rules in order to extend the term of office from one (1) year to two (2) years for particular offices. This rule alteration was certified by the FWC in R2020/171 on 24 December 2020.¹

[6] Rule 44A provides that for the offices of: delegates to National Board (Rule 11); members of the National Executive (Rule 15); and offices of the National Accommodation Hotels Division (Rule 42); where the terms of office commenced in 2019 such terms shall expire in 2021.

[7] I note that on 8 January 2021, the Branch lodged prescribed information, in accordance with its rules, requesting a scheduled election (**E2020/221**) to fill the single office of the Representative to the National Accommodation Hotels Division for the next term of office, i.e. the term commencing in 2021.

[8] Accordingly, this amending decision is issued to advise that, following the insertion of rule 44A in the organisation's rules, the election for the office of Representative to the National Accommodation Hotels Division (for the term 2020 to 2021), arising from the decision dated 26 February 2020 in **E2019/222** is no longer required. However, an election for the remaining offices set out in decision **E2019/222** is still required to be conducted. The Branch has indicated its preference that the two Branch elections still to be conducted (**E2019/222** and **E2020/221**) be conducted by the AEC at the same time.



DELEGATE OF THE COMMISSIONER

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¹ [2020] FWCD 5821



DECISION

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

Australian Hotels Association - Australian Capital Territory Branch (E2019/222)

MR COYLE

MELBOURNE, 26 FEBRUARY 2020

Arrangement for conduct of election.

[1] On 16 January 2020 the Australian Hotels Association lodged with the Registered Organisations Commission prescribed information for an election to fill the following offices:

ACT Accommodation Hotels Division Representative to the National
Accommodation Hotels Division (1)

Divisional Representatives to the Branch Board

Accommodation / Hotels Division (2)

ACT Division (6)

Executive

President (shall serve ex officio as Branch Delegate to National Board) (1)

Vice President (1)

Secretary / Treasurer (1)

[2] 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 Australian Electoral Commission.

DELEGATE OF THE COMMISSIONER



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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 the 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. No rule alterations are pending that will impact the election.
5. This statement **IS** lodged at least 2 months before nominations open for the election(s) in Annexure A.

Signed:



Michael Capezio
President
Australian Hotels Association (ACT Branch)

Dated: 16 January 2020

Annexure A

- Elections that are required in Stage 1

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
ACT	Accommodation / Hotel Division Representative to the AHA ACT Board	2	Direct Voting System	Scheduled	<i>Accommodation/Hotels Division AHA ACT Rule 12(1)</i>
ACT	ACT Division Representative to the AHA ACT Board	6	Direct Voting System	Scheduled	<i>ACT Division AHA ACT Rule 12(2)</i>
ACT	ACT Accommodation Hotels Division Representative to the National Accommodation Hotels Division	1	Direct Voting System	Scheduled	<i>Accommodation/Hotels Division AHA ACT Rule 26(1) AHA National Rule 42(c)</i>

- Important dates:

	Direct Voting System	Collegiate Electoral System
Nominations OPEN	18 March 2020 [AHA ACT Rule 15(2), AHA National Rule 16(a)].	n/a
Nominations CLOSE	1 April 2020 [AHA ACT Rule 15(2)(a)].	n/a
Roll of Voters cut-off date	To be Determined by the Returning Officer, but the preference is for March 13 2020	n/a

- Elections that are required in Stage 2

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
ACT	President & Delegate to the National Board	1	Collegiate electoral system	Scheduled	<i>Divisional Representatives to the AHA ACT Board determined by AHA ACT Rule 13(1) and 13(2)(a)</i>
ACT	Vice President	1	Collegiate electoral system	Scheduled	<i>Divisional Representatives to the AHA ACT Board determined by Stage 1 AHA ACT Rule 13(1) and 13(2)(b)</i>
ACT	Secretary/Treasurer	1	Collegiate electoral system	Scheduled	<i>Divisional Representatives to the AHA ACT Board determined by Stage 1 AHA ACT Rule 13(1) and 13(2)(c)</i>

- Important dates:

	Direct Voting System	Collegiate Electoral System
Nominations OPEN	n/a	To be determined by the Returning Officer, but the preference is for nominations to open at the next AHA ACT Board Meeting after the completion of the Stage 1 elections.
Nominations CLOSE	n/a	To be determined by the Returning Officer, but the preference is for nominations to close at the next AHA ACT Board Meeting after the completion of the Stage 1 elections.
Roll of Voters cut off date	n/a	To be determined by the Returning Officer, but the preference is for after the completion of the Stage 1 elections.