

MOLONEY, Carolyn

Subject: FW: E2014-140 Post-Election Report [SEC=UNCLASSIFIED]
Attachments: RO Report E2013-140.pdf; Declaration Tier 1 - NAHD & DMC.pdf; Declaration Tier 2 - Northern and Southern ZGC.pdf; Declaration Tier 3 - Northern and Southern ZGC Officers.pdf; Declaration Tier 4 - State Board.pdf; Declaration Tier 5 - State Board Officers.pdf; Declaration Tier 6 - National Board Delegates.pdf

From: Orgs
Sent: Thursday, 20 November 2014 2:10 PM
To: MOLONEY, Carolyn
Subject: FW: E2014-140 Post-Election Report [SEC=UNCLASSIFIED]

Hi Carolyn

Would you please update CMS and the AHA web with this PER.

Thank you

DAVID VALE
Principal Adviser,
Regulatory Compliance Branch, NSW

Fair Work Commission
Tel: 02 8374 6509
Fax: 02 9380 6990
david.vale@fwc.gov.au

Level 10, Terrace Tower
80 William Street
East Sydney NSW 2011
www.fwc.gov.au

From: Derek O'Beirne [<mailto:Derek.OBeirne@aec.gov.au>]
Sent: Thursday, 20 November 2014 2:07 PM
To: Orgs
Subject: E2014-140 Post-Election Report [SEC=UNCLASSIFIED]

UNCLASSIFIED

Dear FWC,
Attached is the post-election report and copy declarations for this election.
Regards

Derek O'Beirne | Divisional Office Manager
Gold Coast Area Office | QLD
Australian Electoral Commission
T: (07) 5635 9903 | M: 0413 851 089 | F: (07) 5635 9921



AEC

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UNCLASSIFIED

POST ELECTION REPORT

AUSTRALIAN HOTELS ASSOCIATION - QUEENSLAND HOTELS ASSOCIATION

Queensland Branch Elections E2013/140

ELECTION/S COVERED IN THIS REPORT

Election Decision No/s: E2013/140

RULES

Rules used for the election:

National:

024n: Incorporates alterations of 20 December 2011 (R2011/241)

Queensland Branch:

024N-QLD: Incorporates alterations of 28/6/2004

Rules difficult to apply/interpret:

AHA (National) Rules 11(a) and 11(aa)(D). There is confusion, though not direct conflict, between the rules as to which officers of a State Board are to serve ex-officio as National Board Delegates. The second last paragraph of Rule 11(a) was applied, with the Senior Vice President and President serving ex-officio.

Model Rule reference (if any):

N/A

ROLL OF VOTERS

Number of voters on roll (Divisional elections – all divisions):

850 (729 Hotels, 121 Accommodation).

IRREGULARITIES

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

Nil.

Other irregularities identified, and action taken:

1. For the election of Northern Zone General Committee representative from Cairns Divisional Management Committee, no votes were received. No votes is a tied ballot and a random draw for the successful candidate between the two nominees was conducted as per AHA Queensland Branch rule 52(e)(ix) and 53(c)(6).

2. For the election of Northern Zone

General Committee representative from Townsville Divisional Management Committee, the ballot result was a tie and a random draw for the successful candidate between the two nominees was conducted as per AHA Queensland Branch rule 52(e)(ix) and 53(c)(6).

ATTACHMENTS

1. Declaration of Results for Uncontested Offices: NAHD Representatives and Divisional Management Committees.
2. Declaration of Results for Contested and Uncontested Offices: Northern and Southern Zone General Committees.
3. Declaration of Results for Uncontested Offices: Northern and Southern Zone General Committee Officers.
4. Declaration of Results for Uncontested Offices: State Board.
5. Declaration of Results for Uncontested Offices: State Board Officers.
6. Declaration of Results for Uncontested Offices: National Board Delegates.

A handwritten signature in black ink, appearing to read 'Derek O'Beirne', with a long horizontal flourish extending to the right.

Derek O'Beirne
Returning Officer

12 November 2014

Australian Hotels Association Qld State & Zone Elections

Declaration of Results for Uncontested Offices

E2013/140

Below are 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.

National Accommodation Hotels Division

Northern Zone NAHD Representative

Candidates

O'DONNELL, Dominic Paul

Southern Zone NAHD Representative

No nominations were received for this position.

Queensland Branch – Divisional Management Committees

Atherton Tablelands DMC

Chairman	No nominations received for this position.
Senior Vice-Chairman	No nominations received for this position.
Vice-Chairman	No nominations received for this position.
Secretary/Treasurer	No nominations received for this position.
Trustee (2)	No nominations received for this position.
Ordinary Committee Member (3)	No nominations received for this position.

Bowen DMC

Chairman

Candidates

ALLEN, Barry

Senior Vice-Chairman	No nominations received for this position.
Vice-Chairman	No nominations received for this position.
Secretary/Treasurer	No nominations received for this position.
Trustee (2)	No nominations received for this position.
Ordinary Committee Member (3)	No nominations received for this position.

Cairns DMC**Chairman**Candidates

BRITAIN, Peter Joseph

Senior Vice-ChairmanCandidates

GIBSON, Stewart

Vice-Chairman**Secretary/Treasurer****Trustee (2)****Ordinary Committee Member (3)**

No nominations received for this position.

No nominations received for this position.

No nominations received for this position.

No nominations received for this position.

Innisfail DMC**Chairman****Senior Vice-Chairman****Vice-Chairman****Secretary/Treasurer****Trustee (2)****Ordinary Committee Member (3)**

No nominations received for this position.

No nominations received for this position.

No nominations received for this position.

No nominations received for this position.

No nominations received for this position.

No nominations received for this position.

Mackay DMC**Chairman****Senior Vice-Chairman****Vice-Chairman****Secretary/Treasurer****Trustee (2)****Ordinary Committee Member (3)**

No nominations received for this position.

No nominations received for this position.

No nominations received for this position.

No nominations received for this position.

No nominations received for this position.

No nominations received for this position.

Townsville DMC**Chairman**Candidates

GRIFFITHS, Andrew

Senior Vice-ChairmanCandidates

PELLEGRINI, Gregorio Antonio

Vice-Chairman**Secretary/Treasurer****Trustee (2)****Ordinary Committee Member (3)**

No nominations received for this position.

No nominations received for this position.

No nominations received for this position.

No nominations received for this position.



Accommodation Hotels DMC

Chairman	No nominations received for this position.
Senior Vice-Chairman	No nominations received for this position.
Vice-Chairman	No nominations received for this position.
Secretary/Treasurer	No nominations received for this position.
Trustee (2)	No nominations received for this position.
Ordinary Committee Member (3)	No nominations received for this position.

Brisbane North DMC**Chairman**
Candidates

WHITE, Michael Henry

Senior Vice-Chairman	No nominations received for this position.
Vice-Chairman	No nominations received for this position.
Secretary/Treasurer	No nominations received for this position.
Trustee (2)	No nominations received for this position.
Ordinary Committee Member (3)	No nominations received for this position.

Brisbane South DMC**Chairman**
Candidates

MCGUIRE, Thomas Harrington

Senior Vice-Chairman
Candidates

DEERY, Richard

Vice-Chairman
Candidates

HOGAN, Scott William

Secretary/Treasurer	No nominations received for this position.
Trustee (2)	No nominations received for this position.
Ordinary Committee Member (3)	No nominations received for this position.

South West Queensland DMC

Chairman	No nominations received for this position.
Senior Vice-Chairman	No nominations received for this position.
Vice-Chairman	No nominations received for this position.
Secretary/Treasurer	No nominations received for this position.
Trustee (2)	No nominations received for this position.
Ordinary Committee Member (3)	No nominations received for this position.

Bundaberg DMC

Chairman
Candidates

ARMSTRONG, Scott Donald

Senior Vice-Chairman	No nominations received for this position.
Vice-Chairman	No nominations received for this position.
Secretary/Treasurer	No nominations received for this position.
Trustee (2)	No nominations received for this position.
Ordinary Committee Member (3)	No nominations received for this position.

Central DMC

Chairman
Candidates

CORDWELL, William

Senior Vice-Chairman	No nominations received for this position.
Vice-Chairman	No nominations received for this position.
Secretary/Treasurer	No nominations received for this position.
Trustee (2)	No nominations received for this position.
Ordinary Committee Member (3)	No nominations received for this position.

Dalby DMC

Chairman	No nominations received for this position.
Senior Vice-Chairman	No nominations received for this position.
Vice-Chairman	No nominations received for this position.
Secretary/Treasurer	No nominations received for this position.
Trustee (2)	No nominations received for this position.
Ordinary Committee Member (3)	No nominations received for this position.

Gold Coast DMC**Chairman**Candidates

CONDON, Tony

Senior Vice-Chairman**Vice-Chairman****Secretary/Treasurer****Trustee (2)****Ordinary Committee Member (3)**

No nominations received for this position.

No nominations received for this position.

No nominations received for this position.

No nominations received for this position.

No nominations received for this position.

Gympie DMC**Chairman****Senior Vice-Chairman****Vice-Chairman****Secretary/Treasurer****Trustee (2)****Ordinary Committee Member (3)**

No nominations received for this position.

No nominations received for this position.

No nominations received for this position.

No nominations received for this position.

No nominations received for this position.

No nominations received for this position.

Ipswich DMC**Chairman**Candidates

CLARKE, Stephen

Senior Vice-Chairman**Vice-Chairman****Secretary/Treasurer****Trustee (2)****Ordinary Committee Member (3)**

No nominations received for this position.

No nominations received for this position.

No nominations received for this position.

No nominations received for this position.

No nominations received for this position.

Maryborough DMC**Chairman****Senior Vice-Chairman****Vice-Chairman****Secretary/Treasurer****Trustee (2)****Ordinary Committee Member (3)**

No nominations received for this position.

No nominations received for this position.

No nominations received for this position.

No nominations received for this position.

No nominations received for this position.

No nominations received for this position.

Sunshine Coast DMC**Chairman**Candidates

MORROW, Terry

Senior Vice-Chairman

No nominations received for this position.

Vice-Chairman

No nominations received for this position.

Secretary/Treasurer

No nominations received for this position.

Trustee (2)

No nominations received for this position.

Ordinary Committee Member (3)

No nominations received for this position.

Burnett DMC**Chairman**

No nominations received for this position.

Senior Vice-Chairman

No nominations received for this position.

Vice-Chairman

No nominations received for this position.

Secretary/Treasurer

No nominations received for this position.

Trustee (2)

No nominations received for this position.

Ordinary Committee Member (3)

No nominations received for this position.

Toowoomba DMC**Chairman**Candidates

FITZGIBBONS, Bradley John

Senior Vice-ChairmanCandidates

BOWLY, Richard William

Vice-Chairman

No nominations received for this position.

Secretary/Treasurer

No nominations received for this position.

Trustee (2)

No nominations received for this position.

Ordinary Committee Member (3)

No nominations received for this position.

Warwick DMC**Chairman**

No nominations received for this position.

Senior Vice-Chairman

No nominations received for this position.

Vice-Chairman

No nominations received for this position.

Secretary/Treasurer

No nominations received for this position.

Trustee (2)

No nominations received for this position.

Ordinary Committee Member (3)

No nominations received for this position.

Brisbane Accommodation Hotels DMC

Chairman

Candidates

FERGUSON, James Ian

Senior Vice-Chairman

No nominations received for this position.

Vice-Chairman

No nominations received for this position.

Secretary/Treasurer

No nominations received for this position.

Trustee (2)

No nominations received for this position.

Ordinary Committee Member (3)

No nominations received for this position.

Gold Coast Accommodation Hotels DMC

Chairman

Candidates

YARED , Peter

Senior Vice-Chairman

No nominations received for this position.

Vice-Chairman

No nominations received for this position.

Secretary/Treasurer

No nominations received for this position.

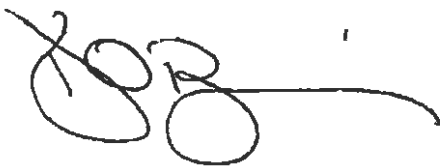
Trustee (2)

No nominations received for this position.

Ordinary Committee Member (3)

No nominations received for this position.

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



Derek O'Beime
Returning Officer

27 March 2014

Australian Hotels Association Qld State & Zone Elections

Declaration of Results - Contested and Uncontested Offices

E2013/140

Below are 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.

Queensland Branch – Zone General Committees

Northern Zone General Committee

Representative(s) from Divisional Management Committee of:

Atherton Tablelands (1)

No nominations received for this position.

Bowen (1)

Candidates

ALLEN, Barry

I declare Barry ALLEN elected.

Cairns (1)

Total number of persons on the roll of voters	2
Ballot papers issued	2
Replacement ballot papers issued	0
TOTAL BALLOT PAPERS ISSUED	2
Ballot papers/envelopes returned for scrutiny	2
Less ballot papers/envelopes rejected at preliminary scrutiny	0
TOTAL BALLOT PAPERS ADMITTED TO SCRUTINY	2
Ballot papers returned as unclaimed mail	0
Ballot papers not returned	0

Candidates

BRITAIN, Peter Joseph

GIBSON, Stewart

Votes

1

1

The election was a tie. Under the rules of the organisation, a draw by lot was conducted. Stewart GIBSON was excluded in the draw.

I declare Peter Joseph BRITAIN elected.

Innisfail (1) No nominations received for this position.

Mackay (1) No nominations received for this position.

Townsville (1)

Total number of persons on the roll of voters	2
Ballot papers issued	2
Replacement ballot papers issued	0
TOTAL BALLOT PAPERS ISSUED	2
Ballot papers/envelopes returned for scrutiny	0
Less ballot papers/envelopes rejected at preliminary scrutiny	0
TOTAL BALLOT PAPERS ADMITTED TO SCRUTINY	0
Ballot papers returned as unclaimed mail	0
Ballot papers not returned	2

<u>Candidates</u>	<u>Votes</u>
GRIFFITHS, Andrew	0
PELLEGRINI, Gregorio Antonio	0

The election was a tie. Under the rules of the organisation, a draw by lot was conducted. Gregorio Antonio PELLEGRINI was excluded in the draw.

I declare Andrew GRIFFITHS elected.

Accommodation Hotels No nominations received for this position.

Southern Zone General Committee

Representative(s) from Divisional Management Committee of:

Brisbane North (9)

Candidates

WHITE, Michael Henry

I declare Michael Henry WHITE elected.
8 positions are vacant.

Brisbane South (9)

Candidates

MCGUIRE, Thomas Harrington
DEERY, Richard
HOGAN, Scott William

I declare Thomas Harrington MCGUIRE, Richard DEERY and Scott William HOGAN elected.
6 positions are vacant.

South West Queensland (1)

No nominations received for this position.

Bundaberg (1)

Candidates

ARMSTRONG, Scott Donald

I declare Scott Donald ARMSRONG elected.

Central (8)

Candidates

CORDWELL, William

I declare William CORDWELL elected.
7 positions are vacant.

Dalby (1)

No nominations received for this position.

Gold Coast (1)

Candidates

CONDON, Tony

I declare Tony CONDON elected.

Gympie (1)

No nominations received for this position.

Ipswich (2)

Candidates

CLARKE, Stephen

I declare Stephen CLARKE elected.
1 position is vacant.

Maryborough (1)

No nominations received for this position.

Sunshine Coast (2)

Candidates

MORROW, Terry

I declare Terry MORROW elected.
1 position is vacant.

Burnett (1)

No nominations received for this position.

Toowoomba (2)

Candidates

FITZGIBBONS, Bradley John
BOWLY, Richard William

I declare Bradley John FITZGIBBONS and Richard William BOWLY elected.

Warwick (1)

No nominations received for this position.

Brisbane Accommodation Hotels (1)

Candidates

FERGUSON, James Ian

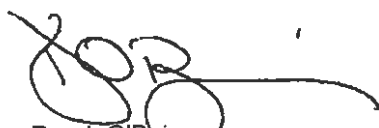
I declare James Ian FERGUSON elected.

Gold Coast Accommodation Hotels (1)

Candidates

YARED, Peter

I declare Peter YARED elected.



Derek O'Boirne
Returning Officer

14 April 2014



Australian Hotels Association Qld State & Zone Elections

Declaration of Results - Uncontested Offices

E2013/140

Below are 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.

Queensland Branch – Zone General Committees Officers

Northern Zone General Committee Officers

Chairman

No nominations received for this position.

Senior Vice-Chairman

No nominations received for this position.

Vice Chairman (2)

Candidates

GRIFFITHS, Andrew

I declare Andrew GRIFFITHS elected. One position is vacant.

Secretary/Treasurer

No nominations received for this position.

Trustee (2)

Candidates

ALLEN, Barry John

BRITAIN, Peter Joseph

I declare Barry ALLEN and Peter BRITAIN elected.

Southern Zone General Committee Officers

Chairman

Candidates

MCGURIE, Thomas Harrington

I declare Thomas MCGUIRE elected.

Senior Vice Chairman

Candidates

WHITE, Michael Henry

I declare Michael WHITE elected.

Vice Chairman (2)

Candidates

ARMSTRONG, Scott Donald

DEERY, Richard

I declare Scott ARMSTRONG and Richard DEERY elected.

Secretary/Treasurer

Candidates

MORROW, Terry

I declare Terry MORROW elected.

Trustee (2)

Candidates

CLARKE, Stephen

CORDWELL William

I declare Stephen CLARKE and William CORDWELL elected.



Derek O'Beirne
Returning Officer

30 June 2014

Australian Hotels Association Qld State & Zone Elections

Declaration of Results - Uncontested Offices

E2013/140

Below are 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.

Queensland Branch – State Board

Northern Zone General Committee Representatives to State Board

Candidates

GRIFFITHS, Andrew - Royal Hotel Townsville
ALLEN, Barry John - Denison Hotel, Bowen
BRITAIN, Peter Joseph - Crown Hotel, Cairns

I declare Andrew GRIFFITHS, Barry ALLEN and Peter BRITAIN elected.
3 positions are vacant.

Southern Zone General Committee Representatives to State Board

Candidates

MCGURIE, Thomas Harrington – Colmslie Hotel
WHITE, Michael Henry – Bracken Ridge Tavern
ARMSTRONG, Scott Donald – Sugarland Tavern
DEERY, Richard – Story Bridge Hotel
MORROW, Terry – Landsborough Hotel
CLARKE, Stephen – Racehorse Hotel, Booval
CORDWELL William – Ascot Hotel, Rockhampton
YARED , Peter – Hotel Grand Chancellor
FERGUSON, James – Marriott Hotel Brisbane
CONDON, Tony – Currumbin Creek Tavern
BOWLY, Richard William – Southern Hotel, Toowoomba
FITZGIBBONS, Brad – Fitzy's Fibber Magee
HOGAN, Scott – Wellington Point Hotel

I declare Thomas MCGUIRE, Michael WHITE, Scott ARMSTRONG, Richard DEERY, Terry MORROW, Stephen CLARKE, William CORDWELL, Peter YARED, James FERGUSON, Tony CONDON, Richard William BOWLY, Brad FITZGIBBONS and Scott HOGAN elected.
1 position is vacant.



Derek O'Beirne
Returning Officer

25 July 2014



Australian Hotels Association Qld State & Zone Elections

Declaration of Results - Uncontested Offices

E2013/140

Below are 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.

Queensland Branch – State Board Officers

President

Candidates

MCGURIE, Thomas Harrington – Colmslie Hotel

I declare Thomas MCGUIRE elected.

Senior Vice President

Candidates

WHITE, Michael Henry – Bracken Ridge Tavern

I declare, Michael WHITE elected.

Vice President (3)

Candidates

ARMSTRONG, Scott Donald – Sugarland Tavern

DEERY, Richard – Story Bridge Hotel

FERGUSON, James – Marriott Hotel Brisbane

I declare Scott ARMSTRONG, Richard DEERY and James FERGUSON elected.

Secretary/Treasurer

Candidates

CONDON, Tony – Currumbin Creek Tavern

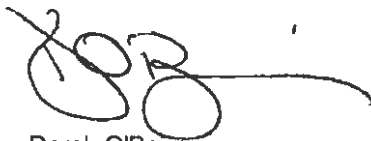
I declare Tony CONDON elected.

Trustee (2)

Candidates

ALLEN, Barry John - Denison Hotel, Bowen
CORDWELL William – Ascot Hotel, Rockhampton

I declare Barry ALLEN and William CORDWELL elected.



Derek O'Beirne
Returning Officer

18 August 2013

Australian Hotels Association Qld State & Zone Elections

Declaration of Results - Uncontested Offices

E2013/140

Below are 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.

Queensland Branch – National Board Delegates

National Board Delegates (5 positions including 2 ex-officio)

MCGURIE, Thomas Harrington – Colmslie Hotel (President: ex-officio)

WHITE, Michael Henry – Bracken Ridge Tavern (Senior Vice President: ex-officio)

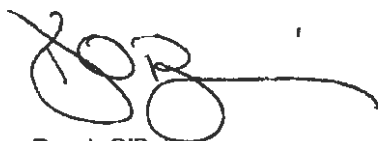
Candidates

ARMSTRONG, Scott Donald – Sugarland Tavern

CONDON, Tony – Currumbin Creek Tavern

DEERY, Richard – Story Bridge Hotel

I declare Scott ARMSTRONG, Tony CONDON and Richard DEERY elected.



Derek O'Beirne
Returning Officer

22 October 2014



DECISION

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

Australian Hotels Association (E2013/140)

MR ENRIGHT

MELBOURNE, 11 DECEMBER 2013

Arrangement for conduct of election.

[1] On 15 March, 3 September and 30 October 2013 the Australian Hotels Association - Queensland Hotels Association lodged with the Fair Work Commission the prescribed information in relation to an election for the following offices:

State Board

President
Senior Vice-President
Vice-President (3)
Secretary/Treasurer
Trustee (2)
State Board Delegates representing:
 Northern Zone (6)
 Southern Zone (14)

Northern Zone General Committee

Chairman
Senior Vice-Chairman
Vice-Chairman (2)
Secretary/Treasurer
Trustee (2)
Zone General Committee Representative from each of the following Divisions:
 Atherton Tablelands (1)
 Bowen (1)
 Cairns (1)
 Innisfail (1)
 Mackay (1)
 Townsville (1)
 Accommodation Hotels (1)

Southern Zone General Committee

Chairman

Senior Vice-Chairman

Vice-Chairman (2)

Secretary/Treasurer

Trustee (2)

Zone General Committee Representative from each of the following Divisions:

Brisbane North (9)

Brisbane South (9)

South West Queensland (1)

Bundaberg (1)

Central (8)

Dalby (1)

Gold Coast (1)

Gympie (1)

Ipswich (2)

Maryborough (1)

Sunshine Coast (2)

Burnett (1)

Toowoomba (2)

Warwick (1)

Brisbane Accommodation Hotels (1)

Gold Coast Accommodation Hotels (1)

Divisional Management Committee

Chairman

Senior Vice-Chairman

Vice-Chairman

Secretary/Treasurer

Trustee (2)

Ordinary Committee Member (3)

for each of the following Divisions:

Atherton Tablelands

Bowen

Cairns

Innisfail

Mackay

Townsville

Accommodation Hotels

Brisbane North

Brisbane South

South West Queensland

Bundaberg

Central

Dalby

Gold Coast

Gympie

Ipswich

Maryborough
Sunshine Coast
Burnett
Toowoomba
Warwick
Brisbane Accommodation Hotels
Gold Coast Accommodation Hotels

National Board Delegate (5)

Representative of the Accommodation Hotels Division of the Northern Zone to the National Accommodation Hotels Division (1)

Representative of the Accommodation Hotels Division of the Southern Zone to the National Accommodation Hotels Division (1)

[2] Subsection 182(1) of the *Fair Work (Registered Organisations) Act 2009* requires the Australian Electoral Commission to conduct an election for each office in an organisation or branch of an organisation unless an exemption has been granted under section 182(2). No such exemption has been granted to the Queensland Branch. Nor have exemptions been granted in relation to the relevant federal offices.

[3] Elections for the above offices are significantly overdue. Arrangements for the conduct of an election for the above offices, except for the Representatives to the National Accommodation Hotels Division were last made in 2001. Arrangements for the conduct of an election for the Representatives to the National Accommodation Hotels Division were last made in 2005. The terms of office for the requested offices are either 12 months or 2 years. As a result the prescribed information should have been lodged and was not lodged within the prescribed periods on a number of occasions. By failing to lodge prescribed information in relation to an election an organisation or a branch contravenes a civil penalty provision.

[4] The Branch was informed that the prescribed information was not lodged before the day prescribed by Regulation 138(3) of the *Fair Work (Registered Organisations) Regulations 2009*. That day is the day occurring 2 months before the first day when a person may, under the rules of the organisation or branch, become a candidate in the election. The Branch advised me that the reason for elections not being conducted at the scheduled time is that the Branch could not attract sufficient numbers of nominations to fill the Branch offices. The Branch has acknowledged the extended delay and provided an explanation for the delay. While I accept that the Branch may have experienced difficulty in attracting sufficient nominations, the Branch nonetheless was obligated under section 189(1) of the *Fair Work (Registered Organisations) Act 2009* to lodge the prescribed information in relation to elections for its offices to be conducted by the Australian Electoral Commission. The fact that elections have not been held for a considerable period of time does not obviate the need for an election. I do not want to frustrate the democratic function of the Branch and therefore I allow lodgement on 15 March 2013 in the present circumstance.

[5] I am satisfied under these circumstances 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.

[6] Although arrangements are being made for the conduct of an election for the above offices this does not excuse the non-lodgement of the prescribed information for those offices within the prescribed periods nor does it exclude the possibility of action being undertaken under section 305 of the *Fair Work (Registered Organisations) Act 2009*.



DELEGATE OF THE GENERAL MANAGER

Printed by authority of the Commonwealth Government Printer

<Price code A, PR543970>

12 November 2013

Ms Ailsa Carruthers
Delegate of the General Manager
Fair Work Commission
GPO Box 1994
MELBOURNE VIC 3001

Dear Ms Carruthers

Subject: Request for elections and submission of Prescribed Information for the Australian Hotels Association (Queensland Branch) – 024N

I refer to my earlier letters of 14 March, 28 August and 29 October 2013 on the subject of Branch elections for the Australian Hotels Association (Queensland Branch). The latter two letters cover the submission of Prescribed Information in support of a request for elections to be held in 2013/2014 by the Australian Hotels Association (Queensland Branch).

Elections for the Branch are outstanding and overdue, and the proposed election is intended as a precursor to the approval of new rules for the branch.

The reasons for the extended delay in the submission of the Prescribed Information are as follows:

- Following completion of the most recent Branch elections in 2002 – 2003, the Australian Electoral Commission (AEC) reported on a number of anomalies with the conduct of that election and the functionality of the rules of the Branch which would require remedial action prior to future elections being held.
- Put simply, the AHA (Qld Branch) had been attempting to conduct elections for an organisational structure which was unsustainable and which, in fact, no longer existed. This comprised (from the ground up): 23 separate (electoral) Divisions, each being required under the Rules to elect up to nine members of a Divisional Management Committee. The objective of Branch elections under the existing rules is to elect up to 203 separate delegates at Divisional level which then form the 'college' from which the higher management committees are elected in subsequent internal elections.
- Structural, ownership, and geographical changes in the Queensland hotel industry over the last 40 years means that it is practically impossible to 'man' the electoral structure that exists under the existing Branch Rules. Corporate ownership, the progressive closure of country hotels, improved

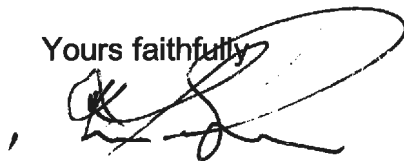
communications by Internet, and the advent of absentee hotel owners and professional managers of hotels, means that there is not sufficient interest in nominating for and meeting the obligations of elected office at Division level to provide effective governance at this lowest level within the structure.

- The approach of the AHA (Qld Branch) to this situation was to review and modernize its structure to account for the revised nature of the hotel industry, with a view to streamlining its organizational and electoral structures. These revised structures, including a simplified electoral and governance structure, have been reflected in revised (draft) Branch Rules which have been developed in consultation with, and with the assistance of, RO Branch, FWC.
- The above process gave rise to a 'chicken and egg' situation with regards to overdue Branch elections, that is, it was somewhat pointless commissioning elections under the old Rules that were likely to fail, but that elections could not be called under new rules until such times as those rules were approved by a legitimately elected Branch Board.
- In order to break this deadlock, it was agreed in principle between FWC and the AHA (Qld Branch) in 2012 that the most sensible and pragmatic course of action was to proceed to call AHA (Qld Branch) elections under the existing Rules and, were those elections to fail, this would represent the required trigger for an application to be made to the Federal Court for relevant orders to be made to enable an interim State Board to be appointed. This interim Board could then act to approve the revised and simplified Branch Rules referred to above. This outcome would, in turn, provide the circumstances for elections to be held under new, simplified rules (dissolving the Divisional structure), with direct election of a new State Board.

Throughout this extended period of time, officers and staff of the Branch have acted in good faith with the Fair Work Commission, taking iterative and progressive administrative steps to bring about a resolution to the dilemma facing the Branch, that is, a dated and unworkable theoretical organizational structure which has outlived its usefulness and created a barrier to the conduct of elections with its rules. The Branch therefore seeks the support of the Delegate in offering support to the intended course of action, including approval of the previously submitted Prescribed Information, and assistance with ongoing action to finalise and implement revised and simplified Rules for the Branch.

Please do not hesitate to contact me should you require additional information.

Yours faithfully



Thomas H. McGuire
President

29 October 2013

Ms Ailsa Carruthers
Delegate of the General Manager
Fair Work Commission
GPO Box 1994
MELBOURNE VIC 3001

Dear Ms Carruthers

**Subject: Request for elections for the Australian Hotels Association
(Queensland Branch) – 024N**

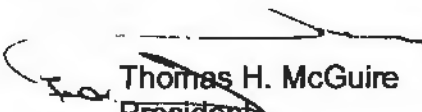
I refer to my earlier letters of 14 March 2013 and 28 August 2013 on the subject of Branch elections for the Australian Hotels Association (Queensland Branch).

As a consequence of ongoing liaison with Organisations Branch, attached for your consideration please find revised Prescribed Information in support of a request for elections to be held in 2013/2014 by the Australian Hotels Association (Queensland Branch).

Elections are outstanding for this Branch and the proposed election is intended as a precursor to the approval of new rules for the branch.

Please do not hesitate to contact me should you require additional information.

Yours faithfully



Thomas H. McGuire
President

Enc:

Fair Work (Registered Organisations) Act 2009

Section 189(1)

Fair Work (Registered Organisations) Regulations 2009

Regulation 138

**Prescribed Information
Elections in the Australian Hotels Association (Queensland Branch)**

Election of Divisional Management Committees
Election of Zone General Committees
Election of Zone General Committee Officers
Elections of State Board Delegates and State Board Officers
Election of Branch Delegates to the Australian Hotels Association National Board
**Election of Branch Delegates to the Australian Hotels Association National
Accommodation Hotels Division National Board**

(a) Name and number of each office for which election is required:

Divisional Management Committee consisting of:

Chairman	1
Senior Vice-Chairman	1
Vice-Chairman	1
Secretary / Treasurer	1
Trustee	2
Ordinary Committee Member	3

For each of the following QHA Divisions:

Northern Zone:

Atherton Tablelands Division
Bowen Division
Cairns Division
Innisfail Division
Mackay Division
Townsville Division
Accommodation Hotels Division

Southern Zone:

Brisbane North Division
Brisbane South Division
South West Queensland Division
Bundaberg Division
Central Division
Dalby Division
Gold Coast Division
Gympie Division
Ipswich Division
Maryborough Division
Sunshine Coast Division
Burnett Division
Toowoomba Division
Warwick Division
**Brisbane Accommodation Hotels
Division**
**Gold Coast Accommodation Hotels
Division**

QHA Northern Zone General Committee ² consisting of:

Chairman	1
Senior Vice-Chairman	1
Vice-Chairman	2
Secretary / Treasurer	1
Trustee	2

QHA Southern Zone General Committee consisting of:

Chairman	1
Senior Vice-Chairman	1
Vice-Chairman	2
Secretary / Treasurer	1
Trustee	2

Zone General Committee Representatives from the following Divisions:

Northern Zone:

Atherton Tablelands Division - 1
Bowen Division - 1
Cairns Division - 1
Innisfail Division - 1
Mackay Division - 1
Townsville Division - 1
Accommodation Hotels Division - 1

Southern Zone:

Brisbane North Division - 9
Brisbane South Division - 9
South West Queensland Division - 1
Bundaberg Division - 1
Central Division - 8
Dalby Division - 1
Gold Coast Division - 1
Gympie Division - 1
Ipswich Division - 2
Maryborough Division - 1
Sunshine Coast Division - 2
Burnett Division - 1
Toowoomba Division - 2
Warwick Division - 1
Brisbane Accommodation Hotels Division - 1
Gold Coast Accommodation Hotels Division - 1

Delegates to the State Board from the following Zones:

Northern Zone - 6
Southern Zone - 14

Rule 10 of the Branch Rules provides that the electorates for representatives to the State Board shall be based on the number of licensed member establishments in each Zone / Electorate. Under this formula, the Northern Zone is required to elect (up to) 6 Delegates (227 members), and the Southern Zone is required to elect up to 14 Delegates (621 members). These membership figures represent the branch membership figures as at 1 January 2013.

Officers of the State Board consisting of:

President	1
Senior Vice-President	1
Vice-President	3
Secretary / Treasurer	1
Trustee	2

Branch Delegate to the Australian Hotels Association National Board - 5

Branch Delegate to the Australian Hotels Association National Accommodation Hotels Division National Board – 2

(b) Electorates:

The electorates are:

Entity:	Electorate:
Divisional Management Committees	Divisional members
Zone General Committee Representatives	Management Committee members of Divisional Executive Committees
Zone General Committee Officers	Zone General Committee
State Board Delegates	Zone General Committee
State Board Officers	State Board
National Board Delegates	Branch Committee of Management
National Accommodation Hotels Division Representatives	Branch Accommodation Hotels Division members

(c) Reasons for election:

The term of office of the current delegates and office holders has expired.

(d) Date and time of the commencement and expiration of the period for calling nominations:

Subject to the determination of the Returning Officer, nominations open no earlier than:

Divisional Management Committees:

Nominations open	Monday 11 November 2013
Nominations close	Monday 25 November 2013

Divisional Representatives to QHA Zone General Committees:

Nominations open	Monday 6 January 2014
Nominations close	Monday 20 January 2014

Zone General Committee Officers:

Nominations open	Monday 27 January 2014
Nominations close	Monday 10 February 2014

Delegates to the State Board:

Nominations open	Monday 24 February 2014
Nominations close	Monday 10 March 2014

State Board Officers:

Nominations open	Monday 17 March 2014
Nominations close	Tuesday 1 April 2014

Delegates to the Australian Hotels Association National Board, and Branch Delegates to the Australian Hotels Association National Accommodation Hotels Division National Board:

Nominations open	Tuesday 13 May 2014
Nominations close	Tuesday 27 May 2014

(e) The day provided in the Rules of the Organisation as the day on which the roll of voters is to close:

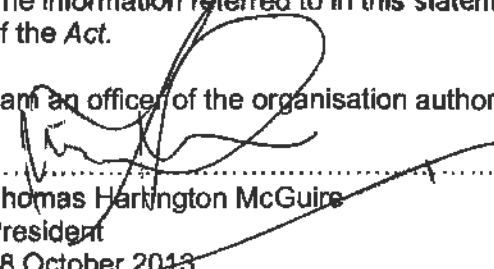
Rule 10 (g) of the Branch Rules provides that the roll of voters for any ballot for any direct voting system election required under (the) rules is to be closed 7 days before the day on which nominations for the election open.

(f) Voting system/method of election

- Divisional Management Committee – direct voting system
- Zone General Committee – collegiate voting system
- Zone General Committee Officers – collegiate voting
- State Board Delegates – collegiate voting system
- State Board Officers – collegiate voting system
- Branch Delegates to the Australian Hotels Association National Board – collegiate voting system
- Branch Delegates to the Australian Hotels Association National Accommodation Hotels Division National Board – direct voting system

The information referred to in this statement is lodged in accordance with Section 189(1) of the Act.

I am an officer of the organisation authorized to make this statement.

.....

 Thomas Harrington McGuire
 President
 28 October 2013

28 August 2013

Ms Ailsa Carruthers
Delegate of the General Manager
Fair Work Commission
GPO Box 1994
MELBOURNE VIC 3001



Dear Ms Carruthers

Subject: Request for Divisional and Zone elections, and subordinate elections for the Australian Hotels Association (Queensland Branch) – 024N

I refer to my earlier letter of 14 March 2013 on the subject of Branch elections for the Australian Hotels Association (Queensland Branch).

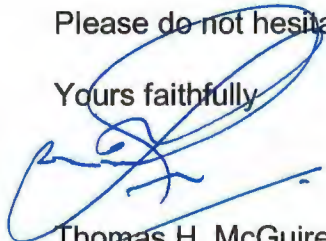
Attached please find revised Prescribed Information in support of a request for elections to be held in 2013/2014 by the Australian Hotels Association (Queensland Branch).

Elections are outstanding for this Branch and the proposed election is intended as a precursor to the approval of new rules for the branch.

I have been liaising with Mr Olaf Richter and Mr Iain Stewart of the Fair Work Commission, and Mr Mark Townsend of the Australian Electoral Commission (Queensland) and the attached request reflects a consensus approach. Revised Prescribed Information and timelines are submitted on the advice of Mr Richter, and the proposed timings of the Branch elections have been delayed to enable the Australian Electoral Commission to finalise the current General Election.

Please do not hesitate to contact me should you require additional information.

Yours faithfully



Thomas H. McGuire
President

Enc:

Fair Work (Registered Organisations) Act 2009

Section 189(1)

Fair Work (Registered Organisations) Regulations 2009

Regulation 138

Prescribed Information
Elections in the Australian Hotels Association (Queensland Branch)

Election of Divisional Management Committees in 27 Divisions
Election to Zone General Committees
Election for Branch Officers
Election for Branch Delegates to the Australian Hotels Association National Board

(a) Name and number of each office for which election is required:

Election of Divisional Management Committees in 27 Divisions:

- Election of a Division Management Committee consisting of:

Chairman	1
Vice Chairman	1
Secretary / Treasurer	1
Trustees	2
Ordinary Members	3

From each of the following QHA Divisions:

Northern Zone:

Atherton Tablelands
Bowen
Cairns
Charters Towers
Innisfail
Herbert River
Lower Burdekin
Mackay
Townsville
Accommodation Hotels Division

Southern Zone:

Brisbane North
Brisbane South
Bundaberg
Central
Charleville
Cunnamulla
Dalby
Gold Coast
Gympie
Ipswich
Maryborough
Roma
Sunshine Coast
Burnett
St George
Toowoomba
Warwick
Accommodation Hotels Division

Election for Divisional Representatives to QHA Zone Committees:

Northern Zone:		Southern Zone:	
Atherton Tablelands	1	Brisbane North	9
Bowen	1	Brisbane South	9
Cairns	1	Bundaberg	1
Charters Towers	1	Central	8
Innisfail	1	Charleville	1
Herbert River	1	Cunnamulla	1
Lower Burdekin	1	Dalby	1
Mackay	1	Gold Coast	2
Townsville	1	Gympie	1
Accommodation Hotels Division 1		Ipswich	2
		Maryborough	1
		Roma	1
		Sunshine Coast	2
		Burnett	1
		St George	1
		Toowoomba	2
		Warwick	1
		Accommodation Hotels Division 1	1

Election for QHA Zone General Committees:

- Election of 6 delegates to the State Board from the Northern Zone;
- Election of 14 delegates to the State Board from the Southern Zone.

Election for Branch Officers:

Once constituted, election of the following Branch Officers from the State Board:

- President – 1
- Senior Vice-President – 1
- Vice-Presidents – 3
- Secretary / Treasurer – 1
- Trustees - 2

Election for Branch Delegates to the Australian Hotels Association National Board

- Delegates to the National Board of the AHA – 5

(b) Reasons for election:

The term of office of the current delegates and office holders has expired.

(c) Electorate for the ballot:

Rule 45 of the Branch Rules provides that the electorates shall be the Northern Zone and the Southern Zone. Rule 10 of the Branch Rules provides for the number of delegates to be elected from each zone using a numerical formula based on the number of number of members in each Zone / Electorate. Under this formula the Northern Zone is required to elect (up to) 6 delegates (227 members), and the Southern Zone is required to elect up to 14 delegates (621 members).

(d) Date and time of the commencement and expiration of the period for calling nominations:

The following dates are suggested as meeting the requirements of the registered rules of the Australian Hotels Association (Queensland Branch) and the workload and scheduling of the Australian Electoral Commission:

**Election for Divisional Management Committees: and
Election for Divisional Representatives to QHA Zone General Committees:**

Nominations open	Friday 8 November 2013
Nominations close	Monday 25 November 2013
Last day for correction of defectives	Monday 2 December 2013
Distribution of postal ballots	Friday 6 December 2013
Closing of postal ballots	Friday 20 December 2013
Declaration of electees	Monday 23 December 2013

Election of delegates to the State Board from the Zone General Committees:

Nominations open	Monday 27 January 2014
Nominations close	Thursday 13 February 2014
Last day for correction of defectives	Thursday 20 February 2014

Election for Branch Officers of the State Board:

Nominations open	Monday 10 March 2014
Nominations close	Monday 31 March 2014
Last day for correction of defectives	Monday 7 April 2014

Election for Branch Delegates to the Australian Hotels Association National Board:

**Election for Branch Delegates to the Australian Hotels Association
Accommodation Division National Board:**

Collegiate election held on Tuesday 1 April 2014

(e) The day provided in the Rules of the Organisation as the day on which the roll of voters is to close:

Rule 10 (g) of the Branch Rules provides that the roll of voters for any ballot for any direct voting system election required under (the) rules is to be closed 7 days before the day on which nominations for the election open.

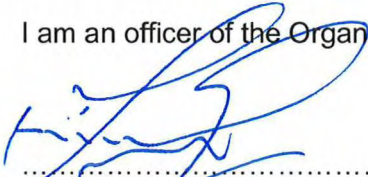
(f) Voting system/method of election

Election to Divisional Management Committees – direct voting system
 Election to Zone General Committees - direct voting system
 Election for Branch Officers – collegiate voting system
 Election for Branch Delegates to the Australian Hotels Association National Board – collegiate voting system
 Election for Branch Delegates to the Australian Hotels Association Accommodation Division National Board - collegiate voting system

Please note that it is proposed to conduct the direct Election for Divisional Management Committees and the direct Election for Divisional Representatives to QHA Zone General Committees concurrently, using the same ballot paper. This is consistent with previous practice as exemplified in the enclosed Nomination Form from a previous election.

The information referred to in this statement is lodged in accordance with Section 189(1) of the Act.

I am an officer of the Organisation authorized to make this statement.



.....
Thomas Harrington McGuire
President
28 August 2013

AUSTRALIAN HOTELS ASSOCIATION
QUEENSLAND BRANCH

(QUEENSLAND HOTELS ASSOCIATION)

NOMINATION FORM

Note to Prospective Candidates and Nominators - You should verify your financial status and any other qualifications required by your Association's rules prior to lodging nominations. The nominee must be nominated by AT LEAST TWO financial and eligible members.

We, the undersigned, do hereby nominate:

(PLEASE PRINT CLEARLY THE NAME OF THE CANDIDATE)

for election to the office of: -----

----- ZONE -----

----- DIVISION -----

(a list of the offices is shown on the reverse side of this form)

NOMINATOR'S FULL NAME -----

ADDRESS -----

DIVISION -----

SIGNATURE -----

PHONE -----

NOMINATOR'S FULL NAME -----

ADDRESS -----

DIVISION -----

SIGNATURE -----

PHONE -----

NOMINATOR'S FULL NAME -----

ADDRESS -----

DIVISION -----

SIGNATURE -----

PHONE -----

CONSENT OF PERSON BEING NOMINATED

I consent to the above nomination.

CANDIDATE'S SIGNATURE -----

DATE -----

Address (for correspondence) -----

----- POSTCODE -----

PHONE -----

NOTE: This form is provided for your convenience. However, any form that is in accordance with the rules of the Organisation is acceptable.

for office use only
CL NL

14 March 2013

Ms Ailsa Carruthers
Delegate of the General Manager
Fair Work Commission
GPO Box 1994
MELBOURNE VIC 3001

Dear Ms Carruthers

Subject: Request for Zone elections, and subordinate elections for the Australian Hotels Association (Queensland Branch) – 024N

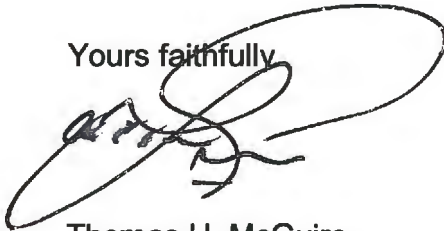
Attached please find the relevant Prescribed Information in support of a request for elections to be held in 2013 by the Australian Hotels Association (Queensland Branch).

Elections are outstanding for this Branch and the proposed election is intended as a precursor to the approval of new rules for the branch.

I have been liaising with Mr Olaf Richter and Mr Iain Stewart of the Fair Work Commission, and Mr Mark Townsend of the Australian Electoral Commission (Queensland) and the attached request reflects a consensus approach.

Please do not hesitate to contact me should I be able to be clarify this matter further.

Yours faithfully



Thomas H. McGuire
President

Enc:

Fair Work (Registered Organisations) Act 2009

Section 189(1)

Fair Work (Registered Organisations) Regulations 2009

Regulation 138

**Prescribed Information
Elections in the Australian Hotels Association (Queensland Branch)**

Election to Zone General Committees
Election for Branch Officers
Election for Branch Delegates to the Australian Hotels Association National Board

(a) Name and number of each office for which election is required:

Election for Zone General Committees

- Election of 6 delegates to the State Board from the Northern Zone;
- Election of 14 delegates to the State Board from the Southern Zone.

Election for Branch Officers

Once constituted, election of the following Branch Officers from the State Board:

- President – 1
- Senior Vice-President – 1
- Vice-Presidents – 3
- Secretary / Treasurer – 1
- Trustees - 2

Election for Branch Delegates to the Australian Hotels Association National Board

- Delegates to the National Board of the AHA – 5

(b) Reasons for election:

The term of office of the current delegates and office holders has expired.

(c) Electorate for the ballot:

Rule 45 of the Branch Rules provides that the electorates shall be the Northern Zone and the Southern Zone. Rule 10 of the Branch Rules provides for the number of delegates to be elected from each zone using a numerical formula based on the number of number of members in each Zone / Electorate. Under this formula the Northern Zone is required to elect (up to) 6 delegates (227 members), and the Southern Zone is required to elect up to 14 delegates (621 members).

(d) Date and time of the commencement and expiration of the period for calling nominations:

Liaison with the Australian Electoral Commission has suggested that the following dates would meet the requirements of the registered rules of the Australian Hotels Association (Queensland Branch) and the workload and scheduling of the Australian Electoral Commission:

Election for Zone General Committees

Nominations open	Friday 17 May 2013
Nominations close	Monday 3 June 2013
Last day for correction of defectives	Monday 10 June 2013
Distribution of postal ballots	Friday 14 June 2013
Closing of postal ballots	Friday 28 June 2013
Declaration of electees	Monday 1 July 2013

Election for Branch Officers

Nominations open	Thursday 4 July 2013
Nominations close	Thursday 17 July 2013
Last day for correction of defectives	Thursday 24 July 2013

Election for Branch Delegates to the Australian Hotels Association National Board

Collegiate election held on Tuesday 6 August 2013

(e) The day provided in the Rules of the Organisation as the day on which the roll of voters is to close:

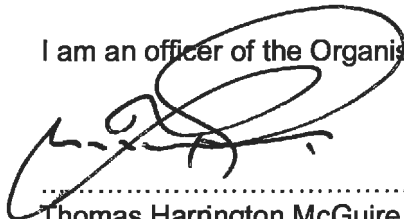
Rule 10 (g) of the Branch Rules provides that the roll of voters for any ballot for any direct voting system election required under (the) rules is to be closed 7 days before the day on which nominations for the election open.

(f) Voting system/method of election

Election to Zone General Committees - direct voting system
Election for Branch Officers – collegiate voting system
Election for Branch Delegates to the Australian Hotels Association National Board – collegiate voting system

The information referred to in this statement is lodged in accordance with Section 189(1) of the Act.

I am an officer of the Organisation authorized to make this statement.



.....
Thomas Harrington McGuire
President
14 March 2013