



22 December 2016

Mr Bernie Hogan  
Chief Executive  
Australian Hotels Association-Queensland Hotels Association

Email: [info@qha.org.au](mailto:info@qha.org.au)

Dear Mr Hogan,

**Reminder of actions required when persons elected to office**

The Australian Electoral Commission has provided the Fair Work Commission copies of further declarations of results for the election E2015/182. They include results declared on 8 July, 5 August and 9 September 2016. The results were received yesterday, 21 December 2016. This letter is a reminder of certain obligations imposed on organisations and persons elected to office.

Section 154D(1) of the *Fair Work (Registered Organisations) Act 2009* (the RO Act) requires the rules of organisations (and branches of organisations) to require 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 and 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 should be provided for in your organisation's rules.

Section 233(2) of the RO Act requires that an organisation (or branch of an organisation) must notify the Commission of any changes to the records for the holders of office in the organisation (or branch). If the election has resulted in any changes to the holders of office, the Australian Hotels Association-Queensland Hotels Association must notify the Commission of these changes. The notification must include a declaration by the Secretary (or other prescribed officer) that the information is a correct statement of the changes made.

If there have been no changes, a notification is not required.

If you have any questions in relation to this matter, please don't hesitate to contact me on (02) 6746 3283 or email at [stephen.kellett@fwc.gov.au](mailto:stephen.kellett@fwc.gov.au).

Yours faithfully

Stephen Kellett  
Senior Adviser  
Regulatory Compliance Branch

**From:** KELLETT, Stephen  
**Sent:** Thursday, 22 December 2016 7:57 AM  
**To:** 'info@qha.org.au'  
**Subject:** Attention Mr Bernie Hogan - election results - obligations - courtesy reminder

Dear Mr Hogan,

Please see attached my letter in relation to the above.

Yours faithfully

**STEPHEN KELLETT**  
Regulatory Compliance Branch  
**FAIR WORK COMMISSION**

80 William Street  
EAST SYDNEY NSW 2011

(ph) (02) 6746 3283  
(mob.) 0429 462 979  
(email) [stephen.kellett@fwc.gov](mailto:stephen.kellett@fwc.gov)



letter post AEC  
report and results.pdf

**From:** Anthea Featherstone [<mailto:Anthea.Featherstone@aec.gov.au>]  
**Sent:** Wednesday, 21 December 2016 1:23 PM  
**To:** Bernie Hogan; Orgs  
**Cc:** Industrial Elections  
**Subject:** Post Election Report - AHA E2015/182 [SEC=UNCLASSIFIED]

## UNCLASSIFIED

Bernie Hogan  
CEO  
AHA – QHA

Good Afternoon Bernie,

My apologies for the delay in forwarding the Post Election Report for the below Election.

### **Post Election Report For: Australian Hotels Association – Queensland Branch Election E2015/182**

I refer to the above election for your organisation.

Section 197(1) of the *Fair Work (Registered Organisations) Act 2009* (“the Act”) requires the AEC to provide a written report on the conduct of the election to the Fair Work Commission and to the organisation or branch for whom the election was conducted. A copy of the report in relation to this election is attached.

Section 198 of the Act requires that if an organisation or branch is given a Post Election Report under Section 197 that identifies a rule that was difficult to interpret or apply, the organisation or branch must, within 30 days, give a written response to the AEC on that aspect of the report. The response must specify whether the organisation or branch intends to take any action in relation to the rule, and if so, what action it intends to take.

If the attached report identifies a rule that was difficult to interpret or apply, you should forward your response to the AEC by email to [qldelections@aec.gov.au](mailto:qldelections@aec.gov.au) within thirty days of the date of the report.

Section 198 and the regulations also require an organisation to make the Post Election Report and the organisation’s response to the report (if applicable) available to members.

Further, Regulation 141(4) of the *Fair Work (Registered Organisations) Regulations 2009* requires an organisation or branch to publish a notice on its website advising members that a copy of the Post Election Report is available upon request. If a website is not available, publishing a notice in a journal or newsletter would be considered appropriate.

Please contact me if you wish to clarify any aspect of this report.

Anthea Featherstone  
Returning Officer

**Anthea Featherstone | Manager A/g  
Industrial and Commercial Elections QLD**  
North Lakes Area Office | QLD  
Australian Electoral Commission  
T: (07) 3049 2130 | M: 0401 140 672 | F: (07) 3049 2120

---



**AEC**

Australian Electoral Commission

Make sure you're **enrolled**™  
Visit [www.aec.gov.au](http://www.aec.gov.au)

## UNCLASSIFIED

### DISCLAIMER:

If you have received this transmission in error please notify us immediately by return email and delete all copies. If this email or any attachments have been sent to you in error, that error does not constitute waiver of any confidentiality, privilege or copyright in respect of information in the email or attachments.



Dec\_Uncon QSB.pdf



Dec\_Uncon NBD.pdf



Dec\_Uncon QSB.pdf



Dec\_Uncon SBD.pdf



Dec\_Uncon  
ZGCO.pdf



Dec Cont\_ Tier 2.pdf



Dec\_Uncon\_Tier  
1\_2.pdf



PER AHA QHA  
E2016\_182.docx



Fair Work (Registered Organisations) Act 2009

## POST ELECTION REPORT

**Australian Hotels Association Queensland Hotels Association**

### ELECTION/S COVERED IN THIS REPORT

Election Decision No/s: Election E No 2015/182

### RULES

Rules used for the election:

[024n: Incorporates alterations to the eligibility rules on 3/10/2014 in matter R2013/464]

Rules difficult to apply/interpret: Nil

### ROLL OF VOTERS

Total number of voters on the Roll:

1. N/A
2.
  - a. 45
  - b. 75
3. N/A
4. N/A
5. N/A
6. N/A

### IRREGULARITIES

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

Other irregularities identified, and action taken:

Identified ballot material sent to ineligible QHA members for the contested Northern and Southern Zone General Committees election. Returned ballot material from ineligible electors quarantined on mark back and excluded from the scrutiny.

### ATTACHMENTS

1. Declaration of Results for Uncontested Offices – Divisional Management Committee & Zone General Committee +National Accommodation Hotels Division E2015/182
2. Declaration of Results for Contested Offices – Northern and Southern Zone General Committees E2015/182
3. Qld State & Zone Elections – Uncontested Northern and Southern Zone General Committee Officers E2015/182
4. Declaration of Results for Uncontested Offices – State Board Delegates E2015/182
5. Declaration of Results for Uncontested Offices – State Board Officers E2015/182
6. Declaration of Results for Uncontested Offices – National Board Delegates E2015/182.

Yours sincerely

Anthea Featherstone  
Returning Officer  
21 December 2016

# Australian Hotels Association – Queensland Hotels Association National Board Delegate

## Declaration of Results for Uncontested Office – E2015/182

Below are the results of the election for the following office, conducted in accordance with the provisions of the *Fair Work (Registered Organisations) Act 2009* and the rules of the organisation.

**National Board Delegate** (4 positions in addition to ex-officio Branch President)

### Ex-officio Branch President

MCGUIRE, Thomas Harrington – THE COLMSLIE HOTEL

### Candidates

ARMSTRONG, Scott – BRIGHTWATER HOTEL  
CONDON, Tony – CURRUMBIN CREEK TAVERN  
DEERY, Richard – STORY BRIDGE HOTEL  
FITZGIBBONS, Brad – FITZY'S TOOWOOMBA

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



Anthea Featherstone  
Returning Officer

9 September 2016

**Australian Hotels Association  
QHA State Board Officers E2015/182**

**Declaration of Results for Uncontested Offices**

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**

**President - Queensland State Board**

Candidates

MCGUIRE, Thomas Harrington – THE COLMSLIE HOTEL

**Senior Vice-President - Queensland State Board**

Candidates

DEERY, Richard – STORY BRIDGE HOTEL

**Vice-President - Queensland State Board (3)**

Candidates

ARMSTRONG, Scott – BRIGHTWATER HOTEL  
DOUGLAS, John – BRISBANE MARRIOTT HOTEL  
FITZGIBBONS, Brad – FITZY'S TOOWOOMBA

**Secretary/Treasurer - Queensland State Board**

Candidates

CONDON, Tony – CURRUMBIN CREEK TAVERN

**Trustee - Queensland State Board (2)**

Candidates

BRITAIN, Peter – CROWN HOTEL  
CORDWELL, Will – ASCOT HOTEL

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



Anthea Featherstone  
Returning Officer

5 August 2016

# Australian Hotels Association AHA State Board Delegates E2015/182

## Declaration of Results for Uncontested Offices

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

#### Delegates to the State Board representing the Northern Zone (6)

##### Candidates

BRITAIN, Peter – CROWN HOTEL  
HAKFOORT, Albert – DENISON HOTEL  
O'DONNELL, Dominic (Nic) – SHANGRI-LA HOTEL THE MARINA CAIRNS  
SMITH, Martin – THE SUN HOTEL  
No further nominations were received

#### Delegates to the State Board representing the Southern Zone (14)

##### Candidates

ARMSTRONG, Scott – BRIGHTWATER TAVERN  
BOWLY, Richard William – SOUTHERN HOTEL  
CLARKE, Stephen – RACEHORSE HOTEL BOOVAL  
CONDON, Tony – CURRUMBIN CREEK TAVERN  
CORDWELL, William (Will) – ASCOT HOTEL  
DEERY, Richard – STORY BRIDGE HOTEL  
DOUGLAS, John – BRISBANE MARRIOTT HOTEL  
FITZGIBBONS, Brad – FITZY'S TOOWOOMBA  
HOGAN, Scott – WELLINGTON POINT HOTEL  
MCGUIRE, Thomas Harrington – THE COLMSLIE HOTEL  
MORROW, Terry – LANDSBOROUGH HOTEL  
YARED, Peter – HOTEL GRAND CHANCELLOR, SURFERS PARADISE  
No further nominations were accepted

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



Anthea Featherstone  
Returning Officer

8 July 2016





14 June 2016

Mr Thomas McGuire  
President  
Australian Hotels Association-Queensland Hotels Association  
Email: info@qha.org.au

Dear Mr McGuire,

### **Reminder of actions required when persons elected to office**

The Australian Electoral Commission has provided the Fair Work Commission (the Commission) a further declaration of results on 13 June 2016 for the election [E2015/182]. This letter is a reminder of certain obligations imposed on organisations and persons elected to office.

Section 154D(1) of the *Fair Work (Registered Organisations) Act 2009* (the RO Act) requires the rules of organisations (and branches of organisations) to require 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 should be provided for in your organisation's rules.

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-Queensland Hotels Association 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. I have attached a template notification of changes which may assist you. If any change does not apply until a specific date, you don't 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.

Regards  
Michael Moutevelis  
Regulatory Compliance Branch

**NOTIFICATION OF CHANGES TO RECORDS (Changes to Records in the Annual Return) required to be kept in accordance with section 230 *Fair Work (Registered Organisations) Act 2009* and regulation 147 *Fair Work (Registered Organisations) Regulations 2009***

I, [NAME], being the [OFFICER] of the [ORGANISATION NAME], declare the following:

1. I am authorised to make this declaration.
2. The following is a correct statement of the changes made to the information contained in the records required to be kept by the organisation in accordance with s.230(1)(b), (c), and (d) of the *Fair Work (Registered Organisations) Act 2009*:

[delete all that do not apply]

- On [DATE] the address of the organisation changed to [STREET ADDRESS].<sup>1</sup>
- On [DATE] the name and/or address of a branch[es] of the organisation changed to:<sup>2</sup>
  1. [include OLD name and address and NEW name and address of every branch that has changed]
  2. ...
- A list of changes to offices and the names, postal addresses and occupations of persons holding those offices is attached to this declaration at Annexure A and forms part of this declaration.
- On [DATE] the following branch[es]:<sup>3</sup>
  - COMMENCED/CEASED operation:
    1. [include name of each new branch]
    2. ...

Signed: [SECRETARY OR OTHER AUTHORISED OFFICER]

Dated: [DATE]

**[PLEASE NOTE: This declaration must be submitted to the Fair Work Commission within 35 days of the change. It can be submitted to [orgs@fwc.gov.au](mailto:orgs@fwc.gov.au).]**

---

<sup>1</sup> s.230(1)(d); reg.147(d)

<sup>2</sup> s.230(1)(d); reg.147(a) & (d)

<sup>3</sup> s.230(1)(d); reg.147(b) & (c)

## ANNEXURE A

- Changes to Offices and Office Holders in the Organisation and its Branches [*insert as many pages as required*]:

*Please note the 35 days begins at the earliest event (for instance when the officer retires) and an organisation may need to notify the events separately if the appointment or election process will take longer than 35 days.*

Branch	Date of Change	Name of Office that has changed	Name of <u>Outgoing</u> Office Holder	Reason for change	Name of <u>New</u> Office Holder	Postal Address of <u>New</u> Office Holder (for privacy reasons, we recommend NOT a private address)	Occupation of <u>New</u> Office Holder
<i>National</i>	<i>1.1.2014</i>	<i>Secretary</i>	<i>Full Name</i>	<i>Retiring</i>	<i>Full Name</i>	<i>c/- the Registered Organisation, postal address of Registered Organisation</i>	<i>Paid official</i>
	<i>25.12.2013</i>	<i>President</i>	<i>vacant</i>	<i>Scheduled Election</i>	<i>Full Name</i>	<i>As above</i>	<i>mechanic</i>
...							
<i>NSW</i>	<i>1.1.2014 (resigned) 7.1.2014 (appointed)</i>	<i>President</i>	<i>Full Name</i>	<i>Resignation</i>	<i>Full Name</i>	<i>c/- the Branch, postal address of the Branch</i>	<i>mechanic</i>
		<i>Committee of Management Member</i>	<i>Full Name</i>	<i>Scheduled Election</i>	<i>Full Name</i>	<i>As above</i>	<i>mechanic</i>
		<i>Treasurer</i>	<i>Full Name</i>	<i>Scheduled Election</i>	<i>vacant</i>	<i>vacant</i>	<i>vacant</i>
...							

**svc-adlib5**

---

**From:** Anthea Featherstone <Anthea.Featherstone@aec.gov.au>  
**Sent:** Monday, 13 June 2016 3:32 PM  
**To:** Orgs  
**Cc:** QLD Elections - QLD  
**Subject:** AHA QHA Uncontested Northern and Southern Zone General Committee Officers E2015/182 [SEC=UNCLASSIFIED]  
**Attachments:** Dec Ltr Uncon\_ZGCO.pdf; Dec\_Uncon ZGCO.pdf

**UNCLASSIFIED**

Dear FWC,

Please find attached declaration of results for AHA QHA Contested Zone General Committees E2015/182.

Kind regards,

**Anthea Featherstone | Coordinator**  
**Industrial and Commercial Elections QLD**  
North Lakes Area Office | QLD  
Australian Electoral Commission  
T: (07) 3049 2105 | M: 0401 140 672 | F: (07) 3049 2120



**AEC**

Australian Electoral Commission

Make sure you're **enrolled to vote.**  
Visit [www.aec.gov.au](http://www.aec.gov.au)

**UNCLASSIFIED**

DISCLAIMER:

If you have received this transmission in error please notify us immediately by return email and delete all copies. If this email or any attachments have been sent to you in error, that error does not constitute waiver of any confidentiality, privilege or copyright in respect of information in the email or attachments.



**Reference:** AQ6AR

The Secretary  
Queensland Hotels Association  
GPO Box 343  
BRISBANE QLD 4001

Att: Mr Justin O'Connor CEO

Dear Secretary

**Australian Hotels Association  
Qld State & Zone Elections – Uncontested Northern and Southern Zone General  
Committee Officers  
E2015/182**

The declaration for the election of uncontested offices is attached.

The election will now move to the next stage of Delegates to the State Board.

Yours sincerely



Anthea Featherstone  
Returning Officer

13 June 2016

**Australian Hotels Association**  
**AHA Zone General Committee Officers Election**  
**E2015/182**

**Declaration of Results for Uncontested Offices**

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.

**Northern Zone**

**Chairman NZGC**

Candidates

HAKFOORT, Albert – The Denison Hotel

**Senior Vice-Chairman NZGC**

Candidates

SMITH, Martin – The Sun Hotel

**Vice-Chairman (2) NZGC (2)**

Candidates

BRITAIN, Peter – Crown Hotel - Cairns  
No further nomination was received

**Secretary/Treasurer NZGC**

Candidates

No nomination was received

**Trustee (2) NZGC (2)**

Candidates

O'DONNELL, Dominic (Nic) – Shangri-La Hotel The Marina  
No further nomination was received

## **Southern Zone**

### **Chairman SZGC**

#### Candidates

McGUIRE, Thomas Harrington – Colmslie Hotel

### **Senior Vice-Chairman SZGC**

#### Candidates

DEERY, Richard – Story Bridge Hotel

### **Vice-Chairman (2) SZGC (2)**

#### Candidates

ARMSTRONG, Scott – Brightwater Tavern  
FITZGIBBONS, Brad – Fitzy's Toowoomba

### **Secretary/Treasurer SZGC**

#### Candidates

CONDON, Tony – Currumbin Creek Tavern

### **Trustee (2) SZGC (2)**

#### Candidates

CORDWELL, William (Will) – Ascot Hotel – North Rockhampton  
No further nomination was accepted

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



Anthea Featherstone  
Returning Officer

13 June 2016



5 April 2016

Mr Thomas McGuire  
President

Queensland Hotels Association  
Australian Hotels Association

info@qha.org.au

Dear Mr McGuire,

### **Reminder of actions required when persons elected to office**

The Australian Electoral Commission has provided the Fair Work Commission (the Commission) a further declaration of results on 23 March 2016, for the election [E2015/182]. This letter is a reminder of certain obligations imposed on organisations and persons elected to office.

Section 154D(1) of the *Fair Work (Registered Organisations) Act 2009* (the RO Act) requires the rules of organisations (and branches of organisations) to require 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 should be provided for in your organisation's rules.

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-Queensland Hotels Association 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. I have attached a template notification of changes which may assist you. If any change does not apply until a specific date, you don't 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.

Regards

Carolyn Moloney  
Regulatory Compliance Branch



**NOTIFICATION OF CHANGES TO RECORDS (Changes to Records in the Annual Return) required to be kept in accordance with section 230 *Fair Work (Registered Organisations) Act 2009* and regulation 147 *Fair Work (Registered Organisations) Regulations 2009***

I, [NAME], being the [OFFICER] of the [ORGANISATION NAME], declare the following:

1. I am authorised to make this declaration.
2. The following is a correct statement of the changes made to the information contained in the records required to be kept by the organisation in accordance with s.230(1)(b), (c), and (d) of the *Fair Work (Registered Organisations) Act 2009*:

[delete all that do not apply]

- On [DATE] the address of the organisation changed to [STREET ADDRESS].<sup>1</sup>
- On [DATE] the name and/or address of a branch[es] of the organisation changed to:<sup>2</sup>
  1. [include OLD name and address and NEW name and address of every branch that has changed]
  2. ...
- A list of changes to offices and the names, postal addresses and occupations of persons holding those offices is attached to this declaration at Annexure A and forms part of this declaration.
- On [DATE] the following branch[es]:<sup>3</sup>
  - COMMENCED/CEASED operation:
    1. [include name of each new branch]
    2. ...

Signed: [SECRETARY OR OTHER AUTHORISED OFFICER]

Dated: [DATE]

**[PLEASE NOTE: This declaration must be submitted to the Fair Work Commission within 35 days of the change. It can be submitted to [orgs@fwc.gov.au](mailto:orgs@fwc.gov.au).]**

---

<sup>1</sup> s.230(1)(d); reg.147(d)

<sup>2</sup> s.230(1)(d); reg.147(a) & (d)

<sup>3</sup> s.230(1)(d); reg.147(b) & (c)

## ANNEXURE A

- Changes to Offices and Office Holders in the Organisation and its Branches [*insert as many pages as required*]:

*Please note the 35 days begins at the earliest event (for instance when the officer retires) and an organisation may need to notify the events separately if the appointment or election process will take longer than 35 days.*

Branch	Date of Change	Name of Office that has changed	Name of <u>Outgoing</u> Office Holder	Reason for change	Name of <u>New</u> Office Holder	Postal Address of <u>New</u> Office Holder (for privacy reasons, we recommend NOT a private address)	Occupation of <u>New</u> Office Holder
<i>National</i>	<i>1.1.2014</i>	<i>Secretary</i>	<i>Full Name</i>	<i>Retiring</i>	<i>Full Name</i>	<i>c/- the Registered Organisation, postal address of Registered Organisation</i>	<i>Paid official</i>
	<i>25.12.2013</i>	<i>President</i>	<i>vacant</i>	<i>Scheduled Election</i>	<i>Full Name</i>	<i>As above</i>	<i>mechanic</i>
...							
<i>NSW</i>	<i>1.1.2014 (resigned) 7.1.2014 (appointed)</i>	<i>President</i>	<i>Full Name</i>	<i>Resignation</i>	<i>Full Name</i>	<i>c/- the Branch, postal address of the Branch</i>	<i>mechanic</i>
		<i>Committee of Management Member</i>	<i>Full Name</i>	<i>Scheduled Election</i>	<i>Full Name</i>	<i>As above</i>	<i>mechanic</i>
		<i>Treasurer</i>	<i>Full Name</i>	<i>Scheduled Election</i>	<i>vacant</i>	<i>vacant</i>	<i>vacant</i>
...							



**Reference:** AQ6AR

Mr Thomas Harrington McGuire  
President  
Queensland Hotels Association  
GPO Box 343  
BRISBANE QLD 4001

Att: Mr Justin O'Connor CEO

Dear Mr McGuire

**Australian Hotels Association  
Qld State & Zone Elections – Contested Northern and Southern Zone General Committees  
E2015/182**

I refer to the arrangements for me to conduct an election for various positions in your Organisation. Ballots have been completed in the Divisions where positions were contested. The Declaration for contested offices is attached.

The election will now move to the next stage of Zone General Committee Officers.

Yours sincerely



Anthea Featherstone  
Returning Officer

23 March 2016

# Australian Hotels Association Qld State & Zone Elections

## Declaration of Results - Contested Offices

E2015/182

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:

---

#### **Townsville (1)**

Total number of persons on the roll of voters	45
Ballot papers issued	45
Replacement ballot papers issued	0
TOTAL BALLOT PAPERS ISSUED	45
Ballot papers/envelopes returned for scrutiny	6
Less ballot papers/envelopes rejected at preliminary scrutiny	6
TOTAL BALLOT PAPERS ADMITTED TO SCRUTINY	0
Ballot papers returned as unclaimed mail	0
Ballot papers not returned	39

<u>Candidates</u>	<u>Votes</u>
SMITH, Martin – The Sun Hotel	0
GRIFFITHS, Andrew – Royal Hotel Townsville	0

The election was a tie. Under the rules of the organisation, a draw by lot was conducted. Andrew GRIFFITHS – Royal Hotel Townsville was excluded in the draw.

I declare Martin SMITH – The Sun Hotel elected.

---

#### Southern Zone General Committee

Representative(s) from Divisional Management Committee of:

---

#### **Gold Coast (1)**

Total number of persons on the roll of voters	75
Ballot papers issued	75
Replacement ballot papers issued	0
TOTAL BALLOT PAPERS ISSUED	75
Ballot papers/envelopes returned for scrutiny	14
Less ballot papers/envelopes rejected at preliminary scrutiny	13
TOTAL BALLOT PAPERS ADMITTED TO SCRUTINY	0
Ballot papers returned as unclaimed mail	0
Ballot papers not returned	61

<u>Candidates</u>	<u>Votes</u>
CONDON, Tony – Currumbin Creek Tavern	1
COOREY, Matthew – The Boardwalk Tavern	0

I declare Tony CONDON – Currumbin Creek Tavern elected.

**Brisbane Accommodation Hotels (1)**

Total number of persons on the roll of voters	62
Ballot papers issued	62
Replacement ballot papers issued	0
TOTAL BALLOT PAPERS ISSUED	62
Ballot papers/envelopes returned for scrutiny	19
Less ballot papers/envelopes rejected at preliminary scrutiny	19
TOTAL BALLOT PAPERS ADMITTED TO SCRUTINY	0
Ballot papers returned as unclaimed mail	0
Ballot papers not returned	45

<u>Candidates</u>	<u>Votes</u>
DOUGLAS, John – Brisbane Marriott Hotel	0
SAVOFF, Peter – Emporium Hotel	0

The election was a tie. Under the rules of the organisation, a draw by lot was conducted. Peter SAVOFF – Emporium Hotel was excluded in the draw.

I declare John DOUGLAS – Brisbane Marriott Hotel elected.

Anthea Featherstone  
Returning Officer

23 March 2016



11 March 2016

Mr Thomas H. McGuire  
President  
Australian Hotels Association-Queensland Hotels Association  
Email: info@qha.org.au

Dear Mr McGuire,

**Reminder of actions required when persons elected to office**

The Australian Electoral Commission has provided the Commission a declaration of results for the election [E2015/182]. This letter is a reminder of certain obligations imposed on organisations and persons elected to office.

Section 154D(1) of the *Fair Work (Registered Organisations) Act 2009* (the RO Act) requires the rules of organisations (and branches of organisations) to require 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 should be provided for in your organisation's rules.

Also, section 233(2) of the RO Act requires that an organisation must notify the Fair Work Commission (the Commission) within 35 days of any changes to the holders of office in the organisation. If the election has resulted in any changes to the holders of office, the Australian Hotels Association-Queensland Hotels Association 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. I have attached a template notification of changes which may assist you. If any change does not apply until a specific date, you don't 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.

Regards  
Michael Moutevelis  
Regulatory Compliance Branch

**NOTIFICATION OF CHANGES TO RECORDS (Changes to Records in the Annual Return) required to be kept in accordance with section 230 *Fair Work (Registered Organisations) Act 2009* and regulation 147 *Fair Work (Registered Organisations) Regulations 2009***

I, [NAME], being the [OFFICER] of the [ORGANISATION NAME], declare the following:

1. I am authorised to make this declaration.
2. The following is a correct statement of the changes made to the information contained in the records required to be kept by the organisation in accordance with s.230(1)(b), (c), and (d) of the *Fair Work (Registered Organisations) Act 2009*:

[delete all that do not apply]

- On [DATE] the address of the organisation changed to [STREET ADDRESS].<sup>1</sup>
- On [DATE] the name and/or address of a branch[es] of the organisation changed to:<sup>2</sup>
  1. [include OLD name and address and NEW name and address of every branch that has changed]
  2. ...
- A list of changes to offices and the names, postal addresses and occupations of persons holding those offices is attached to this declaration at Annexure A and forms part of this declaration.
- On [DATE] the following branch[es]:<sup>3</sup>
  - COMMENCED/CEASED operation:
    1. [include name of each new branch]
    2. ...

Signed: [SECRETARY OR OTHER AUTHORISED OFFICER]

Dated: [DATE]

**[PLEASE NOTE: This declaration must be submitted to the Fair Work Commission within 35 days of the change. It can be submitted to [orgs@fwc.gov.au](mailto:orgs@fwc.gov.au).]**

---

<sup>1</sup> s.230(1)(d); reg.147(d)

<sup>2</sup> s.230(1)(d); reg.147(a) & (d)

<sup>3</sup> s.230(1)(d); reg.147(b) & (c)

## ANNEXURE A

- Changes to Offices and Office Holders in the Organisation and its Branches [*insert as many pages as required*]:

*Please note the 35 days begins at the earliest event (for instance when the officer retires) and an organisation may need to notify the events separately if the appointment or election process will take longer than 35 days.*

Branch	Date of Change	Name of Office that has changed	Name of <u>Outgoing</u> Office Holder	Reason for change	Name of <u>New</u> Office Holder	Postal Address of <u>New</u> Office Holder (for privacy reasons, we recommend NOT a private address)	Occupation of <u>New</u> Office Holder
<i>National</i>	<i>1.1.2014</i>	<i>Secretary</i>	<i>Full Name</i>	<i>Retiring</i>	<i>Full Name</i>	<i>c/- the Registered Organisation, postal address of Registered Organisation</i>	<i>Paid official</i>
	<i>25.12.2013</i>	<i>President</i>	<i>vacant</i>	<i>Scheduled Election</i>	<i>Full Name</i>	<i>As above</i>	<i>mechanic</i>
...							
<i>NSW</i>	<i>1.1.2014 (resigned) 7.1.2014 (appointed)</i>	<i>President</i>	<i>Full Name</i>	<i>Resignation</i>	<i>Full Name</i>	<i>c/- the Branch, postal address of the Branch</i>	<i>mechanic</i>
		<i>Committee of Management Member</i>	<i>Full Name</i>	<i>Scheduled Election</i>	<i>Full Name</i>	<i>As above</i>	<i>mechanic</i>
		<i>Treasurer</i>	<i>Full Name</i>	<i>Scheduled Election</i>	<i>vacant</i>	<i>vacant</i>	<i>vacant</i>
...							



**svc-adlib5**

---

**From:** Anthea Featherstone <Anthea.Featherstone@aec.gov.au>  
**Sent:** Thursday, 10 March 2016 4:38 PM  
**To:** Orgs  
**Subject:** AHA QHA Divisional Management Committee & Zone General Committee + National Accommodation Hotels Division E2015/182. [SEC=UNCLASSIFIED]  
**Attachments:** Dec Ltr Uncon\_ Tier 1\_2.pdf; Dec\_Uncon\_Tier 1\_2.pdf  
**Categories:** RIA

**UNCLASSIFIED**

Dear FWC,

Please find attached declaration of results for AHA QHA Divisional Management Committee & Zone General Committee + National Accommodation Hotels Division E2015/182.

Kind regards,

**Anthea Featherstone | Coordinator**  
**Industrial and Commercial Elections QLD**  
North Lakes Area Office | QLD  
Australian Electoral Commission  
T: (07) 3049 2105 | M: 0401 140 672 | F: (07) 3049 2120



**AEC**

Australian Electoral Commission

Make sure you're **enrolled to vote.**

Visit [www.aec.gov.au](http://www.aec.gov.au)

**UNCLASSIFIED**

DISCLAIMER:

If you have received this transmission in error please notify us immediately by return email and delete all copies. If this email or any attachments have been sent to you in error, that error does not constitute waiver of any confidentiality, privilege or copyright in respect of information in the email or attachments.



**Reference:** AQ6AR

The Secretary  
Australian Hotels Association  
Queensland Branch  
Level 14, 270 Adelaide St  
BRISBANE QLD 4000

Dear Secretary,

**Australian Hotels Association  
AHA QHA Divisional Management Committee & Zone General Committee +National  
Accommodation Hotels Division E2015/182**

The declaration of the election for uncontested offices is attached.

The Zone General Committee election is not yet complete.

Yours sincerely



Anthea Featherstone  
Returning Officer

10 March 2016

cc all candidates

**- Australian Hotels Association  
AHA QHA Divisional Management Committee & Zone  
General Committee +National Accommodation Hotels  
Division E2015/182**

## **Declaration of Results for Uncontested Offices**

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**

#### **Chairman - Atherton Tablelands - DMC**

Candidates

No nomination was received

#### **Senior Vice-Chairman - Atherton Tablelands DMC**

Candidates

No nomination was received

#### **Vice-Chairman - Atherton Tablelands DMC**

Candidates

No nomination was received

#### **Secretary/Treasurer - Atherton Tablelands DMC**

Candidates

No nomination was received

#### **Trustee (2) - Atherton Tablelands DMC (2)**

Candidates

No nominations were received

#### **Ordinary Committee Member (3) - Atherton Tablelands DMC (3)**

Candidates

No nominations were received

**Chairman - Bowen DMC**

Candidates

HARKFOORT, Albert – DENISON HOTEL

**Senior Vice-Chairman - Bowen DMC**

Candidates

No nomination was received

**Vice-Chairman - Bowen DMC**

Candidates

No nomination was received

**Secretary/Treasurer - Bowen DMC**

Candidates

No nomination was received

**Trustee (2) - Bowen DMC (2)**

Candidates

No nominations were received

**Ordinary Committee Member (3) - Bowen DMC (3)**

Candidates

No nominations were received

**Chairman - Cairns DMC**

Candidates

BRITAIN, Peter – CROWN HOTEL CAIRNS

**Senior Vice-Chairman - Cairns DMC**

Candidates

No nomination was received

**Vice-Chairman - Cairns DMC**

Candidates

No nomination was received

**Secretary/Treasurer - Cairns DMC**

Candidates

No nomination was received

**Trustee (2) - Cairns DMC (2)**

Candidates

No nominations were received

**Ordinary Committee Member (3) - Cairns DMC (3)**

Candidates

No nominations were received

**Chairman - Innisfail DMC**

Candidates

No nomination was received

**Senior Vice-Chairman - Innisfail DMC**

Candidates

No nomination was received

**Vice-Chairman - Innisfail DMC**

Candidates

No nomination was received

### **Secretary/Treasurer - Innisfail DMC**

#### Candidates

No nomination was received

### **Trustee (2) - Innisfail DMC (2)**

#### Candidates

No nominations were received

### **Ordinary Committee Member (3) - Innisfail DMC (3)**

#### Candidates

No nominations were received

### **Chairman - Mackay DMC**

#### Candidates

No nomination was received

### **Senior Vice-Chairman - Mackay DMC**

#### Candidates

No nomination was received

### **Vice-Chairman - Mackay DMC**

#### Candidates

No nomination was received

### **Secretary/Treasurer - Mackay DMC**

#### Candidates

No nomination was received

### **Trustee (2) - Mackay DMC (2)**

#### Candidates

No nominations were received

**Ordinary Committee Member (3) - Mackay DMC (3)**

Candidates

No nominations were received

**Chairman - Townsville DMC**

Candidates

SMITH, Martin THE SUN HOTEL TOWNSVILLE

**Senior Vice-Chairman - Townsville DMC**

Candidates

GRIFFITHS, Andrew – ROYAL HOTEL

**Vice-Chairman - Townsville DMC**

Candidates

No nomination was received

**Secretary/Treasurer - Townsville DMC**

Candidates

No nomination was received

**Trustee (2) - Townsville DMC (2)**

Candidates

No nominations were received

**Ordinary Committee Member (3) - Townsville DMC (3)**

Candidates

No nominations were received

**Chairman - Accommodation Hotels DMC**

Candidates

O'DONNELL, Dominic – SHANGRI-LA HOTEL THE MARINA CAIRNS

**Senior Vice-Chairman - Accommodation Hotels DMC**

Candidates

No nomination was received

**Vice-Chairman - Accommodation Hotels DMC**

Candidates

No nomination was received

**Secretary/Treasurer - Accommodation Hotels DMC**

Candidates

No nomination was received

**Trustee (2) - Accommodation Hotels DMC (2)**

Candidates

No nominations were received

**Ordinary Committee Member (3) - Accommodation Hotels DMC (3)**

Candidates

No nominations were received

**Chairman - Brisbane North DMC**

Candidates

No nomination was received

**Senior Vice-Chairman - Brisbane North DMC**

Candidates

No nomination was received

**Vice-Chairman - Brisbane North DMC**



Candidates

No nomination was received

**Secretary/Treasurer - Brisbane North DMC**

Candidates

No nomination was received

**Trustee (2) - Brisbane North DMC (2)**

Candidates

No nominations were received

**Ordinary Committee Member (3) - Brisbane North DMC (3)**

Candidates

CONDON, Chris – QUEEN'S ARMS HOTEL  
FARQUHAR, Ross – THE CAXTON HOTEL  
No further nomination was accepted

**Chairman - Brisbane South DMC**

Candidates

MCGUIRE, Thomas Harrington – COLMSLIE HOTEL

**Senior Vice-Chairman - Brisbane South DMC**

Candidates

DEERY, Richard – STORY BRIDGE HOTEL

**Vice-Chairman - Brisbane South DMC**

Candidates

HOGAN, Scott – HOGAN'S WELLINGTON POINT HOTEL

**Secretary/Treasurer - Brisbane South DMC**

Candidates

No nomination was received

**Trustee (2) - Brisbane South DMC (2)**

Candidates

No nominations were received

**Ordinary Committee Member (3) - Brisbane South DMC (3)**

Candidates

MCDONALD, Stuart (Sandy) – MANLY HOTEL  
No further nominations were accepted

**Chairman - South West Queensland DMC**

Candidates

No nomination was received

**Senior Vice-Chairman - South West Queensland DMC**

Candidates

No nomination was received

**Vice-Chairman - South West Queensland DMC**

Candidates

No nomination was received

**Secretary/Treasurer - South West Queensland DMC**

Candidates

No nomination was received

**Trustee (2) - South West Queensland DMC (2)**

Candidates

No nominations were received

**Ordinary Committee Member (3) - South West Queensland DMC (3)**

Candidates

No nominations were received

**Chairman - Bundaberg DMC**

Candidates

No nomination was received

**Senior Vice-Chairman - Bundaberg DMC**

Candidates

No nomination was received

**Vice-Chairman - Bundaberg DMC**

Candidates

No nomination was received

**Secretary/Treasurer - Bundaberg DMC**

Candidates

No nomination was received

**Trustee (2) - Bundaberg DMC (2)**

Candidates

No nominations were received

**Ordinary Committee Member (3) - Bundaberg DMC (3)**

Candidates

No nominations were received

**Chairman - Central DMC**

Candidates

CORDWELL, Will – ASCOT HOTEL ROCKHAMPTON

**Senior Vice-Chairman - Central DMC**

Candidates

No nomination was received

**Vice-Chairman - Central DMC**

Candidates

No nomination was received

**Secretary/Treasurer - Central DMC**

Candidates

No nomination was received

**Trustee (2) - Central DMC (2)**

Candidates

No nominations were received

**Ordinary Committee Member (3) - Central DMC (3)**

Candidates

No nominations were received

**Chairman - Dalby DMC**

Candidates

No nomination was received

**Senior Vice-Chairman - Dalby DMC**

Candidates

No nomination was received

**Vice-Chairman - Dalby DMC**

Candidates

No nomination was received

**Secretary/Treasurer - Dalby DMC**

Candidates

No nomination was received

**Trustee (2) - Dalby DMC (2)**

Candidates

No nominations were received

**Ordinary Committee Member (3) - Dalby DMC (3)**

Candidates

No nominations were received

**Chairman - Gold Coast DMC**

Candidates

CONDON, Tony – CURRUMBIN CREEK TAVERN

**Senior Vice-Chairman - Gold Coast DMC**

Candidates

COOREY, Matthew – THE BOARDWALK TAVERN

**Vice-Chairman - Gold Coast DMC**

Candidates

No nomination was received

**Secretary/Treasurer - Gold Coast DMC**

Candidates

No nomination was received

**Trustee (2) - Gold Coast DMC (2)**

Candidates

No nominations were received

**Ordinary Committee Member (3) - Gold Coast DMC (3)**

Candidates

No nominations were received

**Chairman - Gympie DMC**

Candidates

No nomination was received

**Senior Vice-Chairman - Gympie DMC**

Candidates

No nomination was received

**Vice-Chairman - Gympie DMC**

Candidates

No nomination was received

**Secretary/Treasurer - Gympie DMC**

Candidates

No nomination was received

**Trustee (2) - Gympie DMC (2)**

Candidates

No nominations were received

**Ordinary Committee Member (3) - Gympie DMC (3)**

Candidates

No nominations were received

### **Chairman - Ipswich DMC**

#### Candidates

CLARKE, Stephen – RACEHORSE HOTEL BOOVAL

### **Senior Vice-Chairman - Ipswich DMC**

#### Candidates

JOHNSON, Colin Clive – PRINCE ALFRED HOTEL

### **Vice-Chairman - Ipswich DMC**

#### Candidates

No nomination was received

### **Secretary/Treasurer - Ipswich DMC**

#### Candidates

No nomination was received

### **Trustee (2) - Ipswich DMC (2)**

#### Candidates

No nominations were received

### **Ordinary Committee Member (3) - Ipswich DMC (3)**

#### Candidates

No nominations were received

### **Chairman - Maryborough DMC**

#### Candidates

CARTER, Darren – TORQUAY HOTEL

### **Senior Vice-Chairman - Maryborough DMC**

#### Candidates

No nomination was received

### **Vice-Chairman - Maryborough DMC**

#### Candidates

No nomination was received

### **Secretary/Treasurer - Maryborough DMC**

#### Candidates

No nomination was received

### **Trustee (2) - Maryborough DMC (2)**

#### Candidates

No nominations were received

### **Ordinary Committee Member (3) - Maryborough DMC (3)**

#### Candidates

CARTER, Darren – TORQUAY HOTEL

No further nominations were accepted

### **Chairman - Sunshine Coast DMC**

#### Candidates

MORROW, Terry – LANDSBOROUGH HOTEL

### **Senior Vice-Chairman - Sunshine Coast DMC**

#### Candidates

ARMSTRONG, Scott Donald – BRIGHTWATER TAVERN

### **Vice-Chairman - Sunshine Coast DMC**

#### Candidates

No nomination was received

### **Secretary/Treasurer - Sunshine Coast DMC**



Candidates

No nomination was received

**Trustee (2) - Sunshine Coast DMC (2)**

Candidates

No nominations were received

**Ordinary Committee Member (3) - Sunshine Coast DMC (3)**

Candidates

No nominations were received

**Chairman - Burnett DMC**

Candidates

No nomination was received

**Senior Vice-Chairman - Burnett DMC**

Candidates

No nomination was received

**Vice-Chairman - Burnett DMC**

Candidates

No nomination was received

**Secretary/Treasurer - Burnett DMC**

Candidates

No nomination was received

**Trustee (2) - Burnett DMC (2)**

Candidates

No nominations were received

**Ordinary Committee Member (3) - Burnett DMC (3)**

Candidates

No nominations were received

**Chairman - Toowoomba DMC**

Candidates

FITZGIBBONS, Brad – FITZY'S TOOWOOMBA

**Senior Vice-Chairman - Toowoomba DMC**

Candidates

BOWLY, Richard William – SOUTHERN HOTEL

**Vice-Chairman - Toowoomba DMC**

Candidates

No nomination was received

**Secretary/Treasurer - Toowoomba DMC**

Candidates

No nomination was received

**Trustee (2) - Toowoomba DMC (2)**

Candidates

No nominations were received

**Ordinary Committee Member (3) - Toowoomba DMC (3)**

Candidates

No nominations were received

**Chairman - Warwick DMC**

Candidates

WATT, Garry – WARWICK HOTEL

**Senior Vice-Chairman - Warwick DMC**

Candidates

No nomination was received

**Vice-Chairman - Warwick DMC**

Candidates

No nomination was received

**Secretary/Treasurer - Warwick DMC**

Candidates

No nomination was received

**Trustee (2) - Warwick DMC (2)**

Candidates

No nominations were received

**Ordinary Committee Member (3) - Warwick DMC (3)**

Candidates

No nominations were received

**Chairman - Brisbane Accommodation Hotels DMC**

Candidates

SAVOFF, Peter – EMPORIUM HOTEL

**Senior Vice-Chairman - Brisbane Accommodation Hotels DMC**

Candidates

No nomination was received

**Vice-Chairman - Brisbane Accommodation Hotels DMC**

Candidates

DOUGLAS, John – BRISBANE MARRIOTT HOTEL

**Secretary/Treasurer - Brisbane Accommodation Hotels DMC**

Candidates

No nomination was received

**Trustee (2) - Brisbane Accommodation Hotels DMC (2)**

Candidates

No nominations were received

**Ordinary Committee Member (3) - Brisbane Accommodation Hotels DMC (3)**

Candidates

No nominations were received

**Chairman - Gold Coast Accommodation Hotels DMC**

Candidates

YARED, Peter – HOTEL GRAND CHANCELLOR SURFERS PARADISE

**Senior Vice-Chairman - Gold Coast Accommodation Hotels DMC**

Candidates

No nomination was received

**Vice-Chairman - Gold Coast Accommodation Hotels DMC**

Candidates

No nomination was received

**Secretary/Treasurer - Gold Coast Accommodation Hotels DMC**

Candidates

No nomination was received

**Trustee (2) - Gold Coast Accommodation Hotels DMC (2)**

Candidates

No nominations were received

**Ordinary Committee Member (3) - Gold Coast Accommodation Hotels DMC (3)**

Candidates

No nominations were received

**Qld Accommodation Hotel Division**

**Accommodation Hotels Division Representative (Northern Zone) to National Accommodation Hotels Div**

Candidates

No nomination was received

**Accommodation Hotels Division Representative (Southern Zone) to National Accommodation Hotels Div**

Candidates

No nomination was received

**Northern Zone**

**Atherton Tablelands NZGC Rep**

Candidates

No nomination was received

**Bowen NZGC Rep**

Candidates

HAKFOORT, Albert – DENISON HOTEL

**Cairns NZGC Rep**

Candidates

BRITAIN, Peter – CROWN HOTEL CAIRNS

**Innisfail NZGC Rep**

Candidates

No nomination was received

**Mackay NZGC Rep**

Candidates

No nomination was received

**Accommodation Hotels NZGC Rep**

Candidates

O'DONNELL, Dominic – SHANGRI-LA HOTEL THE MARINA CAIRNS

**Southern Zone**

**Brisbane North SZGC Representative (9) (9)**

Candidates

No nominations were received

**Brisbane South SZGC Representative (9) (9)**

Candidates

DEERY, Richard – STORY BRIDGE HOTEL  
HOGAN, Scott – HOGAN'S WELLINGTON POINT HOTEL  
MCGUIRE, Thomas Harrington – THE COLMSLIE HOTEL  
No further nominations were accepted

**South West Queensland SZGC Representative**

Candidates

No nomination was received

**Bundaberg SZGC Representative**

Candidates

No nomination was received

**Central SZGC Representative (8) (8)**

### Candidates

CORDWELL, William – ASCOT HOTEL ROCKHAMPTON  
No further nominations were accepted

### **Dalby SZGC Representative**

#### Candidates

No nomination was received

### **Gympie SZGC Representative**

#### Candidates

No nomination was received

### **Ipswich SZGC Representative (2) (2)**

#### Candidates

CLARKE, Stephen – RACEHORSE HOTEL  
JOHNSON, Colin Clive – PRINCE ALFRED HOTEL

### **Maryborough SZGC Representative**

#### Candidates

CARTER, Darren – TORQUAY HOTEL

### **Sunshine Coast SZGC Representative (2) (2)**

#### Candidates

ARMSTRONG, Scott Donald – BRIGHTWATER TAVERN  
MORROW, Terry – LANDSBOROUGH HOTEL

### **Burnett SZGC Representative**

#### Candidates

No nomination was received

### **Toowoomba SZGC Representative (2) (2)**

#### Candidates

BOWLY, Richard William – SOUTHERN HOTEL  
FITZGIBBONS, Brad – FITZY'S TOOWOOMBA

**Warwick SZGC Representative**

Candidates

WATT, Garry – WARWICK HOTEL

**Gold Coast Accommodation Hotels SZGC Representative**

Candidates

YARED, Peter – HOTEL GRAND CHANCELLOR SURFERS PARADISE

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



Anthea Featherstone  
Returning Officer

10 March 2016





# Copy of Signed Decision

**Title of Matter:** Application/Notification by Australian Hotels Association - Queensland Hotels Association  
**Section:** s.189(1) RO Act - Notification of elections for office  
**Subject:** Divisional Management Committees; Zone General Committees; Zone General Committee Officers; Elections of State Board Delegates and State Board Officers; Branch Delegates to the Australian Hotels Association National Board; Branch Delegates to the Australian Hotels Association National; Accommodation Hotels Division National Board  
**Matter Number(s):** E2015/182

Dear Australian Electoral Commissioner via the Electoral Officer

Under subsection 189 of the *Fair Work (Registered Organisations) Act 2009*, please arrange for the conduct of the above election.

A copy of the Delegate's decision is attached for your information.

The relevant rulebook can be accessed via the Fair Work Commission's [website](#).

**Contact:** Mr Thomas McGuire of the organisation, as per the prescribed information.

Please send the declaration(s) and post election report to the Fair Work Commission at [orgs@fwc.gov.au](mailto:orgs@fwc.gov.au).

**Inquiries:**

Any inquiries relating to this matter are to be directed to Carolyn Moloney through [orgs@fwc.gov.au](mailto:orgs@fwc.gov.au).

**5 JANUARY 2016**



# DECISION

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

## **Australian Hotels Association** (E2015/182)

MR ENRIGHT

MELBOURNE, 5 JANUARY 2016

*Arrangement for conduct of election.*

[1] On 2 December 2015 the Queensland Branch (the Branch) of the Australian Hotels Association (the organisation) lodged with the Fair Work Commission (the Commission) the prescribed information in relation to an election for the following offices:

### State Board

President	(1)
Senior Vice-President	(1)
Vice-President	(3)
Secretary / Treasurer	(1)
Trustee	(2)
Delegates to State Board representing the following Zones:	
Northern Zone	(6)
Southern Zone	(14)
National Board Delegate (in addition to ex-officio Branch President	(4)
Representative to National Accommodation Hotels Division Board	(2)

### Northern Zone General Committee

Chairman	(1)
Senior Vice-Chairman	(1)
Vice-Chairman	(2)
Secretary / Treasurer	(1)
Trustee	(2)
Zone General Committee Representatives from each of the following Divisions:	
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 General Committee

Chairman (1)  
Senior Vice-Chairman (1)  
Vice-Chairman (2)  
Secretary / Treasurer (1)  
Trustee (2)  
Zone General Committee Representatives from each of the following Divisions:  
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)

Divisional Management Committees

Chairman (1)  
Senior Vice-Chairman (1)  
Vice-Chairman (1)  
Secretary / Treasurer (1)  
Trustee (2)  
Ordinary Committee Members (3)

Each of the above offices for each of the following Divisions:

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

[2] Previously, on 6 November 2015 the Commission had contacted the Branch and requested prescribed information for the current election to be lodged as soon as possible. The Commission had advised that the election was overdue under the rules of the Branch and that the Branch was therefore in breach of s.189 of the *Fair Work (Registered Organisations) Act 2009* (the Act). The prescribed information was lodged by the Branch within a month of that advice, on 2 December 2015.

[3] On 18 December 2015 the Commission contacted the Branch to request the lodgement of a written request for extension of time for lodgement of the prescribed information in accordance with s.189(2) of the Act.

[4] On 21 December 2015 the Branch President, Mr Thomas McGuire, lodged the request for extension of time. Mr McGuire stated that the reason the prescribed information was not lodged within the timeframe provided in the Branch rules was that the Branch had intended that the election would coincide with the nominal expiry of the two year terms of office, which are due to expire in August 2016.

[5] In considering the request for extension of time and the reasons provided, I also note the lengthiness of the approval process of the previous biennial election in E2013/140, whereby the decision was issued by the Commission some nine months after the prescribed information was lodged by the Branch. The election in E2013/140 was not finalised until August 2014 and these incremental delays have impacted the Branch's election timeline.

[6] In the circumstances, I accept that the Branch has demonstrated good faith in relation to the request for an election of the majority of the Branch offices, which have two year terms of offices. The prescribed information was lodged later than the dates specified in the rules due to the Branch's contemplation of the current two-year terms of office and the impact of previous election delays. Nevertheless, regulation 138(3) provides that prescribed information for elections is to be lodged 2 months before the day when a person may become a candidate in the election, under the rules of the organisation or branch. I therefore urge the Branch to lodge future prescribed information for elections in accordance with the requirements of the Act and Regulations, with reference to the timelines set out in the Branch rules.

[7] I now turn my mind to the offices that are required to be elected annually under the rules of the Branch. Sub-rules 50(e) and 51(b) of the Branch rules provide that arrangements for an election for the Zone Committee Officers and Representatives to Zone Committees for

the Northern and Southern Zones are required to be elected annually. I note that the prescribed information for these offices was not lodged by the Branch in 2014. Hence, the required annual election for Zone Committee Officers and Representatives to Zone Committees has not occurred since the election in E2013/140.

**[8]** Subsection 182(1) of the Act 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 183 of the Act. No exemption has been granted in relation to the abovementioned offices. I therefore advise the Branch that its failure to lodge prescribed information in relation to an election for the abovenamed offices in 2014 constituted a contravention of s 189(2) of the Act which is a civil penalty provision and may potentially be the subject of an application by the Commission for orders in the Federal Court.

**[9]** In this regard I have taken into consideration the fact that, in election matter E2013/140, the Branch had expressed a concern that it could not attract sufficient numbers of nominations to fill these offices under the current rules. For this reason, staff of the Commission had spent a considerable amount of time prior to the election in E2013/140 in providing advice and assistance to the Branch, on the understanding that the Branch would remedy its election difficulties by undertaking a rule alteration process. This rule alteration process could not take place until the Branch had current office holders to endorse a resolution to alter the rules, and as stated above, the Branch's elections were overdue.

**[10]** The Branch President, Mr Thomas McGuire, made the following statement in relation to the election in E2013/140, in correspondence dated 12 November 2013:

“the proposed election is intended as a precursor to the approval of new rules for the branch... 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... then to act to approve the revised and simplified Branch Rules”.

The declaration of results in E2013/140 indicates that from 25 July 2014 the Branch had more than a sufficient number of officers of the State Board to pass a resolution to alter its rules in accordance with the quorum requirements specified in rule 19(c) of its rules. Nevertheless, to date, the notification for that rule alteration has not been lodged with the Commission. It therefore appears to me that the Branch has not taken steps to alleviate the previously perceived issues with its elections in relation to the Zone Committee Officers and Representatives to Zone Committees.

**[11]** It is the responsibility of the Branch to be proactive in ensuring that its rules provide for efficient administrative processes, within the confines of the requirements of the Act. Moreover, it is the responsibility of the Branch, and my full expectation, that the Branch abides by its current rules.

**[12]** In all of the circumstances, pursuant to s.189(2) of the Act, I grant the extension of time for lodgement of the prescribed information, up until the date of lodgement, in relation to the offices that have two year terms of office under the rules of the Branch. However, I decline to grant an extension of time in respect of the lodgement of the prescribed information for the Zone Committee Officers and Representatives to Zone Committees, which have one year terms of office under the rules of the Branch.

[13] It is my full expectation that the Branch will take steps to ensure that it voluntarily complies with its election requirements for future elections. Such steps include the holding of both annual and biennial elections in accordance with the timelines provided in the Branch rules.

[14] As I have indicated above, the failure by the Branch to lodge prescribed information in these circumstances amounts to a contravention of s 189(2) of the Act rendering the Branch liable to a civil penalty if proceedings are brought by the Commission in the Federal Court. However, the fact that the Branch previously failed to lodge prescribed information in relation to the Zone Committee Officers and Representatives to Zone Committees does not obviate the need for the conduct of the current Branch election, and I do not propose to frustrate the democratic function of the Organisation and the Branch.

[15] 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 GENERAL MANAGER

Printed by authority of the Commonwealth Government Printer  
<Price code A, PR575719>



## Copy of Signed Decision

**Title of Matter:** Application/Notification by Australian Hotels Association - Queensland Hotels Association

**Section:** s.189(1) RO Act - Notification of elections for office

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

**Matter Number(s):** E2015/182

A copy of the Delegate's election decision in relation to the above matter is attached for your information.

**Please note:** Section 233(2) of the *Fair Work (Registered Organisations) Act 2009* requires details of changes to an organisation's records be declared to the Fair Work Commission. This includes changes resulting from the conduct of elections. Changes must be declared within 35 days of their occurrence.

### Inquiries:

Any inquiries relating to this are to be directed to Carolyn Moloney  
Phone: 02 8374 6510, email: [carolyn.moloney@fwc.gov.au](mailto:carolyn.moloney@fwc.gov.au), Fax: 02 9380 6990.

**5 JANUARY 2016**

20 December 2015

Mr Chris Enright  
Delegate of the General Manager  
Fair Work Commission  
GPO Box 1994  
MELBOURNE VIC 3001

E: [orgs@fwc.gov.au](mailto:orgs@fwc.gov.au)

Dear Mr Enright,

**Subject: Request for extension of time to submit Prescribed Information for elections for the Australian Hotels Association (Queensland Branch) – E2014/258**

I refer to my earlier correspondence of 1 December 2015 in relation to the submission of Prescribed Information for elections now due within the Queensland Branch of the Australian Hotels Association.

It has been brought to my attention by officers of the Fair Work Commission that the submission of the material was made after the date that the request for elections was due under the provisions of Rule 10(f) of the registered rules of the Branch. I apologise for this oversight, and herein seek an extension of the time for submitting the application for elections such that they may be held as soon as possible.

The reason for this administrative oversight is that the Branch had been (incorrectly) working back from the dates of Branch elections held in 2014 at which officers of the State Board were declared elected on 18 August 2014. Given that the term of elections/appointment under the Rules is for two years, the Branch had been working towards a timeline aimed at ensuring that due elections were finalized by August 2016. This was incorrect and, should an extension of the current application be granted, measures will be put in place to amend the relevant Rule or to ensure that the 1 October timeline specified in the Rules is met in future applications.

Accordingly, the Branch seeks your support in granting an extension of time for submitting the application for elections such that the due tiered elections may be held as soon as possible.

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

Yours sincerely



Tom McGuire  
President, QHA



1 December 2015

Mr Chris Enright  
Delegate of the General Manager  
Fair Work Commission  
GPO Box 1994  
MELBOURNE VIC 3001

E: [orgs@fwc.gov.au](mailto:orgs@fwc.gov.au)

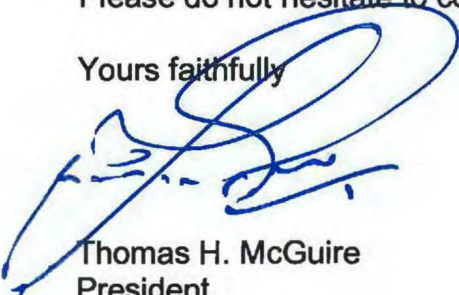
Dear Mr Enright,

**Subject: Request for elections for the Australian Hotels Association  
(Queensland Branch) – E2014/258**

Attached for your consideration please find Prescribed Information in support of a request for elections to be held in 2016 by the Australian Hotels Association (Queensland Branch). Recent elections within the Branch have been overseen by the Australian Electoral Commission Gold Coast Office (Mr Derek O'Beirne) and, should it be approved, the Branch would be pleased to work with this office once again in the conduct of the elections.

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 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 (206 members), and the Southern Zone is required to elect up to 14 Delegates (615 members). These membership figures represent the branch membership figures as at 1 January 2015.

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:

<b>Entity:</b>	<b>Electorate:</b>
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 8 February 2016
Nominations close	Monday 22 February 2016

**Divisional Representatives to QHA Zone General Committees:**

Nominations open	Wednesday 2 March 2016
Nominations close	Monday 14 March 2016

**Zone General Committee Officers:**

Nominations open Monday 28 March 2016  
Nominations close Monday 11 April 2016

**Delegates to the State Board:**

Nominations open Monday 25 April 2016  
Nominations close Monday 9 May 2016

**State Board Officers:**

Nominations open Monday 23 May 2016  
Nominations close Monday 6 June 2016

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

Nominations open Monday 20 June 2016  
Nominations close Monday 4 July 2016

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

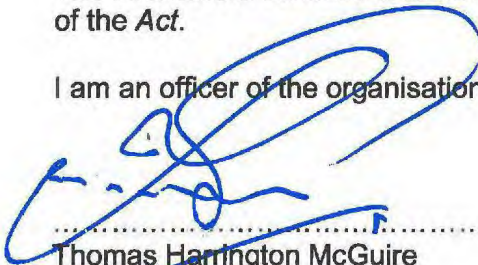
Rule 10 (g) of the Branch Rules provides that the roll of voters for any ballot for any direct voting system election required under (the) rules is to be closed 7 days before the day on which nominations for the election open.

**(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  
30 November 2015



# Copy of Prescribed Information

**Title of Matter:** Application/Notification by Australian Hotels Association-Queensland  
Hotels Association  
**Section:** s.189(1) RO Act - Notification of elections for office  
**Subject:**  
**Matter Number(s):** E2015/182

Attn: Electoral Officer

A copy of the Prescribed Information in relation to the above matter is attached for your information.

The election decision will be forwarded to your office in due course.

## **Inquiries:**

Any inquiries relating to this are to be directed to: [orgs@fwc.gov.au](mailto:orgs@fwc.gov.au).

**2 DECEMBER 2015**