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5 June 2018

Ms. Christine Hibberd
Registered Organisations Commission
GPO Box 2983
MELBOURNE VIC 3001

Dear Ms. Hibberd

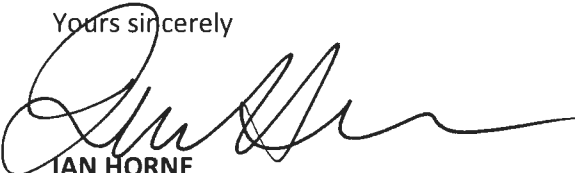
Re: Post Election Report of the Australian Electoral Commission – E2017/225

As requested in your correspondence of 31 May 2018, I attach the following:

- AHA|SA's response to the Australian Electoral Commission re Rule difficult to apply/interpret – National Rule 11 (e)
- Copy of the relevant extract from the Post Election Report.
- Copy of AHA|SA faxstream (Association's publication) sent to all AHA|SA financial members on 4 June advising that:
 - Post Election report is available upon request
 - AHA|SA's response to the AEC relating to National Rule (e)
 - Extract of the section of the report relating to National Rule (e)
- Screen shot of the AHA|SA website where the above documentation has been made available to members.

Please do not hesitate to contact me if anything further is required.

Yours sincerely



IAN HORNE
General Manager

4 June 2018

Mr. Paul Langtry
Returning Officer
Australian Electoral Commission
GPO Box 9867
ADELAIDE SA 5001

Dear Paul

Re: Rules difficult to apply/interpret – National Rule 11 (e)

As per Section 198 of the Fair Work (Registered Organisations) Act 2009 (“the Act”) I provide the following response to the post election report of the AEC relating to National Rule 11(e).

National Rule 11(e) requires that the Returning Officer (AEC) *“shall at least fourteen (14) days prior to the first day of April in each year call for nominations for the Branch’s representation on the National Board to circulate to each of the Branch Committee of Management”*.

In the case of the South Australian Branch this is not possible as the annual election of Branch Officer Bearers, i.e. President, Vice President, Deputy Vice President, Secretary/Treasurer, Executive Committee members and Trustees can only be conducted at the first Committee meeting after the Annual General Meeting (“AGM”).

The South Australian Branch Rules require the AGM to be held no earlier than 1st of April and no later than 31st day of May (SA Branch Rule 14).

Tradition and practice is that the AGM is held on the day before the May Committee of Management meeting (known as the “Council”). It is at this meeting of Council that the elections for Branch Officer bearers is conducted.

It is my understanding there is no universal standard date for the AGM or Branch Council meeting across the AHA branches.

To facilitate the requirements that a National Board delegate be elected after the election of branch officers including the Branch President, the National AHA changed rule 11 (f) to reflect:

11 (f) Nominations for Elections of National Board

Paragraph 2

“Nominations which are not completed as required by this Rule or not received at the registered office of the Branch on or before the first day of April (or such later time as allowed by the Returning Officer) shall be disregarded”.

The words ***(or such later time as allowed by the Returning Officer)*** were ratified by the Fair Work Commission in their decision of 20 December 2011.

Therefore the additional wording in Rule 11 (f) gives the Returning Officer the capacity to change the date to best accommodate the SA Branch requirement to hold its AGM post 1st April but prior to 31st of May.

Please find a copy of that decision attached.

Attached also is the declaration by the National Secretary/Treasurer stating at Item 5 that the purpose of the rule change to 11(f) was ***"to provide the Returning Officer with discretion for extending the time for acceptance of nominations"***.

National Rule 11(f) has been the method that has allowed the Returning Officer to conduct elections for the Branch Delegate to the National Board post the election of Branch Office Bearers which is held after 1st April each year. This has been the case since the elections of 2012.

As a result, we believe that no further amendments are required to accommodate the election of the National Board delegate and that National Rule 11 (f) means that it is not necessary for the Returning Officer to exercise powers under Section 193(b) to remedy a procedural defect as Rule 11 (f) has effectively remedied any difficulty.

Yours sincerely

A handwritten signature in black ink, appearing to read 'Ian Horne', written in a cursive style.

IAN HORNE

General Manager

Rules

Rules used for the election:

National Rules: [024n: Incorporates alterations certified on 20/04/2017 in matters D2016/56 & R2016/145]

Branch Rules: [024N-SA: Incorporates alterations of 25/09/2017 in matter R2017/99]
(replaces 16/06/2016 version)

Rules difficult to apply/interpret: Yes

Module Rule reference (if any): National Rule 11 (e)

This rule states that: "*Such Returning Officer shall at least fourteen (14) days prior to the first day of April in each year call for nominations for the Branch's representatives to the National Board...*". The ROC DECISION and the National Rules indicate that the President is an exofficio Delegate to the National Board. This position is not elected until Stage 2 (Election of Branch Officers including the Branch President) of the election is conducted. The prescribed information for this year's election (and which follows historic practice) is for the Stage 2 Election Process to be conducted on the first Tuesday in May (Tuesday 1 May 2018 in this case). It is not possible to call for nominations for the Delegate to the National Board Representing the South Australian Branch position until after the Branch President position has been declared.

This situation requires the Returning Officer to exercise powers under Section 193 (1b) of the Fair Work (Registered Organisations) Act 2009 to remedy the procedural defect. It is recommended that the AHA consider this issue when future revisions to rules are prepared.



Member Update

CONFIDENTIAL

ATTENTION: THE LICENSEE

4 June 2018
No 82/18

AHA SA BRANCH COUNCIL ELECTIONS – POST ELECTION REPORT

The Australian Electoral Commission (AEC) has now completed the elections for the AHA|SA Branch Council for 2018 and their Post Election Report is available to members upon request. Please contact Angela at axenides@ahasa.asn.au if you would like to receive a copy of the report.

The AEC identified National Rule (e) as difficult to interpret and have requested a written response from the AHA|SA.

The section of the report relating to National Rule (e) has been posted on the website in addition to the AHA|SA's response.

To access the section of the report relating to National Rule (e) and the AHA|SA's response go to <http://www.ahasa.com.au> → Publications & Newletters → Annual Reports & Notices.

IAN HORNE
General Manager



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Annual Reports and Notices

AHA|SA Branch Council Elections 2018

The Australian Electoral Commission (AEC) has now completed the elections for the AHA|SA Branch Council for 2018 and their Post Election Report is available to members upon request. Please contact Angela at axenides@ahasa.asn.au if you would like to receive a copy of the report.

The AEC identified National Rule (e) as difficult to interpret and have requested a written response from the AHA|SA.

The section of the report relating to National Rule (e) is attached in addition to the AHA |SA's response.



[Post Election Response E2017 225.pdf](#)



[Extract from Post Election Report 2017 225.pdf](#)



31 May 2018

Mr Peter Hurley
SA Branch President
Australian Hotels Association-South Australian Branch
information@ahasa.asn.au

Cc: aha@aha.org.au

Dear Mr Hurley

Organisation must respond to the post-election report of the Australian Electoral Commission: E2017/225

On 28/05/2018 the Registered Organisations Commission (the ROC) received a post election report from the Australian Electoral Commission (AEC) for election E2017/225 dated 25/05/2018. The AEC will have also provided the report to the organisation under section 197 of the *Fair Work (Registered Organisations) Act 2009* (the RO Act).

The report identifies rules that were difficult to interpret or apply, in particular National Rule 11 (e). This letter serves as a reminder of the obligations imposed on the organisation or branch as a consequence of the AEC's report. If a response has already been sent to the AEC and made available to all members please disregard this letter.

A notice must be published on the organisation's website

The organisation or branch must publish on its website a notice that a copy of the report is available from the organisation, branch or the AEC on request. The notice must be kept on the website for a period of at least 3 months (see regs 141(4) and (5)).

A written response must be provided to the AEC

A written response must be provided to the AEC within 30 days of receipt of the report. The organisation's response must include whether the organisation or branch intends to take action and if so what action the organisation or branch intends to take (s198(2)).

Extract of report must be made available to members

The organisation or branch must make the section of the report relating to the difficult rules available to its members (s198(3)). This extract from the report must be made available to the members before or at the same time as the organisation's response is made available to members.

Written response must be made available to members

A copy of the organisation's response to the AEC must be made available to members either:

- within 30 days after the response is given to the AEC, or
- published in the next edition of the organisation or branch journal (s198(5))

Subsection 198(6) and regulation 142 prescribe ways in which the relevant extract and the copy of the response can be made available to members. These do not limit the ways in which they can be made available to members. The organisation will comply if it does all of the following:-

- publish the report extract and the copy of the response in the next edition of the organisation or branch's journal; and
- within 30 days of giving the response to the AEC:
 - lodges with the ROC a copy of the relevant extract and response, together with a declaration that a copy will be provided to any member who so requests; and
 - give notice in the next edition of the organisation or branch's journal, or an appropriate newspaper, that a copy of the relevant extract and response are available on request to each member free of charge; and
- publish the relevant extract on the website within 14 days after receiving the report, and publish the response on the website within 14 days of giving the response to the AEC (reg 142(2)).

Penalties may apply

If the organisation or branch does not:

- respond to the AEC within 30 days,
- make the extract of the report relating to the rules available to members no later than the organisation's response is made available to members, or
- make the organisation's response available to members within 30 days or in the next edition of the journal,

the organisation may face penalties under the RO Act. Each requirement listed above is a civil penalty provision that may result in fines for the organisation

As noted above, if the response and report have already been made available to members and the AEC, please disregard this letter. If you have any questions in relation to these obligations please contact the ROC for assistance by email to regorgs@roc.gov.au.

If the organisation or branch decides to alter its rules in response to the AEC's report

If the organisation or branch decides to alter its rules in response to the AEC's report, the ROC is NOT able to provide advice and assistance regarding draft alterations or the processes required to make the alterations. Rule alterations remain a function of the Fair Work Commission.

Yours faithfully

Christine Hibberd

Registered Organisations Commission



31 May 2018

Mr Peter Hurley
SA Branch President
Australian Hotels Association-South Australian Branch
information@ahasa.asn.au

Dear Mr Hurley,

cc: aha@aha.org.au

Reminder of actions required when persons elected to office

The Australian Electoral Commission has provided the Registered Organisations Commission (the ROC) a declaration of results for the election of stages 1, 2 and 3 uncontested and contested offices for South Australian Branch [E2017/225]. This letter is a reminder of certain obligations imposed on organisations and on persons elected to office.

A notice must be published on the organisation's website

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

Holders of office required to undertake approved training

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

Organisation must notify the Commission of changes

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

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

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

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

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

Regards

Christine Hibberd
Registered Organisations Commission

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].¹
- On [DATE] the name and/or address of a branch[es] of the organisation changed to:²
 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]:³
 - COMMENCED operation:
 1. [include name of each new branch]
 2. ...
 - CEASED operation:
 1. [include name of each closed branch]

¹ s.230(1)(d); reg.147(d)

² s.230(1)(d); reg.147(a) & (d)

³ s.230(1)(d); reg.147(b) & (c)

2. ...

Signed: [SECRETARY OR OTHER AUTHORISED OFFICER]

Dated: [DATE]

*[PLEASE NOTE: This declaration must be submitted to the Registered Organisations Commission within **35 days** of the change. It can be submitted to regorgs@roc.gov.au.]*

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 | Name of <u>New</u> Office Holder | Postal Address of <u>New</u> Office Holder | Occupation of <u>New</u> Office Holder |
|-----------------|---|--|--|---|---|---|
| <i>National</i> | <i>1.1.2014</i> | <i>Secretary</i> | <i>Full Name</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>Full Name</i> | <i>As above</i> | <i>mechanic</i> |
| <i>...</i> | | | | | | |
| <i>NSW</i> | <i>1.1.2014 (resigned) 7.1.2014 (appointed)</i> | <i>President</i> | <i>Full Name</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>Full Name</i> | <i>As above</i> | <i>mechanic</i> |
| | | <i>Treasurer</i> | <i>Full Name</i> | <i>vacant</i> | <i>vacant</i> | <i>vacant</i> |
| <i>...</i> | | | | | | |
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25 May 2018

Post-election Report

**AUSTRALIAN HOTELS ASSOCIATION SOUTH AUSTRALIAN BRANCH
E2017/225 3 Stages 1, 2 and 3**

Contents

| | |
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Election(s) Covered in this Report

Election Decision No/s: E2017/225

| | |
|---|--------------|
| Stage 1 Election of Branch Councillors and Branch Representative to the National Accommodation Hotels Division | (Postal) |
| Stage 2 Election of Branch Officers | (Attendance) |
| Stage 3 Election of Delegate to the National Board Representing the South Australian Branch | (Postal) |

Rules

Rules used for the election:

National Rules: [024n: Incorporates alterations certified on 20/04/2017 in matters D2016/56 & R2016/145]

Branch Rules: [024N-SA: Incorporates alterations of 25/09/2017 in matter R2017/99]
(replaces 16/06/2016 version)

Rules difficult to apply/interpret: Yes
Module Rule reference (if any): National Rule 11 (e)

This rule states that: “*Such Returning Officer shall at least fourteen (14) days prior to the first day of April in each year call for nominations for the Branch's representatives to the National Board...*”. The ROC DECISION and the National Rules indicate that the President is an exofficio Delegate to the National Board. This position is not elected until Stage 2 (Election of Branch Officers including the Branch President) of the election is conducted. The prescribed information for this year’s election (and which follows historic practice) is for the Stage 2 Election Process to be conducted on the first Tuesday in May (Tuesday 1 May 2018 in this case). It is not possible to call for nominations for the Delegate to the National Board Representing the South Australian Branch position until after the Branch President position has been declared.

This situation requires the Returning Officer to exercise powers under Section 193 (1b) of the Fair Work (Registered Organisations) Act 2009 to remedy the procedural defect. It is recommended that the AHA consider this issue when future revisions to rules are prepared.

Roll of Voters

A roll of all members of the AHA SA Branch was provided by the AHA on 16 February 2018 (419 members).

A roll of the members of the Branch Council was provided on 17 April 2018 for the conduct of the Stage 2 Attendance ballot (24 members).

A roll of the members of the Branch Council was provided on 7 May 2018 for the conduct of the Stage 3 election. (24 members)

Total number of voters on the Roll: 419

Number of apparent workplace addresses: The nature of the AHA is that the members of the organisation are “businesses” who nominate a person as a representative. As such, most of the addresses provided for these elections are business addresses.

Irregularities

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

Other irregularities identified, and action taken: Nil

Other Matters

The DECISION issued on 17 November 2017 by Mr Enright indicates the specific number of positions to be elected for each Branch Councillor position, for Delegates to the National Board, for Branch Representatives to the National Accommodation Hotels Division and for the Branch Officer positions (Branch President, Branch Vice President, Branch Deputy Vice President, Branch Secretary –Treasurer and Branch Trustee).

The exception to this is the positions of Branch Executive Committee Members, where the DECISION indicates (“number to be determined in accordance with rules”). When preparing the Election Notice and Nomination Form for Stage 2 (Election of Branch Officers) the Returning Officer requested from the AHA - SA Branch, the number of Executive Committee Members to be included in the Election Notice. The AHA SA Branch was not able to provide this information at this time. The final numbers of Executive Committee Members was provided to the members of the Branch Council when the Returning Officer attended to conduct the election of Branch Officers. It was mentioned to the AHA that this process lacked transparency and that a process should be developed to determine the number of Executive Committee Members prior to the issue of the DECISION or at least prior to the distribution of the Election Notice to the members of the Branch Council.

Attachments

- 1) E2017-225 AHA SA Stg 1 ResultsDec CONTESTED report SIGNED 12 Apr 2018
- 2) E2017-225 AHA SA Stg 1 ResultsDecUncon SIGNED 12 Apr 2018
- 3) E2017-225 AHA Stg 2 Dec of Results Uncontested Offices SIGNED 1 May 2018
- 4) E2017-225 AHA Stage 3 Declaration of Results SIGNED 24 May 2018



Paul Langtry
Returning Officer

25 May 2018

**Australian Hotels Association
SA Branch**

**DECLARATION OF RESULTS - E2017/225
Uncontested Offices**

Scheduled Election Stage 3

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

Members of SA Branch Council

Delegate to the National Board representing the South Australian Branch (1)

Candidates

BINNS, Matthew Spencer

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



Paul Langtry
Returning Officer
Australian Electoral Commission

24 May 2018

Australian Hotels Association
SA Branch
DECLARATION OF RESULTS - E2017/225
Uncontested Offices

Scheduled Election Stage 2

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

Members of Branch Council

Branch President (ex-officio Delegate to the National Board) (1)

Candidates

BASHEER, David

Branch Vice-President (1)

Candidates

BINNS, Matthew

Branch Deputy Vice-President (1)

Candidates

BULLOCK, Andrew

Branch Secretary-Treasurer (1)

Candidates

LOVELL, Rick

Branch Trustee (5)

Candidates

BRIEN, Matthew

BASHEER, David

BINNS, Matthew

BULLOCK, Andrew

MCINNES, Sam

Branch Executive Committee Members (3)

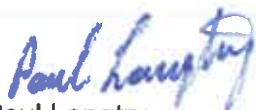
Candidates

MCINNES, Sam

ROGERS, Matthew

BRIEN, Matthew

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



Paul Langtry

Returning Officer

Australian Electoral Commission

1 May 2018



Australian Hotels Association
SA Branch
DECLARATION OF RESULTS - E2017/225
Contested Office

Scheduled Election

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

| | |
|--|----------|
| Total number of persons on the roll of voters | 6 |
| Ballot Papers Issued | 6 |
| Replacement ballot papers issued | 0 |
| TOTAL BALLOT PAPERS ISSUED | 6 |
| Ballot papers/envelopes returned for scrutiny | 6 |
| Less ballot papers/envelopes rejected at preliminary scrutiny | 2 |
| Adjusting balance | 0 |
| TOTAL BALLOT PAPERS | 4 |
| Percentage of ballot papers returned to number issued | 100% |
| Ballot papers returned as unclaimed mail by closing date of ballot | 0 |
| Ballot papers not returned | 0 |

District 17 (Whyalla)

Branch Councillor (1)

| <u>Candidates</u> | <u>Votes</u> |
|-------------------|--------------|
| BARREAU, Brad | 3 |
| KEMP, Andrew | 1 |

I declare the following elected:

- BARREAU, Brad



Paul Langtry
Returning Officer
Australian Electoral Commission
12/04/2018

Australian Hotels Association South Australian Branch
Stage 1

DECLARATION OF RESULTS - E2017/225
Uncontested Offices

Scheduled Vacancy Elections

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

District 1 (City of Adelaide and North Adelaide)

Branch Councillor (1)

Candidates

| | | |
|---------|-------|------------------|
| BASHEER | David | Strathmore Hotel |
|---------|-------|------------------|

District 2 (Eastern Metropolitan)

Branch Councillor (1)

Candidates

| | | |
|--------|------|--------------------|
| LOVELL | Rick | Marryatville Hotel |
|--------|------|--------------------|

District 3 (Western Metropolitan)

Branch Councillor (1)

Candidates

| | | |
|---------|---------|--------------|
| FRANZON | Anthony | Grange Hotel |
|---------|---------|--------------|

District 5 (Southern Metropolitan)

Branch Councillor (1)

Candidates

| | | |
|---------|----------------|--------------------|
| MCINNES | Samuel Charles | Torrens Arms Hotel |
|---------|----------------|--------------------|

District 6 (Port Adelaide)

Branch Councillor (1)

Candidates

| | | |
|-------|---------|----------------|
| BRIEN | Matthew | Alberton Hotel |
|-------|---------|----------------|

District 9 (Hills)**Branch Councillor (1)**Candidates

LUNNISS

Mr Michael

Richies Tavern

District 13 (Yorke Peninsula)**Branch Councillor (1)**Candidates

EVANS

Mr Trevor

Wombat Hotel

District 16 (Port Augusta and Far North)**Branch Councillor (1)**Candidates

DAVIES

Mark Ian

Ians Western Hotel

District 18 (South Eastern)**Branch Councillor (1)**Candidates

MATTHEWS

Guy S

Mount Gambier Hotel

National Accommodation Hotels Division**Branch Representative**Candidates

NORSELL

Peer

Hilton Adelaide

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



Paul Langtry
Returning Officer
Australian Electoral Commission

13 March 2018



DECISION

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

Australian Hotels Association
(E2017/225)

MR ENRIGHT

MELBOURNE, 17 NOVEMBER 2017

Arrangement for conduct of election.

[1] On 1 November 2017 the South Australian Branch of the Australian Hotels Association lodged with the Registered Organisations Commission prescribed information for an election to fill the following offices:

Branch Councillors from each of the following Districts:

| | |
|---|-----|
| District 1 (City of Adelaide and North Adelaide) | (1) |
| District 2 (Eastern Metropolitan) | (1) |
| District 3 (Western Metropolitan) | (1) |
| District 4 (Northern Metropolitan) | (1) |
| District 5 (Southern Metropolitan) | (1) |
| District 6 (Port Adelaide) | (1) |
| District 9 (Hills) | (1) |
| District 13 (Yorke Peninsula) | (1) |
| District 16 (Port Augusta and Far North) | (1) |
| District 17 (Whyalla) | (1) |
| District 18 (South Eastern) | (1) |
| Delegate to the National Board representing the South Australian Branch | (1) |
| Branch Representative to the National Accommodation Hotels Division | (1) |
| Branch President (ex-officio Delegate to the National Board) | (1) |
| Branch Vice-President | (1) |
| Branch Deputy Vice-President | (1) |
| Branch Secretary-Treasurer | (1) |
| Branch Trustee | (5) |
| Branch Executive Committee Members (number to be determined in accordance with rules) | |

[2] I am satisfied that an election for the abovenamed offices is required to be held under the rules of the organisation and, under subsection 189(3) of the *Fair Work (Registered*

Organisations) Act 2009, I am making arrangements for the conduct of the election by the Australian Electoral Commission.



DELEGATE OF THE COMMISSIONER

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60 Hindmarsh Square
Adelaide SA 5000

PO Box 3092
Rundle Mall SA 5000

1 November 2017

Fair Work Commission
11 Exhibition Street
MELBOURNE VIC 3000

Forwarded herewith for filing in accordance with sub-section 189 of the Fair Work (Registered Organisations) Act 2009, the information for the election of officers for the Australian Hotels Association (SA Branch), SA Accommodation Division Representative and National Board Delegate for 2018.

Yours sincerely



P.J. HURLEY AO
President



AUSTRALIAN HOTELS ASSOCIATION (SA)

Prescribed Information for Elections (s 189 (1) of the Fair Work (Registered Organisations) Act 2009

| | |
|-----|---|
| (a) | Elections are required for the positions referred to in Schedule B & C (<i>see attached</i>). |
| (b) | The reason for the elections as per Schedule B & C attached. |
| (c) | <p>Elections are required for (as per Schedule C attached):</p> <ul style="list-style-type: none"> • President (1) • Vice President (1) • Deputy Vice President (1) • Hon Secretary/Treasurer (1) • Branch Trustees (5) • Members of the Executive Committee (<i>number to be determined by Council in accordance with Rules</i>) |
| (d) | <ul style="list-style-type: none"> • Election is for members of the AHA SA branch and the Committee of the AHA SA Branch. • Branch Councillors are elected by and from their respective District as numbered in Schedule B (Branch Rule 17(b)) • The South Australian Representative to the National Accommodation Division is elected by and from the Members of the South Australian Accommodation Hotels Division (National Rule 42 C) • The Delegate to the National Board representing the South Australian Branch is elected by and from the Branch Committee (National Rules 11 (f) and (g)). • All of the Offices specified in Schedule C are elected by and from the Branch Council (Branch Rule 22 (a)). |
| (e) | <p>AHA SA members will elect AHA SA Councillors.</p> <ul style="list-style-type: none"> • Time and date for elections for AHA SA Councillors, SA Accommodation Representative and National Board Delegate will be determined by the Australian Electoral Commission. • Nominations for Branch Councillors are called in the month of February and must be received no later than 15 March (or the following Monday if the 15th falls on a weekend) (Branch Rule 20 (a)). • Nominations for the Representative to the National Accommodation Division shall close not less than 14 and not more than 30 days after the last of the nomination forms are posted. No date is provided for the opening of nominations (National Rules 42 © and 16 (a)). |

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| | <ul style="list-style-type: none"> • Nominations for the National Board Delegate are called at least 14 days prior to 1 April and must be received on or before 1 April (National rules 11 (e) and (f)). <p>Elected Councillors will meet on Tuesday, 1 May 2018 at the AHA SA, Level 4, 60 Hindmarsh Square at 10.00 a.m. to elect:</p> <ul style="list-style-type: none"> • President (1) • Vice President (1) • Deputy Vice President (1) • Hon Secretary/Treasurer (1) • Trustees (5) • Member of the Executive Committee (number to be determined by Council in accordance with Rules) |
| (f) | <p>The roll of voters for any ballot for any direct voting system election required under these rules is to be closed 7 days before the day on which the nominations for the election open, as determined by the Australian Electoral Commission.</p> |
| (g) | <p>The kind of voting system to be used in the conduct of the election is:</p> <ul style="list-style-type: none"> (i) A direct voting system in respect of Schedule B attached, with the exception of the National Board delegate which is a collegiate electoral system. (ii) A collegiate electoral system in respect of Schedule C attached. |



SCHEDULE B
2018

AUSTRALIAN HOTELS ASSOCIATION (SA BRANCH)

| Name of Office | Reason for Election | Name of Branch Section or Division | No. of Offices |
|--|----------------------------|--|-----------------------|
| Councillor SA Branch | Term of office expired | Region 1 <i>(Adelaide & North Adelaide)</i> | 1 |
| Councillor SA Branch | Term of office expired | Region 2 <i>(Eastern Metropolitan)</i> | 1 |
| Councillor SA Branch | Term of office expired | Region 3 <i>(Western Metropolitan)</i> | 1 |
| Councillor SA Branch | Term of office expired | Region 4 <i>(Northern Metropolitan)</i> | 1 |
| Councillor SA Branch | Term of office expired | Region 5 <i>(Southern Metropolitan)</i> | 1 |
| Councillor SA Branch | Term of office expired | Region 6 <i>(Port Adelaide)</i> | 1 |
| Councillor SA Branch | Term of office expired | Region 9 <i>(Hills)</i> | 1 |
| Councillor SA Branch | Term of office expired | Region 13 <i>(Yorke Peninsula)</i> | 1 |
| Councillor SA Branch | Term of office expired | Region 16 <i>(Port Augusta & Far North)</i> | 1 |
| Councillor SA Branch | Term of office expired | Region 17 <i>(Whyalla)</i> | 1 |
| Councillor SA Branch | Term of office expired | Region 18 <i>(South Eastern)</i> | 1 |
| SA Accommodation Division Representative | Term of office expired | | 1 |
| National Board Delegate | Term of office expired | | 1 |

PETER HURLEY AO
President



**SCHEDULE C
2018**

AUSTRALIAN HOTELS ASSOCIATION (SA BRANCH)

| NAME OF OFFICE | REASON FOR ELECTION | NAME OF BRANCH SECTION OR DIVISION | NO. OF OFFICE |
|------------------------------------|----------------------------|---|---|
| President | Term of office expired | Council | 1 |
| Vice President | Term of office expired | Council | 1 |
| Deputy Vice President | Term of office expired | Council | 1 |
| Hon Secretary/Treasurer | Term of office expired | Council | 1 |
| Branch Trustees | Term of office expired | Council | 5 |
| Members of the Executive Committee | Term of office expired | Council | Number to be determined by Council in accordance with Rules |

PETER HURLEY AO
President