

**Australian Hotels Association
Tasmanian Hospitality Association Elections 2013 - stage 2**

DECLARATION OF RESULTS FOR UNCONTESTED OFFICES

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.

E2012/419

State Council

Branch President/National Board Delegate

Candidate

JUBB, Paul

Branch Treasurer

Candidate

MORGAN, Frank

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



Michael Horwood
Returning Officer

23 April 2013

**Australian Hotels Association
Tasmanian Hospitality Association Elections 2013 - stage 1**

DECLARATION OF RESULTS FOR UNCONTESTED AND CONTESTED OFFICES

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.

E2012/419

Pub/Tavern Division

Total number of persons on the roll of voters	0
Ballot papers issued	148
Duplicate ballot papers issued	1
TOTAL BALLOT PAPERS ISSUED	149
Ballot papers / envelopes returned for scrutiny	26
Less ballot papers / envelopes rejected at preliminary scrutiny	2
Adjusting Balance	0
TOTAL BALLOT PAPERS ADMITTED TO SCRUTINY	24
Percentage of ballot papers returned to number issued	17%
Ballot papers returned as unclaimed mail	2
Ballot papers not returned	121

Representative to State Council from North region (3)

<u>Candidates</u>	<u>First Preference Votes</u>	<u>Votes</u>
ACQUAROLA, Michael	13	14
HARDING, James Gavin Paul	13	14
MCGILLIVRAY, Colin	11	13
WILLIAMS, Alan	17	20
Exhausted Votes		0
Loss/Gain by Fraction		0
Total votes	54	61
Formal ballot papers	24	24
Informal ballot papers	0	0

I declare Michael Acquarola, James Gavin Paul Harding and Alan Williams elected.

Division President/Branch Vice President

Candidate

BROWN, Darren

I declare Darren Brown elected.

Representative to State Council from South region (4)

Candidates

BROWN, Darren
JUBB, Paul B
MORGAN, Frank
SCOLLARD, Peter Claude

I declare Darren Brown, Paul B Jubb, Frank Morgan and Peter Claude Scollard elected.

Representative to State Council from North West region (2)

Candidate

ASTELL, Greg

I declare Greg Astell elected.
No other nominations received.

Restaurant Division

Division President/Branch Vice President

Candidate

CAPON, Philip

I declare Philip Capon elected.

Representative to State Council from South region (2)

Candidates

CAPON, Philip
FRARACCIO, Angelo

I declare Philip Capon and Angelo Fraraccio elected.

Representative to State Council from North West and North regions (2)

Candidates

No candidates NOMINATED or elected.

Accommodation Hotels Division

Division President/Branch Vice President

Candidate

DABNER, John R

I declare John R Dabner elected.

Representative to State Council from South region

Candidate

SAMPSON, Adrian P

I declare Adrian P Sampson elected.

Representative to State Council from North West and North regions

Candidate

DABNER, John R

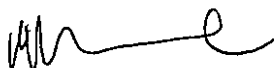
I declare John R Dabner elected.

Representative to National Accommodation Hotels Division

Candidate

DABNER, John R

I declare John R Dabner elected.



Michael Horwood
Returning Officer
Australian Electoral Commission
14 March 2013

Fair Work (Registered Organisations) Act 2009

RETURNING OFFICER - POST ELECTION REPORT

Client: Australian Hotels Association, Tasmanian Hospitality Association

Contact details: Stephen Old
General Manager
Tasmanian Hospitality Assoc.
25/93 Salamanca Place
Hobart TAS 7000

Email: steve@australianhotels.asn.au
Tel: (03) 6224 7033

AIR contact officer: Melissa Garcia

Email: industrial.elections@fwc.gov.au
Tel: (03) 8661 7942

ELECTIONS COVERED IN THIS REPORT

Election Decision No/s: E2012/419

Election: Branch Elections

Returning Officer: Michael Horwood

RULES

Rules used for elections Rule ID: 024N-TAS: Incorporates alterations of 01/04/2010

Rules difficult to apply/interpret:

Action taken under section 193 of RAO Schedule:

ROLL OF VOTERS

Total number of voters on the roll – Pub/Tavern Division	148	
Number of private addresses	0	0%
Number of apparent workplace addresses	148	100%
Number of non-current addresses	0	0%
Returned unclaimed	2	1.35%

OTHER MATTERS PERTAINING TO ROLL OF VOTERS

ALLEGATIONS OF IRREGULARITIES RECEIVED

There were no written complaints or allegations of irregularities.

ATTACHMENTS

- A) Declaration of Results for Contested and Uncontested Offices Stage 1
- B) Declaration of Results for Uncontested Offices Stage 2



Michael Horwood
Returning Officer
24 April 2013



FAIR WORK
AUSTRALIA

DECISION

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

Australian Hotels Association
(E2012/419)

AILS A CARRUTHERS

MELBOURNE, 20 DECEMBER 2012

Arrangement for conduct of election.

[1] On 7 December 2012 the Tasmanian Branch of the Australian Hotels Association lodged with Fair Work Australia the prescribed information in relation to an election for the following offices:

Division President/Branch Vice President from the following Divisions:

- Pub/Tavern Division (1)
- Accommodation Hotels Division (1)
- Restaurant Division (1)

Representative to National Accommodation Hotels Division (1)

Representative to State Council from the following Divisions:

Pub/Tavern Division from the following geographic regions:

- North West (2)
- North (3)
- South (4)

Accommodation Hotels Division from the following geographic regions:

- North West and North (1)
- South (1)

Restaurant Division from the following geographic regions:

- North West and North (2)
- South (2)

Branch President/National Board Delegate (1)

Branch Treasurer (1)

[2] The Branch was informed that the prescribed information was not lodged before the day prescribed by Regulation 138(3) of the *Fair Work (Registered Organisations) Regulations 2009*. That day is the day occurring 2 months before the first day when a person may, under the rules of the organisation or branch, become a candidate in the election. The President of the Branch has stated that this was due to a misunderstanding of the regulations and has requested that I allow a later day for lodgment of the prescribed information under subsection 189(2) of the *Fair Work (Registered Organisations) Act 2009* (the Act). Having considered the reason for late lodgment, I allow lodgment on 7 December 2012 in this instance.

[3] 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
FAIR WORK AUSTRALIA

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TASMANIAN HOSPITALITY ASSOCIATION

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19th December 2012

General Manager
Fair Work Australia
GPO Box 1994
Melbourne VIC 3001

Att: Melissa Garcia

Dear Sir,

I write regarding your letter dated 18th December 2012 "Arrangements for the conduct of an election (E2012/419)."

I seek an extension of time to lodge the prescribed information for the conduct of our election.

I sincerely apologise for the error in submitting our election information late. I had previously been in discussion with Mr Des Crowe, CEO AHA National Office regarding compliant election timings. Following discussions with him I was under the impression that the information had to be submitted 60 days before the election date not the nomination period. Following your letter and further discussion with Mr Crowe, we are aware that our initial understanding of the rules was mistaken.

I apologise for this error and will make sure this does not occur in the future now that I understand the requirements.

I appreciate your understanding in this matter.

Yours sincerely

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

Paul Jubb
President



TASMANIAN HOSPITALITY ASSOCIATION

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3 December 2012

General Manager
Fair Work Australia
GPO Box 1994
Melbourne 3001



Dear Sir,

**RE: STATEMENT AND NOTICE OF PRESCRIBED INFORMATION
UNDER SECTION 189(1) OF THE FAIR WORK (REGISTERED
ORGANISATIONS) ACT 2009 AND REGULATION 138 OF THE
REGULATIONS 2009**

I, Paul Jubb, Branch President of the Australian Hotels Association – Tasmanian Branch – make the following statement:

I am the President of the Australian Hotels Association – Tasmania Branch,

I am authorised to lodge the following information concerning forthcoming elections in the Tasmania Branch of the Australian Hotels Association.

I confirm that the following information is being lodged under section 189(1) of the Fair Work (Registered Organisations) Act 2009.

Offices/Positions

President 1 to be elected
Treasurer 1 to be elected

Division President/Branch Vice presidents 3 to be elected
1 – Pub/Tavern
1 – Accommodation Hotels
1 – Restaurant

Division Representatives 15 (including presidents) made up as follows:

Pub/Tavern 9 to be elected

- 4 South (telephone prefix 62)
- 3 North (telephone prefix 63)
- 2 North West (telephone prefix 64)

Accommodation Hotels 2 to be elected

- 1 South (telephone prefix 62)
- 1 North West and North (telephone prefix 64 and 63)

Restaurants 4 to be elected

- 2 South (telephone prefix 62)
- 2 North West and North (telephone prefix 64 & 63)

Delegates to National Accommodation Division

- 1 – to be elected (Accommodation Division President)

Reasons for Election

An election for Officers as above is required as the election is due under the rules of the organisation.

Elected by

The electorate for the direct voting system consists of all eligible members under the rules of the organisation.

Nominations Open

Nominations must be open for 14 days in accordance with Rule 9(g) of the rules of the Association.

Nominations Close

Not less than 14 days after they are opened in accordance with Rule 9(g).

Cut off date for roll

The cut off date for the roll of voters is not less than 7 days prior to the nominations being opened – Rule 9(h).

Signed 

Paul Jubb
President – Australian Hotels Association – Tasmanian Branch

Date 3rd December 2012