

Paddy O'Sullivan
Deputy Chief Executive Officer
Australian Hotels Association (Victoria)
Level 1, Little Collins St
Melbourne VIC 3000

Post Election Report For: Australian Hotels Association - Victoria
Branch Council Election E2012/286

I refer to the above election for your organisation.

Section 197(1) of Schedule 1 of the Fair Work (Registered Organisations) Act 2009 requires the AEC to provide a written report on the conduct of the election to the Industrial Registrar 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 Schedule 1 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 'industrial.elections@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) Act 2009 requires an organisation or branch to publish a notice on its web site 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.

A handwritten signature in black ink, appearing to read 'Jack Thomson', with a large, stylized loop at the end.

Jack Thomson
Returning Officer
25/09/2012

Fair Work (Registered Organisations) Act 2009

POST ELECTION REPORT

AUSTRALIAN HOTELS ASSOCIATION - VICTORIA

ELECTION/S COVERED IN THIS REPORT

Election Decision No/s: E2012/286

RULES

| | |
|-------------------------------------|---|
| Rules used for the election: | [024N-VIC: Incorporates alterations of 28/6/2004] [R2004/308] (replaces 16/11/2001 version) |
| Rules difficult to apply/interpret: | None |
| Model Rule reference (if any): | N/A |

Ballot not required

IRREGULARITIES

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

Other irregularities identified, and action taken: Nil

ATTACHMENTS

Declaration of Results for Uncontested offices



Jack Thomson
Returning Officer

25/09/2012

Australian Hotels Association Branch Councillors

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.

E2012/286

Country Division - Alexandra/Healesville Zone

Branch Councillor

Candidate

WORTHINGTON, Daryl

Country Division - Ararat Zone

Branch Councillor

No nomination was received

Country Division - Bacchus Marsh Zone

Branch Councillor

No nomination was received

Country Division - Bairnsdale Zone

Branch Councillor (2)

No nominations were received

Country Division - Ballarat North Zone

Branch Councillor (2)

Candidates

LARKIN, Ian
WILSON, Gary

Country Division - Ballarat South Zone

Branch Councillor (2)

Candidates

CANNY, David
QUINLAN, Danny

Country Division - Bellarine Zone

Branch Councillor (2)

Candidate

UPHAM, John

No further nomination was accepted

Country Division - Bendigo East Zone

Branch Councillor

No nomination was received

Country Division - Bendigo West Zone

Branch Councillor

Candidate

SHEEHAN, Patrick Francis

Country Division - Birchip/Charlton Zone

Branch Councillor

No nomination was received

Country Division - Castlemaine/Maryborough Zone

Branch Councillor

Candidate

CLARK, Andrew

Country Division - Geelong North Zone

Branch Councillor (2)

Candidate

RAMIA, George

No further nomination was accepted

Country Division - Geelong South Zone

Branch Councillor (2)

Candidate

BURNETT, Peter M.

No further nomination was accepted

Country Division - Goulburn Valley Zone

Branch Councillor (2)

Candidate

ELLIS, Mark

No further nomination was accepted

Country Division - Hamilton Zone

Branch Councillor

No nomination was received

Country Division - Horsham Zone

Branch Councillor

No nomination was received

Country Division - Mornington Peninsula Zone

Branch Councillor (3)

Candidates

HOUGHTON, Peter

STOCKS, Paul

TAYLOR, Bernie

Country Division - Ouyen/Mildura Zone

Branch Councillor

No nomination was received

Country Division - Polwarth Zone

Branch Councillor

Candidate

MADDEN, Dennis

Country Division - Rodney Zone

Branch Councillor

No nomination was received

Country Division - Sale/Traralgon Zone

Branch Councillor (2)

Candidates

FAIRWEATHER, Trent
RYAN, James

Country Division - Seymour Zone

Branch Councillor

Candidate

HOGAN, Jim

Country Division - Wangaratta/Benalla Zone

Branch Councillor (2)

Candidates

HUNTER, Warwick
SHARAWARA, Ray

Country Division - Warragul Zone

Branch Councillor

Candidate

NIKITAS, Con

Country Division - Warrnambool Zone

Branch Councillor

No nomination was received

Country Division - Wodonga Zone

Branch Councillor

No nomination was received

Country Division - Wonthaggi Zone

Branch Councillor

Candidate

WILLIAMS, Peter

Country Division - Woodend Zone

Branch Councillor

Candidate

HUNTER, Bailey

Metropolitan Division - Brunswick Zone

Branch Councillor (2)

Candidates

JONES, Peter
O'REILLY, Mark

Metropolitan Division - Carlton Zone

Branch Councillor (2)

Candidate

BARRETT, Keith
No further nomination was accepted

Metropolitan Division - Caulfield/Oakleigh Zone

Branch Councillor (3)

Candidates

BURKE, Michael
CURRY, David
No further nomination was accepted

Metropolitan Division - Coburg/Preston Zone

Branch Councillor (2)

Candidates

MULQUINY, Paul
ROBERTSON, Michael

Metropolitan Division - Collingwood/Abbotsford Zone

Branch Councillor (2)

No nominations were received

Metropolitan Division - Essendon/Flemington Zone

Branch Councillor (2)

Candidate

ROBERTSON, Mark

No further nomination was accepted

Metropolitan Division - Fitzroy Zone

Branch Councillor (2)

No nominations were received

Metropolitan Division - Footscray Zone

Branch Councillor (2)

Candidates

HUNTER, Paul

KASTORAS, Andrew

Metropolitan Division - Hawthorn/Kew Zone

Branch Councillor (2)

Candidates

ARCHBOLD, Peter

BLAIR-HOLT, Ross

Metropolitan Division - Melbourne/East Melbourne Zone

Branch Councillor (2)

Candidates

O'KANE, Bob

ROBERTSON, Alexander

Metropolitan Division - North Melbourne Zone

Branch Councillor (2)

No nominations were received

Metropolitan Division - Northcote/Heidelberg Zone

Branch Councillor (2)

Candidates

PAYNE, John

PAYNE, Thomas

Metropolitan Division - Port Melbourne/Albert Park Zone

Branch Councillor (2)

No nominations were received

Metropolitan Division - Prahran Zone

Branch Councillor (2)

Candidate

GARDNER, Simon

No further nomination was accepted

Metropolitan Division - Richmond Zone

Branch Councillor (2)

No nominations were received

Metropolitan Division - South Eastern Suburbs Zone

Branch Councillor (2)

Candidates

DI DEO, Domenic

DOYLE, Peter J.

Metropolitan Division - St Kilda/Brighton Zone

Branch Councillor (2)

Candidate

MATHIESON, Bruce J

No further nomination was accepted

Metropolitan Division - West/South Melbourne Zone

Branch Councillor (2)

Candidates

BELL, Bill

GINIES, Lisa

Metropolitan Division - Williamstown Zone

Branch Councillor

Candidate

GREANEY, Adrian

Residential Hotels Division

Branch Councillor (6)

Candidates

CAIRNS, Andrew

DAWSON, Robert

SINGTON, Ben

UNTERFRAUNER, Karl

VARUGHESE, George

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.

A handwritten signature in black ink, appearing to read 'Jack Thomson', is enclosed in a thin black rectangular border.

Jack Thomson
Returning Officer

24 September 2012



FAIR WORK
AUSTRALIA

DECISION

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

Australian Hotels Association
(E2012/286)

AILS A CARRUTHERS

MELBOURNE, 24 MAY 2012

Arrangement for conduct of election.

[1] On 22 May 2012 the Australian Hotels Association-Victorian Branch lodged with Fair Work Australia the prescribed information in relation to an election for the following offices:

Branch Councillors representing Residential (accommodation) Hotels (6)

Branch Councillors representing the following Divisions:

Metropolitan

| Zone/Division | No. of Councillors | Zone/Division | No. of Councillors |
|--------------------------|--------------------|----------------------------|--------------------|
| Brunswick | 2 | North Melbourne | 2 |
| Carlton | 2 | Northcote/Heidelberg | 2 |
| Caulfield/Oakleigh | 3 | Port Melbourne/Albert Park | 2 |
| Coburg/Preston | 2 | Prahran | 2 |
| Collingwood/Abbotsford | 2 | Richmond | 2 |
| Essendon/Flemington | 2 | St Kilda/Brighton | 2 |
| Fitzroy | 2 | South Eastern Suburbs | 2 |
| Footscray | 2 | Williamstown | 1 |
| Hawthorn/Kew | 2 | West/South Melbourne | 2 |
| Melbourne/East Melbourne | 2 | | |

Country

| Zone/Division | No. of Councillors | Zone/Division | No. of Councillors |
|-----------------------|--------------------|-------------------------|--------------------|
| Alexandra/Healesville | 1 | Bendigo West | 1 |
| Ararat | 1 | Birchip/Charlton | 1 |
| Bacchus Marsh | 1 | Castlemaine/Maryborough | 1 |
| Bairnsdale | 2 | Geelong North | 2 |
| Ballarat North | 2 | Geelong South | 2 |
| Ballarat South | 2 | Goulburn Valley | 2 |
| Bellarine | 2 | Hamilton | 1 |
| Bendigo East | 1 | Horsham | 1 |
| Mornington Peninsula | 3 | Wangaratta/Benalla | 2 |

| | | | |
|----------------|---|-------------|---|
| Ouyen/Mildura | 1 | Warragul | 1 |
| Polwarth | 1 | Warrnambool | 1 |
| Rodney | 1 | Wodonga | 1 |
| Sale/Traralgon | 2 | Woodend | 1 |
| Seymour | 1 | Wonthaggi | 1 |

[2] In relation to the Councillors representing the Residential (accommodation) Hotels Division, I note that Victoria Branch rule 5 establishes a Division known as the Residential Hotelkeepers' Division and provides that the members of such Division shall be entitled to elect six members to Council. National subrule 42(a) and (b) provide that each Branch may constitute from among its members an Accommodation Hotels Division consisting of such members resident in the State in which the Branch has constituted the same. Further, National subrule 8(b) provides that each Branch shall be administered by rules adopted by such Branch, which said rules shall not be in conflict with these Rules.

[3] In my view the Residential (accommodation) Hotels Division, the Residential Hotelkeepers' Division and the Accommodation Hotels Division are one and the same and I am therefore satisfied that an election for six (6) members to Council representing the Accommodation Hotels Division is required to be held under the rules of the organisation.

[4] I am also 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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Australian Hotels Association - Victoria

Level 1, 1 Little Collins Street
Melbourne Vic 3000

Tel: (03) 9654 7100

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21 May 2012

The General Manager
Fair Work Australia
Level 4, 11 Exhibition Street
GPO Box 1994
Melbourne Vic 3001

Fax: (03) 9655 0401

Dear Sir/Madam,

Notice and Statement of Prescribed Information for an Election

I, Peter M. Burnett, being the President of the Australian Hotels Association (Victoria), make the following statement:

I am the President of the Australian Hotels Association (Victorian Branch),

I am authorised to lodge the following prescribed information concerning forthcoming elections in the Victorian Branch of the Australian Hotels Association, and

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

Please advise that this request meets your requirements and that the Australian Electoral Commission will conduct the elections as necessary. Please contact Paddy O'Sullivan, telephone 86317910 or p.osullivan@ahavic.com.au should additional information be required.

Yours sincerely,

PETER BURNETT
President
Australian Hotels Association (Vic)

Offices/Positions

| <u>Zone / Division</u> | <u>Number of Councillors</u> |
|------------------------|------------------------------|
|------------------------|------------------------------|

Metropolitan:

| | |
|------------------------------------|---|
| Brunswick | 2 |
| Carlton | 2 |
| Caulfield / Oakleigh | 3 |
| Coburg / Preston | 2 |
| Collingwood / Abbotsford | 2 |
| Essendon / Flemington | 2 |
| Fitzroy | 2 |
| Footscray | 2 |
| Hawthorn / Kew | 2 |
| Melbourne / East Melbourne | 2 |
| North Melbourne | 2 |
| Northcote / Heidelberg | 2 |
| Port Melbourne / Albert Park | 2 |
| Prahran | 2 |
| Richmond | 2 |
| St Kilda / Brighton | 2 |
| South Eastern Suburbs | 2 |
| Williamstown | 1 |
| West / South Melbourne | 2 |
| Residential (accommodation) Hotels | 6 |

Country:

| | |
|---------------------------|---|
| Alexandra / Healesville | 1 |
| Ararat | 1 |
| Bacchus Marsh | 1 |
| Bairnsdale | 2 |
| Ballarat North | 2 |
| Ballarat South | 2 |
| Bellarine | 2 |
| Bendigo East | 1 |
| Bendigo West | 1 |
| Birchip / Charlton | 1 |
| Castlemaine / Maryborough | 1 |
| Geelong North | 2 |
| Geelong South | 2 |
| Goulburn Valley | 2 |
| Hamilton | 1 |
| Horsham | 1 |
| Mornington Peninsula | 3 |
| Ouyen / Mildura | 1 |
| Polwarth | 1 |
| Rodney | 1 |
| Sale / Traralgon | 2 |
| Seymour | 1 |
| Wangaratta / Benalla | 2 |
| Warragul | 1 |
| Warrnambool | 1 |
| Wodonga | 1 |
| Woodend | 1 |
| Wonthaggi | 1 |

| | |
|--------------------------|-----------|
| Total Councillors | 83 |
|--------------------------|-----------|

Reasons for election:

- Election for offices and positions is required as the terms of office are due to expire in the normal course of events under the rules of the organisation.

Elected by:

- The electorate for the direct voting system is the whole of the Branch.

Nominations open:

- Nominations are required to be lodged on or before 21 September 2012, pursuant to AHA (Vic) Rule 15. The date and time of the beginning and end of the period in which nominations will be called for or may be made is to be determined by the Australian Electoral Commission (The Returning Officer) with Rule 15 prescribing that nominations are to be called for on or after 7 September 2012, and
- Pursuant to Rule 15, the roll of voters is to be closed seven days before the day on which nominations open.

Yours sincerely,



PETER BURNETT

President

Australian Hotels Association (Vic)

(Being an officer authorised to sign this statement)