



DECISION

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

Australian Hotels Association
(E2013/119)

AILS A CARRUTHERS

MELBOURNE, 20 FEBRUARY 2013

Arrangement for conduct of election.

[1] On 7 February 2013 the Australian Hotels Association - Victorian Branch lodged with the Fair Work Commission the prescribed information in relation to an election for the following offices:

National Board Delegates (in addition to Branch President) (5)

[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 Branch President has stated that this was due to necessary AHA (Victorian) personnel being unavailable in early January 2013 to complete the application process 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 February 2013 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 COMMISSION

Printed by authority of the Commonwealth Government Printer

<Price code A, PR534242>



Australian Hotels Association - Victoria

Level 1, 1 Little Collins Street
Melbourne Vic 3000

e-mail: p.osullivan@ahavic.com.au

Tel: (03) 9654 7100

Fax: (03) 9654 1724

18 February 2013

Mr Larry Powell
Fair Work Australia
Level 4, 11 Exhibition Street
GPO Box 1994
Melbourne Vic 3001

email: larry.powell@fwc.gov.au

Dear Mr Powell,

Delegates of AHA (Vic) to National Board of Australian Hotels Association

Further to your telephone conversation with Mr Paddy O'Sullivan from our office, I would like to request an extension of time to provide further information in relation to our request that FWA make arrangements for the Australian Electoral Commission to conduct elections for representatives of the Australian Hotels Association Victorian Branch to the National Board of the Australian Hotels Association.

We seek this extension of time to lodge required information due to necessary AHA (Vic) personnel being unavailable in early January 2013 to complete the application process.

Please note that item g) of our previous application is to be amended as follows, "*g) The kind of voting system to be used in the conduct of the election is the collegial system*".

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 0408 220909 or p.osullivan@ahavic.com.au should additional information be required.

Yours sincerely,

PETER BURNETT
President AHA (Vic)



Australian Hotels Association - Victoria

Level 1, 1 Little Collins Street
Melbourne Vic 3000

e-mail: p.osullivan@ahavic.com.au

Tel: (03) 9654 7100

Fax: (03) 9654 1724

7 February 2013

Fair Work Australia
Regulatory Compliance Branch
Level 4, 11 Exhibition Street
GPO Box 1994
Melbourne Vic 3001

Fax: (03) 9655 0401

Dear Sir / Madam,

Delegates of AHA (Vic) to National Board of Australian Hotels Association

Pursuant to Rule 11 of the Rules of the Australian Hotels Association, we hereby request that you make arrangements for the Australian Electoral Commission to conduct elections for representatives of the Australian Hotels Association Victorian Branch to the National Board of the Australian Hotels Association.

In accordance with National Rule 11(D), five (5) representatives are to be elected, with the President of the Victorian Branch being an ex-officio Member of the National Board. Details required to be provided pursuant to the Fair Work (Registered Organisations) Act 2009 are **attached**.

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 0408 220909 or p.osullivan@ahavic.com.au should additional information be required.

Yours sincerely,

Yours sincerely,

PETER BURNETT
President
AHA (Vic)

BRIAN KEARNEY
Chief Executive Officer
AHA (Vic)

Attachment

Prescribed information for election pursuant to the Fair Work (Registered Organisations) Act 2009.

- (1) (a) The positions for which an election is required is the 5 Victorian delegates to the Australian Hotels Association National Board;
- (b) The reason for the election is that the term of the office or position has expired or is due to expire in the normal course of events;
- (d) The electorate comprises members of the Australian Hotels Association (Victoria) branch Executive Committee;
- (e) Nominations are required to be lodged on or before 1 April 2013. 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);
- (f) The role of voters is to be closed 7 days before the day on which nominations for the election open, and
- (g) The kind of voting system to be used in the conduct of the election is the direct voting system.

(2) The above information is lodged pursuant to the Fair Work (Registered Organisations) Act 2009.



PETER BURNETT
President
Australian Hotels Association (Victoria)
(Being an officer authorized to sign this statement)