

## **MOLONEY, Carolyn**

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**From:** Orgs  
**Sent:** Monday, 3 March 2014 11:57 AM  
**To:** MOLONEY, Carolyn  
**Subject:** FW: Post Election Report and Declaration for AHA Election 2013/314 [DLM=For-Official-Use-Only]  
**Attachments:** Post Election Report AHA 2013-314.doc; Declaration.docx

Hi Carolyn

Could you please update CMS and the AHA webpage with this PER.

Thank you

**DAVID VALE**

Principal Adviser,  
Regulatory Compliance Branch, NSW

**Fair Work Commission**

Tel: 02 8374 6509  
Fax: 02 9380 6990  
[david.vale@fwc.gov.au](mailto:david.vale@fwc.gov.au)

**Please be aware that my email address has changed to [david.vale@fwc.gov.au](mailto:david.vale@fwc.gov.au) effective 1 January 2013. Please update your records accordingly.**

Level 8, Terrace Tower  
80 William Street  
East Sydney NSW 2011

[www.fwc.gov.au](http://www.fwc.gov.au)

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**From:** Shane Lanning [<mailto:Shane.Lanning@aec.gov.au>]  
**Sent:** Monday, 3 March 2014 11:49 AM  
**To:** Industrial Elections; Orgs; [p.osullivan@ahavic.com.au](mailto:p.osullivan@ahavic.com.au)  
**Subject:** Post Election Report and Declaration for AHA Election 2013/314 [DLM=For-Official-Use-Only]

### **For-Official-Use-Only**

Good morning,

Please find attached the post election report for the Australian Hotels Association.

Regards,

**Shane T Lanning**  
Manager Industrial Elections Section  
Australian Electoral Commission  
T: 03 9285 7145 | M: 0422 433 922 | F: 03 9285 7149



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

## For-Official-Use-Only

### DISCLAIMER:

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Mr Stephen Ferguson  
Chief Executive Officer  
Australian Hotels Association - Victoria  
Level 1, 1 Little Collins Street  
Melbourne VIC 3000

**Post Election Report For: Australian Hotels Association  
Election E2013/314**

I refer to the above election for your organisation.

Section 197(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 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.

Laura Leavy  
Returning Officer  
4 March 2014

Fair Work (Registered Organisations) Act 2009

POST ELECTION REPORT

**Australian Hotels Association**

**ELECTION/S COVERED IN THIS REPORT**

Election Decision No: E2013/314

**RULES**

Rules used for the election: [024n: Incorporates alterations of 20 December 2011 (R2011/241)]  
(replaces 20 December 2010 version (R2010/136))  
Rules difficult to apply/interpret: Nil  
Model Rule reference (if any): Nil

**ROLL OF VOTERS**

Total number of voters on the Roll: Ballot not required  
Number of apparent workplace addresses: Nil  
Number of non-current addresses: Nil  
Other matters pertaining to the roll of voters: Nil

**IRREGULARITIES**

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

**ATTACHMENTS**

Declaration

Laura Leavy  
Returning Officer  
4 March 2014

# Australian Hotels Association Scheduled Election - E2013/314 Delegates to National Board

## 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.

### National Accommodation Hotels Division

#### Representative from the National Accommodation Hotels Division to National Board (2)

##### Candidates

DAWSON, Robert  
MOORE, Greg

### Victorian Branch

#### Delegate to National Board representing the Victorian Branch (5)

##### Candidates

BURKE, Michael  
CANNY, David John  
CURRY, David John  
LARKIN, Ian  
ROBERTSON, Mark Lane

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

Laura Leavy  
Returning Officer  
21 February 2014



## DECISION

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

**Australian Hotels Association**  
(E2013/314)

MR ENRIGHT

MELBOURNE, 29 JANUARY 2014

*Arrangement for conduct of election.*

[1] On 6 and 29 January 2014, the Victorian Branch of the Australian Hotels Association lodged with the Fair Work Commission the prescribed information in relation to an election for the following offices:

Representatives to National Accommodation Hotels Division (2)

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

[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 GENERAL MANAGER

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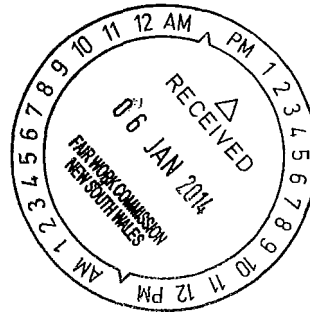


**Australian Hotels Association - Victoria**  
Level 1, 1 Little Collins Street  
Melbourne Vic 3000

e-mail: [p.osullivan@ahavic.com.au](mailto:p.osullivan@ahavic.com.au)  
Tel: (03) 9654 7100  
Fax: (03) 9654 1724

6 January 2014

Fair Work Commission  
Regulatory Compliance Branch  
**Attention: Robert Pheiffer**  
GPO Box 1994  
Melbourne Vic 3001



Dear Mr Pheiffer,

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

I, Peter Burnett, being the President of the Australian Hotels Association Victoria Branch, make the following statement:

I am the President of the Australian Hotels Association Victoria Branch.

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

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

Pursuant to Rule 11 of the Rules of the Australian Hotels Association, I request that FWC makes necessary 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 as follows:

- (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 2014. 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 collegial voting system.
- (2) The above information is lodged pursuant to 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 0408 220909 or [p.osullivan@ahavic.com.au](mailto: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

28 January 2014

Fair Work Commission  
Regulatory Compliance Branch  
**Attention: James Hall**  
GPO Box 1994  
Melbourne Vic 3001



Dear Mr Hall,

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

I, Peter Burnett, being the President of the Australian Hotels Association Victoria Branch, make the following statement:

I am the President of the Australian Hotels Association Victoria Branch.

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

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

Pursuant to Rule 11 of the Rules of the Australian Hotels Association, I request that FWC makes necessary arrangements for the Australian Electoral Commission to conduct elections for representatives of the Residential (accommodation) Hotels Division (*the Residential Hotelkeepers' Division and the Accommodation Hotels Division*) of the Australian Hotels Association Victorian Branch to the National Board of the Australian Hotels Association.

Details required to be provided pursuant to the Fair Work (Registered Organisations) Act 2009 are as follows:

#### Relevant Office:

Representative to National Accommodation Hotels Division from the Victorian Accommodation Hotels Division (2) (Rule 42(c))

Number of offices to be filled:

Two (2) (Rule 42(c))

Reason for election:

Election is required to be conducted annually. The term of each current office will expire in the normal course.

Election method:

Direct Voting System – secret postal ballot (Rule 42(c))

Electorate:

Members of the Accommodation Hotels Division within the Victorian Branch (Rule 42(c))

Date and time of commencement and expiration of period for calling or nominations:

Nominations shall close not less than 14 days nor more than 30 days after the last nomination form is posted (Rule 16(a) and 42(c))

The date on which roll of voters is to close:

Seven (7) days before the day upon which nominations for the election open (rule 42(c)).

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](mailto:p.osullivan@ahavic.com.au) should additional information be required.

Yours sincerely,



**PETER BURNETT**

President  
AHA (Vic)