From: Simon Bulloch [mailto:Simon.Bulloch@aec.gov.au]
Sent: Friday, 7 April 2017 11:47 AM
To: Orgs; Bradley Woods; Industrial Elections
Subject: SK - AHA WA Branch Election E2016/273 - Post Election Report and uncontested Declaration [SEC=UNCLASSIFIED]

Good morning,

Please find attached the post election report and uncontested declaration for AHA WA Branch Election E2016/273.

Regards,

Simon Bulloch | Manager Election Services | WA State Office Australian Electoral Commission T: (08) 6363 8011 | M: 0413 006 210 | F: (08) 6363 8052

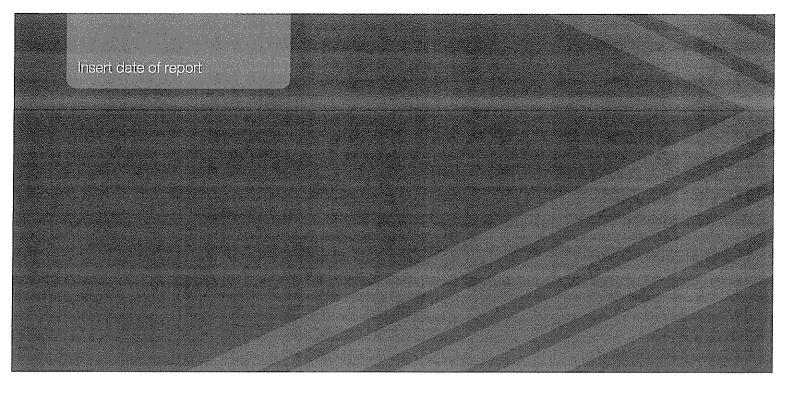


Make sure you're **enrolle** Visit www.aec.gov.au

DISCLAIMER:

If you have received this transmission in error please notify us immediately by return email and delete all copies. If this email or any attachments have been sent to you in error, that error does not constitute waiver of any confidentiality, privilege or copyright in respect of information in the email or attachments.





Post-election Report

Australian Hotels Association Western Australian Division Scheduled Election E2016/273



Contents

Election(s) Covered in this Report	.3
Rules	.3
Roll of Voters	.3
rregularities	.3
Other Matters	.4
Attachments	.4

Post-election Report | Australian Hotels Association Western Australian Division Scheduled Election E2016/273 Page 2

Election Covered in this Report

Election Decision No/s: E2016/273

Rules

Rules used for the election:

[024N-WA: Incorporates alterations of 01/11/2013 in R2013/424] and [024n: Incorporates alterations certified on 26/08/2016 in matter R2016/146]

Rules difficult to apply/interpret:	None
Module Rule reference (if any)	N/A

Roll of Voters

The roll of voters was provided by the AHA WA Branch and used to obtain the addresses of eligible members to facilitate the posting to those members of the election notice and nomination form. As the election was uncontested there was no further use of the roll.

Irregularities

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

Other irregularities identified, and action taken: Nil

Page 3

Other Matters

Nil

Attachments

1) Declaration of Results for Uncontested Offices

Bullach

Simon Bulloch Returning Officer

7 April 2017

Post-election Report | Australian Hotels Association Western Australian Division Scheduled Election E2016/273 Page 4

Australian Hotels Association Western Australian Branch Scheduled Election Delegates to National Board Representing WA Branch/National Accommodation Hotels Division

Declaration of Results for Uncontested Offices

E2016/273

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 Board Delegate (2)

<u>Candidates</u>

PEIRSON-JONES, Martin REID, Sean

I declare Martin Peirson-Jones and Sean Reid elected.

National Accommodation Hotels Division Board Representative

Candidates CAIRNS, Andrew

I declare Andrew Cairns elected.

Bullach

Simon Bulloch Returning Officer Australian Electoral Commission

7 April 2017





DECISION

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

Australian Hotels Association

(E2016/273)

MR ENRIGHT

MELBOURNE, 22 DECEMBER 2016

Arrangement for conduct of election.

[1] On 13 December 2016 the Western Australian Branch of the Australian Hotels Association lodged with the Fair Work Commission the prescribed information in relation to an election for the following offices:

National Board Delegates $(2)^1$

National Accommodation Hotels Division Representative (1)

[2] I am satisfied that an election for the above-named 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

Printed by authority of the Commonwealth Government Printer

<Price code A, PR588857>

¹ This number is in addition to the third Delegate required under the rules, which is the Branch President *ex officio*.

From: KELLETT, Stephen Sent: Thursday, 22 December 2016 3:02 PM To: 'exec@ahawa.asn.au' Subject: Attention Ms Marina Maidment - Election - AHA WA - E2016 / 273 - granted

Dear Ms Maidment,

Please see attached a copy of the Delegate's decision in relation to the above.

Yours faithfully

STEPHEN KELLETT Regulatory Compliance Branch FAIR WORK COMMISSION

80 William Street EAST SYDNEY NSW 2011

(ph) (02) 6746 3283 (mob.) 0429 462 979 (email) <u>stephen.kellett@fwc.gov</u>



From: KELLETT, Stephen Sent: Thursday, 22 December 2016 2:53 PM To: 'Industrial Elections' Subject: Election - AHA WA - E2016/273 - granted

Dear Electoral Officer,

Please see a copy of the Delegate's decision in relation to the above matter.

Yours faithfully

STEPHEN KELLETT Regulatory Compliance Branch FAIR WORK COMMISSION

80 William Street EAST SYDNEY NSW 2011

(ph) (02) 6746 3283 (mob.) 0429 462 979 (email) <u>stephen.kellett@fwc.gov</u>





Copy of Prescribed Information

Title of Matter:Application/Notification by Australian Hotels Association-Western
Australian BranchSection:s.189(1) RO Act - Notification of elections for officeSubject:E2016/273

Attn: Electoral Officer

A copy of the Prescribed Information in relation to the above matter is attached for your information.

The election decision will be forwarded to your office in due course.

Inquiries:

Any inquiries relating to this are to be directed to: <u>orgs@fwc.gov.au</u>.

14 DECEMBER 2016

From: Marina Maidment [mailto:exec@ahawa.asn.au]
Sent: Tuesday, 13 December 2016 9:14 PM
To: Orgs
Cc: GALLICHIO, Sam; Antony Vlahov
Subject: E2016/273 - Australian Hotels Association-Western Australian Branch

To whom it may concern

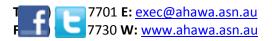
Please find attached correspondence and the prescribed information required for the Notification of Elections Pursuant of Section 189 And Regulation 138 of Fair Work (Registered Organisations) Act 2009 - Australian Hotels Association WA Branch E2016/273.

Kind regards Marina

Marina Maidment Executive Manager to the CEO



Australian Hotels Association Western Australia 38 Parliament Place West Perth WA 6005





This e-mail and any attachment contains information which is private and confidential and is intended for the addressee only. Internet communications are not secure and therefore the AHA does not accept legal responsibility for the contents of this message. If you are not an addressee, you are not authorised to read, copy or use the e-mail or any attachment. If you have received this e-mail in error, please notify the sender by return e-mail and then destroy it.





38 Parliament Place West Perth WA 6005 P0 Box 660 West Perth Western Australia 6872 T: 08 9321 7701 F: 08 9321 7730 W: www.ahawa.asn.au

13th December 2016

General Manager Fair Work Commission GPO Box 1994S MELBOURNE VIC 3001

By email: orgs@fwc.gov.au

Dear Sir

NOTIFICATION OF ELECTIONS PURSUANT OF SECTION 189 AND REGULATION 138 OF FAIR WORK (REGISTERED ORGANISATIONS) ACT 2009 - AUSTRALIAN HOTELS ASSOCIATION WA BRANCH

In accordance with the Fair Work (Registered Organisations) Act 2009, I enclose the prescribed information and statement of Mr Neil Randall, President of the Australian Hotels Association Western Australian Branch (Attachment 1).

PART A

Under Section 11 (aa) B of the National Rules of the Australian Hotels Association, the Western Australian Branch is permitted 3 representatives on the National Board. Of these 3 members, in accordance the President shall be ex officio with the other two being elected by the Branch Committee of Management.

Therefore it is requested that the following be elected by the Branch Committee of Management:

o 2 representatives to the Australian Hotels Association National Board

Under Section 42 (c) of the National Rules of the Australian Hotels Association, the Western Australian Branch is permitted one (1) representative on the National Accommodation Board. This representative shall be elected by members of the Western Australian Accommodation Division.

Therefore, it is requested that the following be elected by the Western Australian Accommodation Division:

 1 representative to the Australian Hotels Association National Accommodation Board

Rule 11 (e) requires that the Returning Officer shall call for nominations of representatives to the National Board at least 14 days prior to 1 April 2017.

Please do not hesitate to contact either myself or Marina Maidment if you have any queries or wish to discuss the matter further.

Yours sincerely

Bradley Woods CEO/EXECUTIVE DIRECTOR

PRESCRIBED INFORMATION FOR ELECTIONS in accordance with Section 189 Fair Work (Registered Organisations) Act 2009 and Regulation 138 Fair Work (Registered Organisations) Regulations 2009

I, Neil Randall, President of the Australian Hotels Association, Western Australian Branch state, make the following statement:

- 1. I am authorised to sign this statement containing prescribed information for Australian Hotels Association, Western Australian Branch
- 2. The following information is lodged under subsection 189(1) of the Fair Work (Registered Organisations) Act 2009 (the RO Act).
- 3. The elections that are required are set out in the table in Annexure A.

This statement **IS** lodged at least 2 months before nominations open for the election below.

Signed:

hilfondall

Neil Randall President Australian Hotels Association Western Australian Branch

Date: 13 December 2016

ANNEXURE A

Elections that are required:

Branch	Name of Office	Number required	Voting System	Reason for Election	Electorate
			Direct voting system; Collegiate electoral system	Casual vacancy; New office created; Insufficient nominations	
AHA WA	National Board Delegate	2	Collegiate	Scheduled [Rule 11 (aa) B]	National Board
AHA WA	National Accommodation Hotels Division Representative	1	Collegiate	Scheduled [Rule 11 (e)]	National Board

Important dates:

	Collegiate Electoral System
Nominations OPEN	At least 14 days prior to 1 April 2017 (rule 11 (e))
Nominations CLOSE	
Roll of Voters cut off date	



1 December 2016

Mr Bradley Woods Executive Director Australian Hotels Association-Western Australian Branch

Sent via email: exec@ahawa.asn.au

CC: AEC Returning Officer by email: industrial.elections@aec.gov.au

Dear Mr Woods,

Courtesy Letter - Election for offices [E2016/273]

The rules of the Australian Hotels Association-Western Australian Branch indicate that an election for offices within the branch is due to commence shortly.

- Delegate to National Accommodation Hotels Division
- Delegates to National Board

It appears that nominations for the election for the above-named offices open in March next year.

This is a courtesy letter to remind you of your obligation to lodge information about the election (known as the 'prescribed information') pursuant to sub-sections 189(1) and (2) of the *Fair Work (Registered Organisations) Act 2009* (the 'Act') within the month. Prescribed information must be lodged with the Fair Work Commission (the Commission) two months before nominations open for the election.

If you have a different interpretation for the commencement of the election or the offices due for election under your rules, please let the Commission know, otherwise, the prescribed information should contain details of the election as required by regulation 138(1) of the *Fair Work (Registered Organisations) Regulations 2009* (the 'Regulations'), and any subsequent collegiate elections, if that is relevant. A sample of the prescribed information can be found on our website at <u>https://www.fwc.gov.au/registered-organisations/fact-sheets-templates-webinars</u>.

The prescribed information should be emailed to <u>orgs@fwc.gov.au</u>. If your branch believes that it will be unable to comply with the prescribed day as set out in the Regulations, it will need to apply to the General Manager within the month for a later date. Such request will need to set out in detail the reason why your organisation is unable to comply with the requirement. While the General Manager will consider such an application, there is no assurance that consent to a later day will be allowed.

It should be noted Section 189(2) is a civil penalty provision. Failure for an organisation to comply may result in legal proceedings being issued with the possibility of a pecuniary penalty being imposed upon an officer and/or the organisation.

The Commission intends to continue to provide reminders that an election is due as a courtesy. However failure to receive a reminder from the Commission cannot be relied on as a reason for late, incorrect or non-lodgment of prescribed information. The obligation to lodge prescribed information consistent with the Act and the rules of the organisation rests with the organisation.

When lodging the prescribed information, please quote [E2016/273]

11 Exhibition Street Melbourne VIC 3000 GPO Box 1994 Melbourne VIC 3001 Telephone: (03) 8661 7777 Facsimile: (03) 9655 0410 Email : orgs@fwc.gov.au Internet : www.fwc.gov.au Should you seek any clarification in relation to the above, please contact the Commission on orgs@fwc.gov.au.

Yours sincerely,

Milli

Sam Gallichio Adviser Regulatory Compliance Branch

11 Exhibition Street Melbourne VIC 3000 GPO Box 1994 Melbourne VIC 3001 Telephone: (03) 8661 7777 Facsimile: (03) 9655 0410 Email : Sam.Gallichio@fwc.gov.au Internet : www.fwc.gov.au