



9 April 2018

Mr Andrew Kay
President
Australian Entertainment Industry Association
info@liveperformance.com.au

Cc: Ms Evelyn Richardson
Email: erichardson@liveperformance.com.au

Dear Mr Kay,

Declaration and information lodged under subsection 233(1) [Annual Return] for 2018 [AR2018/41]

I acknowledge receipt by the Registered Organisations Commission (the ROC) on 23 February, 26 March and 4 April 2018 of your organisation's Annual Return and amended Annual Returns which provide information under subsection 233(1) of the *Fair Work (Registered Organisations) Act 2009* (the RO Act).

Thank-you for providing your Annual Return.

The documents lodged provide the required information for the 2018 Annual Return of the Australian Entertainment Industry Association.

The Annual Return has been filed. Annual returns are publicly available on the website through the [List of Registered Organisations](#).

Notifications of Change

Any changes to these records must be notified to the ROC within 35 days of the change. A template Notification of Change Declaration is available on the [fact-sheets](#) page of our website. Australian Entertainment Industry Association is encouraged to use this template if any changes occur.

If you have any queries regarding this correspondence I can be contacted on 1300 341 665 or by email at regorgs@roc.gov.au

Yours faithfully

Andrea O'Halloran
Registered Organisations Commission



ANNUAL RETURN 2018 DECLARATION

I, **ANDREW KAY**, of Level 1 / 15-17 Queen St, Melbourne 3000, President of the Australian Entertainment Industry Association (AEIA), Org code 031N, an organisation of employers registered under the Fair Work (Registered Organisations) Act 2009, in the State of Victoria, do solemnly and sincerely declare:

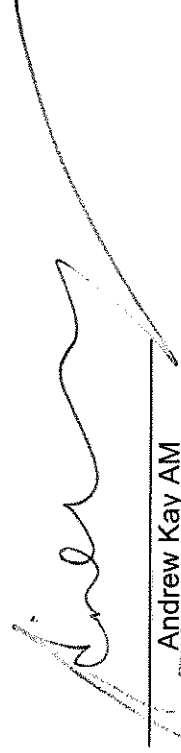
1. A register of members has, during the preceding calendar year, been kept and maintained in accordance with the requirements of s.230 (1) (a) and subsection 230 (2) of the Fair Work (Registered Organisations) Act 2009. In accordance with Section 233(1)(b) a copy of the records required to be kept under paragraphs 230(1)(b), (c) and (d) have been certified by declaration by the secretary or other prescribed officer of the organization to be a correct statement of the information contained in those records.
2. The list of offices in the Association for which nominations are called or may be made are as follows:
 - President (1)
 - Vice Presidents (2)
 - Executive Councillors (not less than three or more than 15)
3. The names, postal addresses and occupations of the persons holding offices in the Association as at 31 December 2017 are as follows:

The address for all Office Holders and Committee Members is
Level 1, 15 – 17 Queen Street, Melbourne 3000.

<u>OFFICER</u>	<u>OCCUPATION</u>
<u>President</u>	
Andrew Kay AM	Producer
<u>Vice President</u>	
Maria O'Connor	Managing Director
John Kotzas	Chief Executive
<u>Executive Councillors</u>	
Torben Brookman	Director
Alex Budd	Executive Producer
Lisa Campbell	Producer
Michael Cassel	Director

Michael Coppel AM	President/ CEO
Sue Donnelly	Executive Director
Richard Evans	Managing Director
Douglas Gautier AM	Chief Executive Officer
Shirley McGrath	Financial Controller
Patrick McIntyre	Executive Director
Liza Mclean	Director
Rod Pilbeam	Executive Director
Melanie Smith	Executive, Performing Arts
Fiona Winning	Head of Programming
Louise Withers	Managing Director

4. There are no branches or other divisions of the Association.
5. There are no new branches or other divisions of the Association.
6. There are no Old branches or other divisions of the Association.
7. The Registered Office of the Association is at Level 1, 15 – 17 Queen Street, Melbourne 3000 in the State of Victoria.
Phone: 03 8614 2000
Email: info@liveperformance.com.au.
8. In accordance with the AEIA rule 11(d), the Executive Council shall be elected for a term of two years.
An election was conducted by the Australian Electoral Commission in November 2017.
The results were announced at the Annual General Meeting held on 01 December 2017.
The next election of the Executive Council will be held in November 2019.
9. As at 31 December 2017 the organisation had 406 members.



Andrew Kay AM
President

Signed at Melbourne this 28 March 2018



1 February 2018

Mr Andrew Kay
President
Australian Entertainment Industry Association

Sent via email: info@liveperformance.com.au

Dear Mr Kay,

**Australian Entertainment Industry Association
Annual Return of Information for 2018 [AR2018/41]**

This is a courtesy letter to remind you of the obligation to lodge an Annual Return of Information for 2018 in respect of the Australian Entertainment Industry Association by **31 March 2018**.

What must be lodged?

A signed and dated declaration certifying matters prescribed in the *Fair Work (Registered Organisations) Act 2009* (the RO Act) must be lodged with the Registered Organisations Commission (the Commission). The matters to be included in the declaration are set out in the attached checklist.

In maintaining the register of members, your attention is drawn to the circumstances where membership ceases to exist (s.230(2)(b) and s.171A of the RO Act).

Once an Annual Return has been lodged, a copy will be posted on our website at [List of Registered Organisations](#). Therefore, to protect the privacy of the relevant office holders listed in the declarations, it is recommended that officers list their official mailing address rather than personal home address.

Who must sign the declaration?

The declaration must be signed by the Secretary, or where applicable, such other elected official who is required under the rules or by resolution of the organisation, to keep the relevant records (other prescribed officer). A declaration signed by a non-elected person does not meet this requirement.

Who lodges the Annual Return of information?

Section 233 places the onus of lodgement on the organisation and not on each individual branch. It is therefore the national body that is obliged to collate and lodge all of the required information. Annual Return templates are available on the Commission website at [Registered Organisations fact sheets](#), one for an [organisation with branches](#) and one for an [organisation without branches](#).

What happens if the information changes?

The Secretary, or other prescribed officer, must notify the Commission within 35 days of any changes to such records that may occur throughout the year.

Failure to comply with these obligations is subject to a civil penalty provision (up to \$63,000 for a body corporate and \$12,600 for an individual per contravention), under s.305 of the RO Act.

Please do not hesitate to contact the Commission by phone on 1300 341 665 or by e-mail at regorgs@roc.gov.au if you wish to discuss the requirements outlined in this correspondence.

Yours faithfully,



Sam Gallichio
Adviser
Registered Organisations Commission

Obligation to lodge Annual Return of Information by 31 March

For full details see ss.230-233 of the *Fair Work (Registered Organisations) Act 2009* (the RO Act), and rr.147-151 of the *Fair Work (Registered Organisations) Regulations 2009* (the RO Regulations).

A copy of each of the following records must be lodged with the Fair Work Commission (the Commission) between 1 January and 31 March each year. They must be certified by a declaration stating that it is a correct statement of the information contained in that record, signed by the Secretary or such other elected official who is required under the rules, or by resolution of the organisation, to keep the relevant records (**other prescribed officer** see r.150 of the RO Regulations).

Failure to comply with these obligations is subject to a civil penalty provision – see s.305 of the RO Act.

Requirement	Details of requirement
Maintenance of Register of Members	A declaration by the Secretary or other prescribed officer certifying that the register of members has, during the immediately preceding calendar year, been kept and maintained as required by ss.230(1)(a) and (2) [s.233(1)(a)] Note: In maintaining the register of members, your attention is drawn to s.171A of the RO Act that outlines the circumstances where membership ceases to exist.
List of Offices	A list of the offices in the organisation and each branch (note the definition of office and officer in ss.6 and 9) [s.230(1)(b)]
List of Office holders	A list of the names, postal addresses and occupations of the persons holding the offices (note the definition of office and officer in ss.6 and 9) [s.230(1)(c)]
List of Branches	A record of the name of each branch of the organisation [s.230(1)(d) and r.147(a)]
New Branches	A record of the name of each branch that commenced operation in the previous 12 months [s.230(1)(d) and r.147(b)]
Old Branches	A record of the name of each branch that ceased operation in the previous 12 months [s.230(1)(d) and r.147(c)]
Addresses of Organisation and Branches	A record of the address of the office of the organisation and the address of the office of each branch [s.230(1)(d) and r.147(d)]
Elections in Organisation and Branches	A record of each election that must, under the rules of the organisation, be held during the year commencing 1 January of the year in which the return is lodged, for any offices in the organisation and branches of the organisation . [s.230(1)(d) and r.147(e)] Note: this provision does not relieve an organisation or branch from the separate requirement to lodge prescribed information prior to each election, as required by s.189 of the RO Act
Statement concerning number of members	A record of the number of members on 31 December in the previous year; and If the organisation has entered into an agreement relating to members of State unions under s.151(1) of the RO Act,- a record of the number of members of the organisation who were (on 31 December in the previous year) ineligible State members in relation to the organisation within the meaning of s.150 of the RO Act. [s.230(1)(d) and rr.147(f) and (g)]

Obligation to notify of changes within 35 days

If there are any changes during the year to the offices, officeholders, branches (where relevant) or the address of the organisation and/or its branches an organisation must, within 35 days of the change, lodge with the Commission, a notification of such changes certified by declaration signed by the secretary or other prescribed officer of the organisation to be a correct statement of the changes made [RO Act s.233(2) and RO Regulations r.151 refer].