

26 November 2021

# Post-election report

Australian Hotels Association  
Scheduled election  
E2021/161

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# Election(s) Covered in this Report

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Organisation: Australian Hotels Association

Election: Scheduled

Election Decision No/s: E2021/161

## Rules

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Rules used for the election: 024N: Incorporates alterations of 12 February 2021 [R2020/170]

(replaces rulebook dated 24 December 2020 [R2020/171])

Rules difficult to apply/interpret: No

Model Rule reference (if any): N/A

## Other Matters

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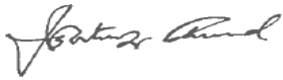
Returning Officer actions required (Section 193): Yes

Details: The matters in which I have exercised the authority given to me by s.193 of the Act are:

- As there is no rule pertaining to the withdrawal of Nomination, the Returning Officer applied subparagraph 193(1) (b)(ii) of the Fair Work (Registered Organisation) Act 2009 to fix a closing time for the withdrawal of nomination and the withdrawal period was aligned with the nomination closing date.
- Rule of the Organisation states that ballot to open within 14 days of the close of the nomination. The Returning Officer deems that this time frame is not sufficient. The Returning Officer applied subparagraph 193(1) (b)(ii) of the Fair Work (Registered Organisation) Act 2009 to extend the period considering eligibility check and defect period and opened the ballot within 21 days of the close of the nomination instead of 14 days.
- Due to Covid -19 issue the ballot could not be conducted by attendance. To address the issue, the Returning Officer applied subparagraph 193(1) (b)(ii) of the Fair Work (Registered Organisation) Act 2009 and the ballot was conducted by post.
- Rules regarding the timetable of the election were set aside as the AEC held concerns that the coronavirus pandemic may impact on the ability for stakeholders to fully participate in the election. A timetable for the conduct of the ballot which varied from the rules was set when the AEC was satisfied that stakeholders would be able to fully participate.
- In spite of the rules of the organisation, nominations are to be lodged via email/ AEC portal to ensure that no irregularities occur as a result of the restrictions imposed by the Coronavirus pandemic and current Australia Post delivery times.

## Signed

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Ishtiaq Ahmed  
Returning Officer  
Australian Electoral Commission  
E: IEEvents@aec.gov.au  
P: 02 9375 6331  
26 November 2021

## Attachments

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- A. Declaration of results for Uncontested Offices – National

**Australian Hotels Association**  
**DECLARATION OF RESULTS - E2021/161**  
**Uncontested Offices**

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**Scheduled Election**

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 are:

**President (1)**

Candidates

LEACH Scott

**Senior Vice President (1)**

Candidates

CANNY David

**Vice President (1)**

Candidates

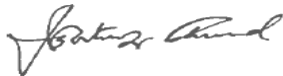
PALMER Paul

**Secretary/Treasurer (1)**

Candidates

BASHEER David

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



Ishtiaq Ahmed  
Returning Officer  
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04/11/2021



## DECISION

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

**Australian Hotels Association**  
(E2021/161)

MR STEENSON

SYDNEY, 30 AUGUST 2021

*Arrangement for conduct of election.*

[1] On 11 and 16 August 2021 the Australian Hotels Association lodged with the Registered Organisations Commission prescribed information for an election to fill the following offices for a new term of office:

### National Board

President	(1)
Senior Vice President	(1)
Vice President	(1)
Secretary/Treasurer	(1)

[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 COMMISSIONER

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**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, David Basheer, being the Treasurer of the Australian Hotels Association (AHA) declare that:

1. I am authorised to sign this statement containing prescribed information for the AHA.
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 relate to the AHA National Board Officers and are set out in Annexure A.
4. There are no rules alterations pending that will impact the election.
5. This statement is lodged at least 2 months before nominations open for the election below

Signed:



Dated:

8/8/21

## Annexure A

- Elections that are required

Branch	Name of Office	Number required	Voting System <i>Direct voting system; Collegiate electoral system</i>	Reason for Election <i>Scheduled; Casual vacancy; New office created; Insufficient nominations</i>	Electorate
<i>National/Central Office</i>	President	1	Collegiate electoral system	Scheduled	National Board (Rule 14)
<i>National/Central Office</i>	Senior Vice President	1	Collegiate electoral system	Scheduled	National Board (Rule 14)
<i>National/Central Office</i>	Vice President	1	Collegiate electoral system	Scheduled	National Board (Rule 14)
Insert branch name <i>National/Central Office</i>	Secretary/Treasurer	1	Collegiate electoral system	Scheduled	National Board (Rule 14)

- Important dates:

<b>Collegiate Electoral System</b>	
<b>Nominations OPEN</b>	To be determined by the Returning Officer
<b>Nominations CLOSE</b>	To be determined by the Returning Officer
<b>Roll of Voters cut off date</b>	To be determined by the Returning Officer