



## AMENDING DECISION

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

**Australian Hotels Association**  
(E2019/217)

MR STEENSON

SYDNEY, 16 FEBRUARY 2021

*Arrangement for conduct of election.*

[1] On 20 December 2019 and 11 February 2020, the Queensland Branch of the Australian Hotels Association lodged with the Registered Organisations Commission prescribed information for an election to fill the following offices:

Delegates to National Board (additional to the Branch President as <i>ex officio</i> Delegate)	(4)
Representative to National Accommodation Hotels Division	
Northern Zone	(1)
Southern Zone	(1)

[2] On 14 February 2020, a decision was issued by a Delegate of the Commissioner making arrangements for the conduct of an election for the abovementioned offices by the Australian Electoral Commission (AEC), as the Delegate was satisfied that an election for these offices was required to be held under the rules of the organisation at that time under subsection 189(3) of the *Fair Work (Registered Organisations) Act 2009*.

[3] At the time when the decision was issued, on 14 February 2020, the rules governing the operation of the organisation required an annual election for the office of Delegates to National Board and for the office of the Representative to the National Accommodation Hotels Division.

[4] As a result of the suspension of the conduct of most industrial elections by the AEC due to the COVID-19 pandemic, and associated restrictions, this election (E2019/217) was delayed along with many others. This election is yet to be conducted.

[5] In the meantime, in response to the delays in conducting industrial elections, the organisation lodged rule alterations with the Fair Work Commission (FWC) to insert Rule 44A into the organisation's rules in order to extend the term of office from one (1) year to two (2)

years for particular offices. This rule alteration (matter R2020/171) was certified by the FWC on 24 December 2020.<sup>1</sup>

[6] Rule 44A provides that for the offices of: delegates to National Board (Rule 11); members of the National Executive (Rule 15); and offices of the National Accommodation Hotels Division (Rule 42); where the terms of those offices commenced in 2019 such terms shall expire in 2021.

[7] On 18 January 2021, the Branch lodged prescribed information, in accordance with its rules, requesting a scheduled election (**E2020/216**) to fill the offices of Delegates to National Board (additional to the Branch President being an *ex officio* Delegate) and the offices of Representative to the National Accommodation Hotels Division from the Northern Zone and Southern Zone, for the next term of office, i.e. for the term commencing in 2021. I have today issued a decision in that matter.

[8] Accordingly, this amending decision is issued to determine that, following the insertion of rule 44A in the organisation's rules, the election for the four (4) offices of Delegate to National Board (additional to Branch President) and the offices of Representative to the National Accommodation Hotels Division, Northern Zone and Southern Zone, for the term 2020 to 2021, as set out in the decision dated 14 February 2020 in **E2019/217** is no longer required.



DELEGATE OF THE COMMISSIONER

Printed by authority of the Commonwealth Government Printer

PR351849

---

<sup>1</sup> [2020] FWCD 5821



## DECISION

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

**Australian Hotels Association**  
(E2019/217)

MR ENRIGHT

MELBOURNE, 14 FEBRUARY 2020

*Arrangement for conduct of election.*

[1] On 20 December 2019 and 11 February 2020, the Queensland Branch of the Australian Hotels Association lodged with the Registered Organisations Commission prescribed information for an election to fill the following offices:

Delegates to National Board (in addition to ex officio Branch President) (4)

Representative to National Accommodation Hotels Division (Northern Zone) (1)

Representative to National Accommodation Hotels Division (Southern Zone) (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

Printed by authority of the Commonwealth Government Printer

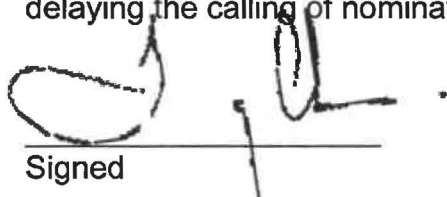
PR351570

# STATEMENT OF PRESCRIBED INFORMATION FOR ELECTIONS

## SECTION 189 FAIR WORK (REGISTERED ORGANISATIONS) ACT 2009 AND REGULATION 138 FAIR WORK (REGISTERED ORGANISATIONS) REGULATIONS 2009

I, Tony Condon, being the Secretary/Treasurer of the Australian Hotels Association (Qld Branch), make the following statement:

1. I am authorised to sign this statement containing prescribed information for the Australian Hotels Association (Qld Branch).
2. The following information is lodged under subsection 189(1) of the *Fair Work (Registered Organisations) Act 2009*.
3. The elections that are required are set out in the table in Annexure A.
4. This statement is lodged at least two months before nominations open for the election below.
5. The Committee of Management of the Australian Hotels Association (Qld Branch) is subject to a scheduled election in January, 2020 which may require the returning officer delaying the calling of nominations under rule 11(f).



Signed

6 February 2020  
Date

**ANNEXURE A**

- Elections that are required

Branch	Name of Office	Number required	Voting System	Reason for Election	Electorate
Queensland	Representative to National Accommodation Hotels Division (Northern Zone)	1	Direct Voting System	Scheduled	Members of the Northern Zone of the Qld Accommodation Hotels Division.  (See rr.42 (a) – (c) of the Australian Hotels Association Rules, rule 72(b) of the Qld AHA rules).
Queensland	Representative to National Accommodation Hotels Division (Southern Zone)	1	Direct Voting System	Scheduled	Members of the Southern Zone of the Qld Accommodation Hotels Division.  (See rr.42 (a) – (c) of the Australian Hotels Association Rules, rule 72(b) of the Qld AHA rules).


- Important dates:

	Collegiate Electoral System
<b>Nominations OPEN</b>	At least 14 days prior to the first day of April 2020 (r.11(e)).
<b>Nominations CLOSE</b>	1 April 2020 or such later time as allowed by the Returning Officer (r.11(f)).
<b>Roll of Voters cut-off date</b>	Seven days before the day upon which nominations for the election open (r.11(e)).

**STATEMENT OF PRESCRIBED INFORMATION FOR ELECTIONS**  
**SECTION 189 FAIR WORK (REGISTERED ORGANISATIONS) ACT 2009 AND**  
**REGULATION 138 FAIR WORK (REGISTERED ORGANISATIONS)**  
**REGULATIONS 2009**

I, Tony Condon, being the Secretary/Treasurer of the Australian Hotels Association (Qld Branch), make the following statement:

1. I am authorised to sign this statement containing prescribed information for the Australian Hotels Association (Qld Branch).
2. The following information is lodged under subsection 189(1) of the *Fair Work (Registered Organisations) Act 2009*.
3. The elections that are required are set out in the table in Annexure A.
4. This statement is lodged at least two months before nominations open for the election below.
5. The Committee of Management of the Australian Hotels Association (Qld Branch) is subject to a scheduled election in January, 2020 which may require the returning officer delaying the calling of nominations under rule 11(f).

  
Signed \_\_\_\_\_

19 Dec 2019  
Date

**ANNEXURE A**

- Elections that are required

<b>Branch</b>	<b>Name of Office</b>	<b>Number required</b>	<b>Voting System</b>	<b>Reason for Election</b>	<b>Electorate</b>
<i>Queensland</i>	<i>Delegate to National Board</i>	<i>5</i>	<i>Collegiate Electoral System</i>	<i>Scheduled</i>	<i>Members of the Branch Committee of Management, however, one of the offices is filled by the President of the Branch ex officio (see rr.11(aa)(A), 11(aa)(D) and 11(f) of the Australian Hotels Association Rules).</i>

- Important dates:

	<b>Collegiate Electoral System</b>
<b>Nominations OPEN</b>	<i>At least 14 days prior to the first day of April 2020 (r.11(e)).</i>
<b>Nominations CLOSE</b>	<i>1 April 2020 or such later time as allowed by the Returning Officer (r.11(f)).</i>
<b>Roll of Voters cut-off date</b>	<i>Seven days before the day upon which nominations for the election open (r.11(e)).</i>