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28/03/2019

*By email*

Dear Sir/Madam

### **Myer Pty Limited - application for re-authorisation AA1000436—draft determination**

The Australian Competition and Consumer Commission (the ACCC) has issued a draft determination in respect of the application for re-authorisation lodged by Myer Pty Limited (Myer) on 12 February 2019.

Myer is seeking re-authorisation to invite concession stores, which operate separate businesses within Myer stores and/or conduct sales through Myer's online retail store to participate in a variety of Myer's promotions.

On 13 March 2019, the ACCC granted interim authorisation to Myer as its current authorisation was due to expire on 14 March 2019.

### **Draft determination**

A copy of the ACCC's draft determination is attached.

For the reasons set out in its draft determination, the ACCC proposes to grant re-authorisation for 10 years.

### **Next steps**

Once the ACCC issues a draft determination, the Applicant or any interested party may make a written submission and/or request that the ACCC convene a 'pre-decision conference'.

### **Making a submission**

If you wish to make a submission in response to the ACCC's draft determination, please lodge your submission by **12 April 2019**. Submissions should be emailed to [adjudication@accc.gov.au](mailto:adjudication@accc.gov.au) with the subject "AA1000436 – Myer – submission".

The ACCC will consider any submissions it receives and will then release a final determination in relation to this application.

Submissions will be placed on the ACCC's public register subject to any request for exclusion. Please see the ACCC's publication [Guidelines for excluding information from the public register](#).

## Optional pre-decision conference

In some cases the applicant or an interested party requests that the ACCC convene a pre-decision conference in relation to the draft determination. If a conference is called in this matter it will be open to the applicant and interested parties to attend and make oral submissions in relation to the draft determination. Conferences are conducted informally and while legal or professional advisers are able to attend they are not entitled to participate in the discussion.

If you wish the ACCC to hold a pre-decision conference in relation to the draft determination you must notify the ACCC in writing by **12 April 2019**.

## Timetable

The ACCC will continue to progress its assessment of the application in a timely manner. An updated indicative timetable is set out below for your information.

<b>12 February 2019</b>	Lodgement of application
<b>14 February 2019</b>	Public consultation process begins
<b>28 February 2019</b>	Closing date for submissions from interested parties
<b>13 March 2019</b>	Interim authorisation decision
<b>28 March 2019</b>	Draft determination
<b>April 2019</b>	Public consultation on draft determination including any conference if called
<b>April/May 2019</b>	Final Determination

This letter has been placed on the ACCC's public register. If you wish to discuss any aspect of this matter please do not hesitate to contact Luke Griffin on (02) 6243 1114.

Yours sincerely



Gavin Jones  
Director  
Adjudication