



Our ref: AA1000444
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14/08/2019

Joshua Landis
Executive Manager, Public Affairs
Clubs Australia

By email: JLandis@clubsaustralia.com.au
Cc: ssawday@clubsnsw.com.au

Dear Mr Landis

Clubs Australia – application for authorisation AA1000444 – draft determination & interim authorisation

The Australian Competition and Consumer Commission (the **ACCC**) has issued a draft determination in respect of the application for authorisation lodged by Clubs Australia on 4 June 2019.

For the reasons set out in its draft determination, the ACCC proposes to grant authorisation for 10 years to enable Clubs Australia to collectively negotiate on behalf of its current and future members with specified suppliers in relation to price of product, terms of supply, settlement discounts, product development, joint advertising and marketing, distribution and on data-related terms with a narrower set of specified suppliers.

The ACCC has also decided to grant interim authorisation to enable Clubs Australia to collectively negotiate on behalf of its member clubs on the same terms and with the same suppliers as previously authorised under A91381.

A copy of the ACCC's draft determination and summary of its reasons is attached and also available on the ACCC's [authorisations public register](#).

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'.

If you wish to make a submission in response to the ACCC's draft determination, please lodge your submission by **28 August 2019**.

A pre-decision conference provides the opportunity for interested parties to 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 **28 August 2019**.

The ACCC will consider any submissions it receives, including any oral submissions made should a pre-decision conference be called, and will then release a final determination in relation to these applications.

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](#).

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.

| Indicative date | Stage in assessment process |
|-------------------|--|
| 4 June 2019 | Lodgement of application and supporting submission. |
| 12 June 2019 | Public consultation process begins. |
| 14 August 2019 | Draft determination and decision regarding interim authorisation. |
| 28 August 2019 | Public consultation on draft determination including any conference if called. |
| September/October | 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 Alex Reed on 02 6243 1364.

Yours sincerely



Susie Black
Director (A/g)
Adjudication Branch