



Our ref: AA1000547
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Dear Sir/Madam

7-Eleven application for revocation of authorisation AA1000500 and substitution of AA1000547 – 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 7-Eleven Stores Pty Limited (**7-Eleven**) on 11 March 2021.

Draft determination

For the reasons set out in its draft determination, the ACCC proposes to grant re-authorisation, with condition, for a further 6 months from the date the ACCC's final determination comes into effect.

The condition requires that:

- 7-Eleven must notify the ACCC of the Franchisees it proposes to approach for temporary closure or a reduction in operating hours under the Conduct, at least 24 hours prior to approaching those Franchisees;
- 7-Eleven must notify the ACCC of:
 - (a) those Franchisees that have agreed to either temporarily close or reduce the trading hours, and
 - (b) any corporate owned store that is temporarily closed and/or has the hours reduced. Such notification must be provided as soon as practicable after an arrangement has been reached but not less than 48 hours after the implementation of the store's closure or reduction in hours.

Interim authorisation

7-Eleven also requested urgent interim authorisation in its application to allow it to continue to engage in the conduct, prior to the ACCC's final determination in relation to the substantive application for authorisation. On 25 March 2021, the ACCC granted interim authorisation subject to the same condition outlined above.

A full copy of the application for re-authorisation, interim authorisation decision and draft determination are 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'.

Making a submission

The ACCC invites you to make a submission on the draft determination. In making your submission, please provide information, evidence and views about the likely public benefits, effects on competition and any other public detriment that you consider will result from the proposed conduct.

If you intend to provide a submission, please do so by **22 July 2021**. If you wish to request an extension, please contact us on the details below as early as possible. Submissions after the due date (or after any extension granted) may not be taken into account.

Please email your submission to exemptions@acc.gov.au, with the subject 'AA1000547 – 7-Eleven – submission'.

Your submission **will** be placed on the ACCC's [authorisations public register on the internet](#) unless you have made a request (with reasons) for us to exclude part or all of the submission from the public register (see [Guidelines for Excluding Information from the Public Register for more information on how to make a request and how we assess requests](#)).

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 its draft determination. If a conference is called 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 15 July 2021 by email to exemptions@acc.gov.au.

Timetable

The ACCC will progress its assessment of the application in a timely manner. An indicative timetable is set out below for your information, and an up to date version (including any changes) will be posted on the public register.

Indicative date	Stage in assessment process
11 March 2021	Lodgement of application and supporting submission.
25 March 2021	Urgent interim authorisation and public consultation process begins.
15 April 2021	Closing date for submissions from interested parties.
1 July 2021	Draft determination.
July 2021	Public consultation on draft determination including any conference if called.
August 2021	Final determination.

This letter has been placed on the ACCC's public register. If you have any questions or wish to discuss any aspect of this matter, please do not hesitate to contact Tom Whitby on 02 6243 1012 or exemptions@acc.gov.au.



Yours sincerely
Danielle Staltari
Director
Competition Exemptions