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24/03/2022

[www.accc.gov.au](http://www.accc.gov.au)

By email

Dear Interested Party

## **NPP Australia Limited – application for re-authorisation AA1000601 – draft determination & interim authorisation**

The Australian Competition and Consumer Commission (the ACCC) has issued a draft determination in respect of the application for re-authorisation lodged by NPP Australia Limited on 14 January 2022.

For the reasons set out in its draft determination, the ACCC proposes to grant re-authorisation for 5 years. The ACCC has also decided to grant interim authorisation to allow NPP Australia to continue to give effect to the NPP Regulations that apply to the suspension and termination of NPP's participants while the ACCC completes its assessment.

A copy of the ACCC's draft determination 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'.

### **Making a submission**

If you wish to make a submission in response to the ACCC's draft determination, please lodge your submission by **8 April 2022**. Submissions should be emailed to [exemptions@acc.gov.au](mailto:exemptions@acc.gov.au) with the subject "AA1000601 – NPP Australia Limited – submission". If you prefer to make an oral submission, please contact Gavin Jones via the details at the end of this letter.

The ACCC will consider any submissions it receives, including any oral submissions made at a pre-decision conference (should one be called - see below), 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 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 **8 April 2022** by email to [exemptions@acc.gov.au](mailto:exemptions@acc.gov.au).

## 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
14 January 2022	Lodgement of application and supporting submission.
20 January 2022	Public consultation process begins.
24 March 2022	Draft determination and interim authorisation decision
March/April 2022	Public consultation on draft determination including any conference if called.
April/May 2022	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 me on 03 9290 1475 or at [exemptions@acc.gov.au](mailto:exemptions@acc.gov.au).

Yours sincerely



Gavin Jones  
Director  
Competition Exemptions