



**Australian
Competition &
Consumer
Commission**

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30 May 2005

Mr Don Larkin
Chief Executive Officer
The Australasian Institute of Mining & Metallurgy
Level 3, 15-31 Pelham Street
Carlton VIC 3053

Dear Mr Larkin

Application for authorisation lodged by the Australasian Institute of Mining and Metallurgy for the arrangements embodied in its Charter, Codes and By-laws (A90824)

I refer to your letter of 26 May 2005 and to the Resolution to Amend the By-Laws that you provided.

By way of clarification, the Australian Competition and Consumer Commission (the ACCC) had already made the determination to grant authorisation to Australasian Institute of Mining and Metallurgy's (the Institute) application for the revocation of authorisations A234 & A90517 and their substitution by authorisation A90824 on 16 December 2004. However, the grant of authorisation was made subject to the Institute's fulfilment of three conditions within six months of the authorisation coming into effect.

The proposed new by-laws 26(1), 26(4) and 26(11) appear to satisfy the three conditions placed upon the grant of authorisation.

As the Extraordinary General Meeting (EGM) is yet to take place, could you please advise the ACCC:

1. whether the resolution is passed at the EGM on 26 June 2005; and
2. if passed, when assent is granted by the Governors-General of Australia and New Zealand.

Please note that the conditional authorisation was granted in relation to Version 13 (23 September 2004) of the Institute's By-Laws, which were received by the ACCC on 29 September 2004. I note that in addition to the amendments that meet the three conditions of authorisation, the proposed new by-laws contain numerous amendments with which the ACCC is not familiar.



If you have any questions please do not hesitate to contact Kate Eckermann on (02) 6243 1236, otherwise I look forward to hearing from you after the EGM on 26 June 2005.

Yours sincerely

A handwritten signature in black ink, appearing to read 'Scott Gregson', with a large, sweeping flourish at the end.

Scott Gregson
A/g General Manager
Adjudication Branch