



Australian  
Competition &  
Consumer  
Commission

Our Ref: C2005/1615  
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30 November 2005

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Mr Geoff Carter  
Partner  
Minter Ellison  
GPO Box 769G  
MELBOURNE VIC 3001

Dear Mr Carter

**Re: Application for authorisations A90984 and A90985 - draft determination**

The Australian Competition and Consumer Commission (the ACCC) has issued a draft determination in respect of the applications for authorisation lodged by the Federation of Australian Wool Organisations for itself, and on behalf of the National Council of Wool Selling Brokers of Australia Ltd and the Private Treaty Wool Merchants of Australia Inc (the Applicants) on 20 September 2005.

A copy of the ACCC's draft determination is attached. For the reasons set out in its draft determination, the ACCC proposes to grant authorisation for two years.

**Pre-determination conference**

Once the ACCC issues a draft determination, the Applicants or any interested party may request the ACCC to convene a 'pre-decision conference'. A pre-decision conference provides the opportunity for the Applicants or interested parties to make oral submissions in relation to the draft determination. Pursuant to section 90A of the *Trade Practices Act 1974* (the Act), the Applicants and any interested party must notify the ACCC in writing by **close of business 14 December 2005** if that party wishes the ACCC to hold a pre-decision conference in relation to the draft determination. In the event of such a conference being notified, it must be held no later than 30 days after it is requested.

**Further submissions**

Before the ACCC makes a final determination regarding the applications, it provides an opportunity for the Applicants and interested parties to make a written submission in response to the ACCC's draft determination. Written submissions should be lodged by **close of business 14 December 2005** at the following address:



The General Manager  
Adjudication Branch  
Australian Competition & Consumer Commission  
PO Box 1199  
DICKSON ACT 2602

Submissions can also be lodged by e-mail to [adjudication@acc.gov.au](mailto:adjudication@acc.gov.au) or by facsimile on 02 6243 1211.

Unless confidentiality is requested, submissions will be placed on the ACCC's Public Register. If you wish to request confidentiality, a claim should be submitted clearly identifying the information you wish to be treated as confidential. You will then be informed of the outcome of your claim and if refused you may request that the relevant information be returned to you. Information excluded from the Public Register for reasons of confidentiality will still be considered by the ACCC when reaching its decision. Guidelines for seeking confidentiality are attached for your information.

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

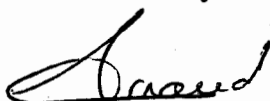
#### **Interim authorisation**

On 26 October 2005, the ACCC granted interim authorisation to the proposed arrangements on condition that the applicants refrain from collecting the levy. The ACCC has reviewed its position on interim authorisation and now grants interim authorisation for collection and use of the levy.

Interim authorisation will continue to protect the proposed arrangements from action under the Act until the date the ACCC's final determination comes into effect.

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 Jason Byrne on (02) 6243 1279.

Yours sincerely



Isabelle Arnaud  
Director  
Adjudication Branch