



**Australian
Competition &
Consumer
Commission**

Our Ref: A122
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9 August 2006

Mr Troy Williams
National General Manager
Australian Institute of Building
GPO Box 1467
CANBERRA ACT 2601

Dear Mr Williams

Review of authorisation A122 granted to the Australian Institute of Building

Thank you for your letter of 19 July 2006 responding to the Australian Competition and Consumer Commission's earlier correspondence regarding the proposed review of A122.

Having considered the information provided by the AIB and other information available to it, the ACCC has formed the view that a material change of circumstances appears to have occurred since authorisation A122 was granted to the AIB in 1987.

Having reached this view, section 91B of the *Trade Practices Act* requires the ACCC to publish a Notice (attached) setting out its preliminary considerations and to seek the views of interested parties as to whether the authorisation, in the current environment, results in a net benefit to the public.

Following the consultation process the ACCC is required to consider the views of interested parties, and such other information as may be before it, and make an assessment as to whether the authorisation remains in the public interest. Based upon this assessment the ACCC must then make a determination in writing either revoking the authorisation or deciding not to revoke the authorisation.

It should be noted that the issuing of the Notice is only the first step in the authorisation review process and is required by section 91B of the Act to initiate consultation with interested parties. The ACCC has not formed a view as to whether it will decide to revoke, or decide not to revoke, the authorisation.



The ACCC invites the AIB to make a written submission concerning authorisation A122. In particular the ACCC would like to invite your views on:

- the likely effect on the balance of public benefit and detriment of any changes to the authorised conduct
- the likely effect on the balance of public benefit and detriment of changes to the environment in which the authorisation operates and
- any other issues that may be relevant to the ACCC's consideration of this matter.

If you wish to make a submission, please address it to:

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

Alternatively, submissions may be lodged by fax on (02) 6243 1211 or via e-mail at adjudication@acc.gov.au.


The ACCC requests that you lodge any submission you wish to make by **close of business Friday 25 August 2006**.

As the authorisation process is a public and transparent one, submissions will be placed on the ACCC's Public Register. Persons lodging a submission with the ACCC may request that information included in the submission be excluded from the public register. If excluded from the public register the ACCC may take that information into account, even though it is not publicly available. Guidelines for making such a request are attached.

A copy of this letter, and the enclosed Notice, will be placed on the ACCC's Public Register.

If you have any questions about this matter please contact Ilona Balint on (02) 6243 1113.

Yours sincerely,


Susan Philp
Director
Adjudication Branch