



**Australian
Competition &
Consumer
Commission**

Our Ref: TRACKIT – 25453
Contact Officer: Kelvin Binning
Contact Phone: 02 6243 1351

PO Box 1199
Dickson ACT 2602
470 Northbourne Ave
Dickson ACT 2602
ph (02) 6243 1111
fax (02) 6243 1199
www.accc.gov.au

6 September 2006

Mr John Brownsea
Executive Director
State Retailers Association of South Australia Inc
PO Box 311
HINDMARSH SA 5007

Dear Mr Brownsea

Review of authorisation A6058 granted to the South Australian Mixed Business Association (SAMBA)

Thank you for your cooperation with the Australian Competition and Consumer Commission's (the ACCC) enquiries regarding the proposed review of A6058.

You have informed the ACCC that SAMBA, (the South Australian Mixed Business Association) has been replaced in the market place by the State Retailers Association of SA Inc (the Association); and SAMBA has continued on as the commercial entity of the SRA. You have also informed the ACCC that the Association still relies on the authorisation to supply members with the Price Guide.

Having considered the information provided by the Association and other information available to it, the ACCC has formed the view that a material change of circumstances has occurred since authorisation A6058 was granted to SAMBA in 1979.

Having reached this view, section 91B of the *Trade Practices Act* (the 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 not to revoke) the authorisation.

The ACCC invites the Association to make a written submission concerning authorisation A6058. 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 on 29 September 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 Kelvin Binning on (02) 6243 1351.

Yours sincerely,



Joanne Palisi
Director
Adjudication Branch