



**Australian
Competition &
Consumer
Commission**

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Our Ref: C2007/1617
Contact Officer: Sarah Chubb
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20 December 2007

Mr Richard Lilly
Senior Associate
Freehills
GPO Box U 1942
PERTH WA 6845

Dear Mr Lilly

Racing and Wagering Western Australia – notification N93093 – final notice

The Australian Competition and Consumer Commission (the ACCC) has concluded its consideration of the above third line forcing notification.

As you are aware, pursuant to subsection 93(3A) of the *Trade Practices Act 1974* (the Act), the ACCC may revoke a third line forcing notification if it is satisfied that the likely benefit to the public from the notified conduct will not outweigh the likely detriment to the public from the conduct.

Based on an assessment of all the information currently before it, the ACCC is satisfied that the likely benefit from notification N93093 will not outweigh the likely detriment.

Accordingly, the ACCC has issued a final notice under subsection 93(3A) of the Act revoking notification N93093.

A copy of the final notice is enclosed. It will also be available on the ACCC's website at www.accc.gov.au by following the *Public registers* link.

Application for review

Pursuant to section 101A of the Act, a person dissatisfied with the final notice may apply to the Australian Competition Tribunal (the Tribunal) for a review. Any application for review must be made within 21 days of the date of the notice, that is, on or before **10 January 2008**.

An application for review of the final notice should be lodged directly with the Tribunal. The Tribunal is a separate body from the ACCC and is located within the Federal Court of Australia.

For further information about the process involved in reviewing decisions in the Tribunal, please refer to the Tribunal's website located at <http://www.competitiontribunal.gov.au>.

This letter has been placed on the ACCC's public register.

If you wish to discuss any aspect of this matter, please contact Sarah Chubb on (02) 6243 1088.

Yours sincerely

A handwritten signature in black ink, consisting of a stylized 'S' followed by a long horizontal stroke that loops back to the left.

Scott Gregson
General Manager
Adjudication Branch