



ACTTAB Limited ABN 98 071 257 504

26 Antill Street Dickson ACT 2602

PO Box 42 Dickson ACT 2602

Telephone: 02 6245 6211

Facsimile: 02 6245 6242

Customer Services: 02 6245 6201

www.acttab.com.au

Mr Scott Gregson
General Manager
Adjudication Branch
Australian Competition & Consumer Commission
PO Box 1199
Dickson ACT 2602

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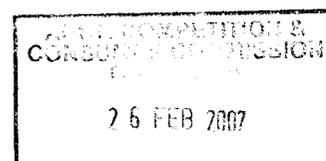
Dear Mr Gregson

**Re: Sky Channel Pty Ltd, Tabcorp Holdings Ltd & ThoroughVision Pty Ltd
- Application for Authorisation A91031 & A91032 – Interested Party
Consultation**

I refer to your letter of 20 February 2007 seeking comments in relation to an application for authorisation lodged on 15 February 2007 by Sky Channel Pty Ltd (Sky), Tabcorp Holdings Ltd (Tabcorp) and ThoroughVision Pty Ltd (TVN).

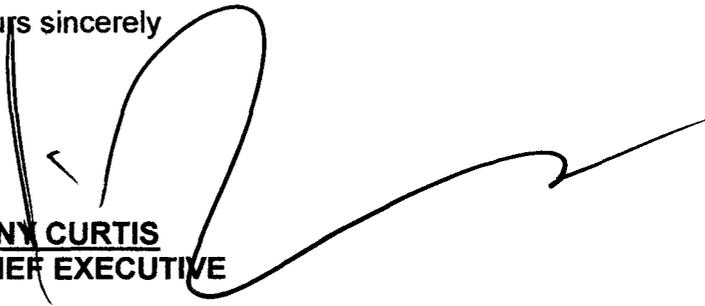
ACTTAB notes that the parties to the application are seeking authorisation for a Memorandum of Understanding (MOU) which broadly sets out the commercial terms between Sky and TVN for the sharing of thoroughbred racing content. It is further noted that under the MOU, there will be two television channels, a consolidated wagering channel operated by Sky and a thoroughbred promotional channel operated by TVN.

The 2004-2006 "split vision" dispute and its impact on the wagering industry cannot be overstated. Whilst ACTTAB negotiated an agreement with TVN for the supply of product vision, which was no longer available from Sky, to its branch and agency network during the dispute, sub-agencies located in licensed clubs and hotels in the Australian Capital Territory and who are not covered under the Corporation's agreements with either Sky or TVN, were placed in a position of having to negotiate individual agreements with TVN to secure product vision. It is our understanding that many, particularly smaller venues, found the cost prohibitive and, even with TVN available, many venues lost turnover through punters' confusion between the two-screen arrangement. As a result, there was a significant decline in turnover through ACTTAB's sub-agency network. Resolution of the dispute saw an immediate improvement in turnover through these venues. Whilst there was some impact on turnover through ACTTAB's branch and agency network as a result of the "split vision", it was not of the same magnitude as that experienced in the sub-agencies. Anecdotal evidence from ACTTAB customers indicated a general decline in interest as a result of the disruption to product being delivered to the domestic pay television market and, indeed, some former customers have indicated that the dispute resulted in them giving away the racing game.



ACTTAB welcomes any action which ensures that these events are not repeated.

Yours sincerely



TONY CURTIS
CHIEF EXECUTIVE

22 February 2007