

Staltari, Danielle

From: Staltari, Danielle
Sent: Tuesday, 21 August 2007 10:06 AM
To: 'jennifer.odonnell@asic.gov.au'
Cc: Palisi, Joanne
Subject: Financial services exclusive dealing notification lodged by Racing and Wagering Western Australia [SEC=UNCLASSIFIED]

Categories: SEC=UNCLASSIFIED
Attachments: Racing and Wagering Western Australia - Notification lodged under section 93 of the TPA - Form G - Cheque enclosed - 20070810.PDF
ACCC Classification: SEC=UNCLASSIFIED

21 August 2007

Ms Jennifer O'Donnell
Executive Director, Compliance
Australian Securities and Investments Commission
GPO Box 9827
SYDNEY NSW 2001

Dear Ms O'Donnell

**Financial services exclusive dealing notification N93093
lodged by Racing and Wagering Western Australia**

I refer to the above notification lodged with the ACCC on 16 August 2007. As the notification concerns conduct relating to financial services, I have forwarded a copy to ASIC for its information and comment in accordance with the Memorandum of Understanding between ASIC and the ACCC.

The ACCC considers this notification may be of interest to ASIC because RWWA is requiring horse trainers to obtain workers compensation insurance from only one nominated provider and this requirement is linked to horse trainers being able to operate in the industry.

Notification N93093

RWWA is proposing to supply a licence to conduct training duties in the racing industry on condition that horse trainers acquire workers compensation insurance from an insurer specified by RWWA. The specified insurer is yet to be determined by RWWA.

Legal immunity conferred by the notification will automatically come into force on 30 August 2007. However, the ACCC may remove the immunity afforded by the notification if it is satisfied that the likely public benefit of the conduct does not outweigh the likely public detriment.

Consultation with ASIC

To assist the ACCC's assessment of this matter, we seek ASIC's comments in relation to the likely public benefits and detriments of the notified conduct or any other aspect of the notification that may concern ASIC.

The ACCC would appreciate receiving a response from ASIC by **Monday 27 August 2007**.

A copy of this email has been placed on the ACCC's public register and website. If you wish to

discuss any aspect of this matter, please contact me on 02 6243 1362.

Thank you for your ongoing cooperation.

Yours sincerely

Danielle

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Ageing Western Au