



**Australian
Competition &
Consumer
Commission**

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Our Ref: A91026
Contact Officer: Shane Chisholm
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5 September 2007

«Contact»
«Interested Party»
«Postal address»

By email: «Email»

Dear «Salutation»

**Application for Minor Variation to Real Estate Institute of Western Australia
Authorisation A91026
- determination**

The Australian Competition and Consumer Commission (the ACCC) has issued a determination varying authorisation A91026.

Authorisation A91026 was originally granted by the ACCC on 18 April 2007. The minor variation sought by the Real Estate Institute of Western Australia (REIWA) involves the wording of the REIWA Auction Code of Conduct. REIWA seeks to amend the code to allow REIWA members to act for sellers in court-ordered no-reserve auctions.

A copy of the ACCC's determination is attached. The ACCC's assessment is set out in Chapter 6 of its determination.

Application for review

Pursuant to section 101 of the *Trade Practices Act 1974*, a person dissatisfied with this determination may apply to the Australian Competition Tribunal for its review. An application for review must be made within 21 days of the date of this determination; that is, on or before 26 September 2007. If no application to review is lodged by this date, the ACCC's determination will come into force on 27 September 2007.

An application for review of the ACCC's determination should be lodged directly with the Australian Competition Tribunal. The Australian Competition 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 Australian Competition 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 do not hesitate to contact Shane Chisholm on (02) 6243 1252.

Yours sincerely

David Hatfield
Director
Adjudication Branch

The above letter was sent to the following interested parties:

- Law Society of Western Australia
- Real Estate and Business Agents Supervisory Board
- Property Owners Association of WA
- Real Estate Institute of the Northern Territory
- Consumers Association of Western Australia
- Real Estate Institute of Victoria
- Real Estate Institute of Australia
- Professionals WA
- Remax
- Raine and Horne
- Century 21
- Ray White
- Estate Agents Co-operative
- Australian Consumers Association