



**Australian
Competition &
Consumer
Commission**

GPO Box 3131
Canberra ACT 2601

23 Marcus Clarke Street
Canberra ACT 2601

tel: (02) 6243 1111
fax: (02) 6243 1199

www.accc.gov.au

Our Ref: C2007/1760
Contact Officer: Ilona Balint
Contact Phone: (02) 6243 1113

28 September 2007

[name]
[address]

Dear [name]

**Australian Property Institute application for minor variation to Authorisation A90545
- interested party consultation**

The Australian Competition and Consumer Commission (the ACCC) has received an application to vary authorisation A90545 previously granted to Australian Property Institute (API). The ACCC would like to invite you to comment on the application. Attached is a summary of the authorisation process including how to make a submission to the ACCC.

Authorisation A90545 was granted by the Trade Practices Commission on 29 April 1994 and relates to API's code of ethics, rules of conduct, and certain clauses of its constitution and by-laws. The ACCC has since varied the authorisation on two occasions (31 August 2005 and 22 February 2007).

Proposed minor variation to A90545

The minor variations sought by API relate to the following:

- changes to its disciplinary rules to provide for an appeal mechanism for decisions made by the Complaints Committee;
- changes to its constitution, by-laws and rules of conduct concerning classes of membership, in particular providing for a new Provisional membership class with restricted rights as to the signing of valuation; and
- changes to the privileges section of the constitution.

A copy of API's application is attached for your information. A full copy of the submission is available on the ACCC's website at www.accc.gov.au.

Request for submissions

The ACCC invites you to make a submission on the likely public benefits and the likely effect on competition, or any other public detriment, from the proposed variations.

If you intend to provide a submission, please do so by **15 October 2007**.

Alternatively, you can provide comments orally by contacting Ilona Balint on (02) 6243 1113.

Submissions, including oral submissions, will be placed on the ACCC's public register subject to any request for exclusion (guidelines are attached).

Timetable

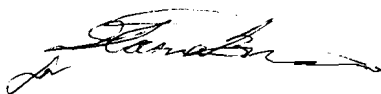
The ACCC will progress its assessment of the application in a timely manner. An indicative timetable is set out below for your information.

18 September 2007	Lodgement of application and supporting submission.
28 September 2007	Public consultation process begins.
15 October 2007	Closing date for submissions from interested parties.
26 October 2007	Applicant responds to issues raised in the public consultation process.
November 2007	Determination.

You can also forward this letter to any other party who may wish to make a submission to the ACCC regarding this application for minor variation.

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 Ilona Balint on (02) 6243 1113.

Yours sincerely



Isabelle Arnaud
Director, Adjudication

No	Address
1.	Australian Bankers' Association
2.	Australian Consumers' Association
3.	Insurance Council of Australia
4.	Australian Association of Permanent Building Societies
5.	Real Estate Institute of Australia
6.	Housing Industry Association Ltd
7.	Property Council of Australia
8.	Department of Natural Resources & Mines
9.	Office of Valuer-General - NT
10	Valuer-General - WA
11	Office of the Valuer General - TAS
12	Valuer-General - SA
13	Australian Valuation Office
14	Office of the Valuer-General - NSW
15	Valuer-General Victoria
16	Australian Local Government Association
17	Royal Institute of Chartered Surveyors
18	Mortgage Industry Association of Australia
19	Land Valuer's Licensing Board
20	State Administrative Tribunal
21	MFS Limited