



**Australian
Competition &
Consumer
Commission**

GPO Box 520
Melbourne Vic 3001

Level 35, The Tower
360 Elizabeth Street
Melbourne Vic 3000

tel: (03) 9290 1800
fax: (03) 9663 3699

www.accc.gov.au

Our Ref: C2008/1544
Contact Officer: Gavin Jones
Contact Phone: 03 9290 1475

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Application for minor variation Australian Hotels Association Authorisation A90987 - determination

The Australian Competition and Consumer Commission (the ACCC) has issued a determination varying authorisation A90987.

Authorisation A90987 was originally granted by the ACCC on 1 March 2006. The authorisation allows the below listed Divisions of the Australian Hotels Association (AHA) to collectively bargain with service providers of wagering and broadcasting services as follows:

AHA Division	Service Provider
Victoria	Tabcorp Holdings Ltd, Sky Channel Pty Ltd, Racing Victoria Ltd, ThoroughVision Pty Ltd
Western Australia	Racing and Wagering Western Australia, ThoroughVision Pty Ltd, Sky Channel Pty Ltd
South Australia	Unitab Ltd, Sky Channel Pty Ltd, ThoroughVision Pty Ltd
Tasmania	Tote Tasmania Pty Ltd, Sky Channel Pty Ltd, ThoroughVision Pty Ltd
Northern Territory	Unitab Ltd, Sky Channel Pty Ltd, ThoroughVision Pty Ltd

Authorisation was granted subject to conditions requiring that negotiating committees must not comprise of members from more than one state/territory AHA Division and that negotiating committees formed within each state/territory not share or discuss information obtained through the course of engaging in collective bargaining negotiations.

The minor variation sought seeks to add the AHA New South Wales Division to the collective bargaining arrangements. A previous authorisation, granted to the AHA New South Wales Division to collectively negotiate with Tabcorp Holdings Ltd and Sky Channel Pty Ltd, expired in July 2008.

Minor variation was sought to the existing authorisation to allow the AHA News South Wales Division to collectively bargain with those parties with whom the Division was previously authorised to negotiate, Tabcorp and Sky Channel.

A copy of the ACCC's determination is attached. The ACCC's assessment is set out in Chapter four 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 2 December 2008. If no application to review is lodged by this date, the ACCC's determination will come into force on 3 December 2008.

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 me on 03 9290 1475.

Yours sincerely



Gavin Jones
Director
Adjudication Branch