



**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: C2007/1617
Contact Officer: Sarah Chubb
Contact Phone: (02) 6243 1088

20 December 2007

[name]
[address]

Dear [salutation]

Racing and Wagering Western Australia – notification N93093 – final notice

On 16 August 2007, the Australian Competition and Consumer Commission (the ACCC) received a third line forcing notification from Racing and Wagering Western Australia (RWWA). Under the notification, RWWA proposes to offer a licence to conduct thoroughbred horse training activities in Western Australia on condition that trainers obtain workers compensation insurance from a nominated insurer.

The ACCC has now concluded its consideration of RWWA's third line forcing notification.

Final notice

Pursuant to subsection 93(3A) of the *Trade Practices Act 1974* (the Act), the ACCC may revoke a third line forcing notification if it is satisfied that the likely benefit to the public from the notified conduct will not outweigh the likely detriment to the public from the conduct.

Based on an assessment of all the information currently before it, the ACCC is satisfied that the likely benefit from notification N93093 will not outweigh the likely detriment.

Accordingly, the ACCC has issued a final notice under subsection 93(3A) of the Act revoking notification N93093. The notification will not come into force.

A copy of the final notice is enclosed. It will also be available on the ACCC's website at www.accc.gov.au by following the *Public registers* link.

Application for review

Pursuant to section 101A of the Act, a person dissatisfied with the final notice may apply to the Australian Competition Tribunal (the Tribunal) for a review. Any application for review must be made within 21 days of the date of the notice, that is, on or before **10 January 2008**.

An application for review of the final notice should be lodged directly with the Tribunal. The 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 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 contact Sarah Chubb on (02) 6243 1088.

Yours sincerely

Scott Gregson
General Manager
Adjudication Branch

Interested parties

This letter was sent to seven horse trainers and the following interested parties:

Western Australian Racing Trainers' Association

Australian Trainers Association

Allianz Australia Insurance Ltd

CGU Workers Compensation

QBE Insurance Australia Ltd

Zurich Australian Insurance Ltd

Vero Workers Compensation

Suncorp

WorkCover WA

Australian Securities and Investment Commission