



**Australian
Competition &
Consumer
Commission**

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Our Ref: C2008/283 and C2008/289
Contact Officer: Monica Bourke
Contact Phone: 02 6243 1351

27 June 2008

By email: ldale@kellyco.com.au

Dear Mr Dale,

**Re: NASR and Competitor Groups – exclusive dealing notifications N93297-N93298 and
N93301-N93303
- PRE-DECISION CONFERENCE**

Mr Ian Vale has requested that the Australian Competition & Consumer Commission (the ACCC) convene a conference in relation to the draft notices issued by the ACCC on 11 June 2008.

The draft notices proposed to revoke the following notifications lodged by:

- National Association of Speedway Racing Incorporated (N93297)
- National Association of Speedway Racing Pty Ltd (N93298)
- Sprintcar Control Council of Australia Incorporated (SCCA) (N93301)
Australian Saloon Car Federation Incorporated (ASCF) (N93302)
Dirt Modifieds Australia (DMA) (N93303)

A pre-decision conference provides interested parties with the opportunity to make oral submissions to a Commissioner of the ACCC. Conferences are conducted informally, without the participation of legal or other professional advisers.

The conference will only be in relation to the draft notices proposing to revoke third line forcing notifications lodged by NASR and the Competitor Groups. The conference will not be in relation to third line forcing notifications N93304-N93305 lodged by Perth Motorplex and Avalon Raceway and exclusive dealing other than third line forcing notifications N93299-N93300 lodged by NASR. The ACCC has decided not to take any further action with respect to these notifications at this time.

The ACCC will hold the conference on **Tuesday 15 July 2008**. The conference will be held at the ACCC's Melbourne Office, Level 35, The Tower, 360 Elizabeth St, Melbourne Central, Melbourne Victoria 3000. The conference will be chaired by Commissioner John Martin.

The ACCC may consider offering a video link to a small number of our offices in capital cities if required, however the capacity of these rooms is limited. This means we may need to restrict the number of representatives attending from each organisation. I note that depending on the number of parties wishing to attend in Melbourne, alternative arrangements may need to be made which may mean that a video link would not be possible. A record of the oral submissions made at the conference will be available on the ACCC's public register following the conference. Notifying, and interested, parties will also be given the opportunity to provide written comment on submissions made at the conference.

If you wish to attend the conference, you must notify the ACCC in writing of your intention by **cob Thursday 3 July 2008**. You can notify by contacting Monica Bourke by email at monica.bourke@acc.gov.au. You can also notify the ACCC by e-mail to adjudication@acc.gov.au or by facsimile on 02 6243 1211.

You should provide details of a contact name, telephone number, mailing address and, if possible, a facsimile number or e-mail address so that we can confirm the conference arrangements with you. You should also nominate the city in which you would prefer to attend. Only parties who notify of their intention to attend will receive further correspondence regarding the holding of the conference.

Attached for your information are procedures usually followed at pre-decision conferences.

A copy of this letter has been placed on the ACCC's public register. If you require any further information in regard to the conference or wish to clarify whether you may be considered an 'interested person' within the terms of the Act, please do not hesitate to contact Monica Bourke on (02) 6243 1351.

Yours sincerely

A handwritten signature in black ink, appearing to be 'R Chadwick', with a long horizontal flourish extending to the right.

Dr Richard Chadwick
General Manager
Adjudication Branch