



SPIER CONSULTING

REGULATORY STRATEGIES & SOLUTIONS

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Dr R Chadwick
General Manager
Adjudication
ACCC
GPO Box 3131
CANBERRA CITY ACT 2601

18 September 2008

Dear Dr Chadwick,

AHA APPLICATION FOR A MINOR VARIATION TO AN AUTHORISATION

I refer to your letter of 17 September 2008. You advised that the ACCC was not prepared to accept the application as a minor variation as ThoroughVision (TVN) was not included in the initial NSW authorisation, even though it is part of the Authorisation sought to be varied.

Further following an ACCC authorisation TabCorp and TVN are effectively one organisation for some years to come.

TVN was added by way of completeness. In deleting them the application will seek to authorise the AHA Divisions in Victoria, SA, WA, Tasmania and NT to collectively bargain with both TabCorp and TVN but the NSW Division only with TabCorp. At the time of the NSW authorisation TVN were not in operation and hence not included.

A minor variation is defined in the Act as one that "does not involve a material change in the effect of the authorisation". The authorisation being one that already involves TVN.

However whilst not accepting the ACCC reasoning I hereby request the **deletion** of ThoroughVision P/L from the Application.

I understand that this letter will be placed on the ACCC Public Register.

Yours truly,


Hank Spier
Director

