



**Australian
Competition &
Consumer
Commission**

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Our Ref: C2008/1844
Contact Officer: Gavin Jones
Contact Phone: 03 9290 1475

2nd April 2009

Hank Spier
Spier Consulting
92 Jervois Street
DEAKIN ACT 2600

By email: spierconsulting@netspeed.com.au

Dear Mr Spier

**Re: authorisation A91106 submitted by the Australasian College of Cosmetic Surgery –
request for extension to be granted under section 90(10A)**

I refer to the above listed application for authorisation lodged with the Australian Competition and Consumer Commission (the ACCC) on 6 November 2008 and the amendments to the application made by the Australasian College of Cosmetic Surgery (the College) on 15 March 2009 and 28 April 2009.

As you are aware, the *Trade Practices Act 1974* (the Act) provides that if the ACCC does not determine an application for authorisation within the relevant period, then it is taken to have granted the application at the end of that period. The relevant period in relation to the College's application ends on 17 June 2009.

Section 90(10A) of the Act provides that the relevant period may be extended where:

- the ACCC has prepared a draft determination under subsection 90A(1) in relation to the application
- the ACCC determines in writing that the period is extended by a specified period of not more than six months
- the applicant agrees to the period being so extended.

The purpose of this letter is to advise you that in accordance with subsection 90(10A)(b) of the Act the ACCC has determined that the relevant period for consideration of the College's application has been extended by six weeks until 30 July 2009 and to seek the College's agreement that the relevant period is so extended.

The ACCC considers that an extension is appropriate to facilitate consultation with interested parties about the amended application lodged by the College on 28 April 2009.

To enable this issue to be dealt with expeditiously, I would appreciate receiving your response to this request by 4 May 2009.

A copy of this letter will be placed on the ACCC's public register.

If you wish to discuss any aspect of this matter, please do not hesitate to contact Gavin Jones on 03 9290 1475.

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