



**Australian  
Competition &  
Consumer  
Commission**

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Our Ref: C2009/893  
Contact Officer: Jackson Mallory  
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15 July 2009

Mr Paul Evans  
Partner  
QV1. Building  
250 St Georges Terrace

Dear Mr Evans

**Retail Energy Market Company Ltd Applications for authorisation A91136-A91138  
- draft determination**

The Australian Competition and Consumer Commission (the ACCC) has issued a draft determination in respect of the applications for authorisation lodged by the Retail Energy Market Company Ltd (REMCo) on 1 May 2009.

**Draft determination**

A copy of the ACCC's draft determination is attached, including a summary of its reasons. For the reasons set out in its draft determination, the ACCC proposes to grant authorisation for ten years.

**Next steps**

Once the ACCC issues a draft determination, the Applicants or any interested party may request that the ACCC convene a 'pre-decision conference'. A pre-decision conference provides the opportunity for interested parties to make oral submissions in relation to the draft determination. Conferences are conducted informally and while legal or professional advisers are able to attend they are not entitled to participate in the discussion.

If you wish the ACCC to hold a pre-decision conference in relation to the draft determination, you must notify the ACCC in writing by **29 July 2009**.

Alternatively, you are invited to make a written submission in response to the ACCC's draft determination. Submissions should be lodged by **29 July 2009**.

The ACCC will consider any submissions it receives, including any oral submissions made should a pre-decision conference be called, and will then release a final determination in relation to these applications.

Submissions will be placed on the ACCC's public register subject to any request for exclusion (guidelines are attached).

### **Timetable**

The ACCC will continue to progress its assessment of the application in a timely manner. An updated indicative timetable is set out below for your information.

<b>1 May 2009</b>	Lodgement of application and supporting submission.
<b>8 May 2009</b>	Public consultation process begins.
<b>27 May 2009</b>	ACCC decision regarding interim authorisation.
<b>15 July 2009</b>	Draft determination.
<b>July</b>	Public consultation on draft determination including any conference if called.
<b>August 2009</b>	Final determination.

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 Jackson Mallory on (02) 6243 1061.

Yours sincerely



**Dr Richard Chadwick**  
General Manager  
Adjudication Branch