



**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: C2009/768
Contact Officer: Lauren Roy
Contact Phone: (02) 6243 4940

15 July 2009

[Address]

Dear [name]

**Australian Brick & Blocklaying Training Foundation Limited application for
revocation and substitution A91133
- draft determination**

The Australian Competition and Consumer Commission (the ACCC) has issued a draft determination in respect of the application for revocation and substitution lodged by the Australian Brick & Blocklaying Training Foundation Limited (ABBTF) on 15 April 2009. Attached is a summary of the authorisation process including how to make a submission to the ACCC.

The ABBTF is seeking reauthorisation on behalf of itself, Think Brick Australia and the Concrete Masonry Association of Australia and their members to impose a levy of \$2 per 1,000 clay bricks sold and 10 cents per square metre on concrete masonry walling products sold in Victoria, New South Wales, Queensland, Western Australia, South Australia, Tasmania and Australian Capital Territory.

A copy of the ACCC's draft determination is attached. For the reasons set out in its draft determination, the ACCC proposes to grant authorisation to the arrangements for five years. The ACCC's assessment is set out in Chapter 5.

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).

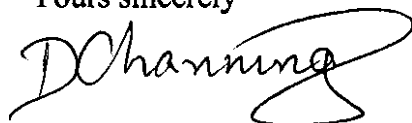
Timetable

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.

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|----------------------|--|
| 15 April 2009 | Application for authorisation lodged with the ACCC. |
| 17 April 2009 | Public consultation process begins. |
| 4 May 2009 | Closing date for submissions from interested parties in relation to the request for interim authorisation. |
| 13 May 2009 | Interim authorisation granted. |
| 18 May 2009 | Closing date for submissions from interested parties in relation to the substantive application for authorisation. |
| 15 July 2009 | Draft determination issued. |
| July 2009 | Public consultation on draft determination including any conference if called. |
| August 2009 | 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 Lauren Roy on (02) 6243 4940.

Yours sincerely



Darrell Channing
Director
Adjudication Branch