



**Australian
Competition &
Consumer
Commission**

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Our Ref: C2009/707
Contact Officer: Tess Macrae
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5 August 2009

Lisa Emanuel
Senior Associate
Freehills
GPO Box 4227
Sydney NSW 2001

Dear Ms Emanuel

**Tabcorp Manager Pty Ltd applications for authorisation A91162 to A91165
- draft determination**

The Australian Competition and Consumer Commission (the ACCC) has issued a draft determination in respect of the applications for authorisation lodged by Tabcorp Manager Pty Ltd (Tabcorp) on 24 July 2009.

For the reasons set out in its draft determination, the ACCC proposes to grant authorisation to the arrangements until 14 August 2009. In reaching this determination the ACCC had regard to the submissions Tabcorp and interested parties previously provided to it in response to applications A91127-A91128 and A91130-A91131. Attached is a copy of the ACCC's draft determination.

Next steps

Once the ACCC issues a draft determination, the applicant 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 **20 August 2009**.

Alternatively, you are invited to make a written submission in response to the ACCC's draft determination. Submissions should be lodged by **20 August 2009**.

The ACCC will consider any submissions it receives, including any submissions previously provided to it in respect of applications for authorisation A91127-A91128 and A91130-A91131 and will then release a final determination in relation to these applications.

The ACCC is proposing to release a final determination in response to the applications for authorisation (A91127-A91128 and A91130-A91131 and A91162 to A91165) in September 2009.

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 applications in a timely manner. An updated indicative timetable is set out below for your information.

24 July 2009	Lodgement of applications and supporting submission.
29 July 2009	ACCC decision regarding interim authorisation.
5 August 2009	Draft determination.
August 2009	Public consultation on draft determination including any conference if called.
September 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 Tess Macrae on (03) 9290 1835.

Yours sincerely



Dr Richard Chadwick
General Manager
Adjudication Branch