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To
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Ref C2009/1323

Organisation
Australian Competition
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Commission

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Our Ref RJG:5462116

Dear Ms Bourke

Exclusive Dealing Notifications lodged by Brisbane International Speedway Pty Ltd, Murray Bridge Sporting Car Club & Motorcycle Club Incorporated and Premier Speedway Club Warnambool Pty Ltd (N94032-N94034) - PRE-DECISION CONFERENCE

We act on behalf of the Confederation of Australian Motor Sport Ltd (CAMS) and refer to your electronic mail correspondence to our client in relation to the above matter.

We confirm that CAMS' Chief Executive Officer Mr Graham Fountain and Robert Gregory of Maddocks will attend the Pre-Decision Conference in relation to the proposed revocation of the above notifications on 22 February 2010.

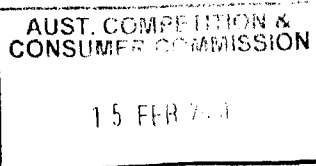
CAMS' interest in the Notifications

The Confederation of Australian Motor Sport Limited (CAMS) has a strong interest in the notifications in question.

CAMS is a not for profit public company limited by guarantee, whose members are the grassroots participants and clubs in Australian motor sport.

Since 1953, CAMS has been formally recognised by the Federation Internationale de L'Automobile (FIA) as the National Sporting Authority for Australia and has been delegated the power by the FIA to control all four wheeled motor sport in Australia.

CAMS is also recognised by the Australian Government via the Australian Sports Commission as the National Sporting Organisation for motor sport.



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In these capacities, CAMS' core purpose is to promote the principles of safety, fairness and social responsibility in the conduct of motor sport within Australia.

To achieve that core purpose and in accordance with the FIA's International Sporting Code, CAMS has created and constantly reviews the National Competition Rules (NCR) to govern motor sport in Australia.

CAMS has also developed and adopted the Safety 1st Occupational Health and Safety Strategy for motor sport and the Integrated Motoring Management System (IMMS) which is a framework to enable the efficient management of motor sport and related motoring enthusiast activities in a coordinated, transparent and flexible approach to all areas of its activities.

More information about and copies of CAMS NCRs, Safety 1st Strategy and the IMMS framework are available from CAMS website at www.cams.com.au or upon request.

Motor racing in Australia consists of many categories, catering for a wide variety of cars of different specifications, from club level through to the highest level of national competition.

As well being responsible for directly conducting a range of motor sport events including the Australian Grand Prix, CAMS delegates its powers to administer discrete divisions and categories of motor sport to appropriate representative bodies, subject to CAMS' general oversight.

In 1997, the National Association of Speedway Racing Pty Ltd (NASR) was formed to represent the interests of speedway racing nationally.

In 2006, CAMS delegated NASR the authority to be the governing body of speedway racing in Australia.

CAMS generally opposes revocation of each of the notifications because and to the extent that the primary purposes for NASR licences are to promote safety, fairness and social responsibility and that the cost of such licences broadly reflects the costs of developing, implementing and administering frameworks to achieve these purposes.

CAMS was not been consulted by NASR or the Track Operators prior to the notifications being lodged and considers that the identification of the market set out in each notification (being speedway racing drivers and spectators at such events) to be too narrow. CAMS suggests that the market is more likely to be at least that for all categories of motor sport in Australia or possibly all sporting and entertainment activities in Australia. In which case, the potential public detriment of the conduct is even less than that submitted by the Track Operators or identified in the Draft Determination.

CAMS also considers that it there is a clear public benefit to having a single, not for profit, coordinated and structured hierarchy to promote safety, fairness and social responsibility in motor sport in Australia.

CAMS recognises the inherent tension of such a position with the competition law principles underlying Part IV of the *Trade Practices Act 1974*.

However CAMS firmly believes that the sport's current organisational structures strike the right balance between the public benefit of a single organisational hierarchy to promote safety, fairness and social responsibility with a free market between sports generally and within motor sport between categories, competitors, tracks, suppliers, spectators, sponsors, broadcast rights holders and other participants.

CAMS has previously directly addressed similar issues in correspondence and a conference with the ACCC's Victorian Regional Director.

We are instructed to request that you address all further correspondence to CAMS in relation to this matter to Robert Gregory of Maddocks.



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Please don't hesitate to contact Robert Gregory if you have any queries or CAMS or Maddocks may be of further assistance prior to the Pre-Decision Conference.

Yours sincerely

Robert Gregory
Partner