



**Australian
Competition &
Consumer
Commission**

Our Ref: C2009/1954
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25 March 2010

Ms Deborah Bryan
Policy Coordination & Implementation Division
Department of the Chief Minister
GPO Box 4396
Darwin NT 0801

Cc: Mr Andrew Hay
General Manager
Casuarina All Sports Club Inc.
PO Box 41834
Casuarina NT 0811

By email: deborah.bryan@nt.gov.au, admin@casclub.com.au

Dear Ms Bryan

Casuarina All Sports Club Inc - Applications for authorisations A91201 & A91202 - 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 Casuarina All Sports Club Inc on behalf of the members of the Casuarina Business Precinct Stakeholders Committee (the Committee). Application A91201 was lodged on 30 November 2009. Application A91202 was lodged on 11 December 2009.

Draft determination

A copy of the ACCC's draft determination is attached. For the reasons set out in its draft determination, the ACCC proposes to grant conditional authorisation to a proposed agreement (the Liquor Accord) between businesses in the Casuarina Business Precinct in Darwin to restrict the supply of certain types of alcohol products to consumers. Authorisation is proposed to be granted for 3 years.

The proposed condition of authorisation requires the Committee to advise the ACCC of any proposed changes to the Liquor Accord.

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 **12 April 2010**.

Alternatively, you are invited to make a written submission in response to the ACCC's draft determination and/or the proposed condition of authorisation. Submissions should be lodged by **12 April 2010**.

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.

30 November 2009	Lodgement of initial application (A91201) and supporting submission.
11 December 2009	Lodgement of related application (A91202) and amended application A91201.
16 December 2009	Public consultation process begins.
25 March 2010	ACCC decision regarding interim authorisation and draft determination.
March/April 2010	Public consultation on draft determination including any conference if called.
April/May 2010	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 Yi Liu on (02) 6243 4942.

Yours sincerely



Rs Dr Richard Chadwick
General Manager
Adjudication Branch