



**Australian  
Competition &  
Consumer  
Commission**

Our Ref: C2009/1687-03  
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16 April 2010

Dear Madam/Sir

**Australasian Performing Right Association Ltd – application for revocation and substitution of authorisations A91187 to A91194 and A91211 – final determination**

The Australian Competition and Consumer Commission (the ACCC) has issued a determination in respect of the application for revocation and substitution of authorisations lodged by Australasian Performing Right Association Ltd (APRA).

A copy of the ACCC's determination is attached, including a summary of its reasons. For the reasons set out in its determination, the ACCC has decided to grant conditional authorisation until 31 October 2013. The ACCC's assessment is set out in Chapter 4 of its determination.

**Application for review**

Pursuant to section 101 of the *Trade Practices Act 1974*, a person dissatisfied with this determination may apply to the Australian Competition Tribunal for its review. An application for review must be made within 21 days of the date of this determination; that is, on or before 7 May 2010. If no application to review is lodged by this date, the ACCC's determination will come into force on 8 May 2010.


An application for review of the ACCC's determination should be lodged directly with the Australian Competition Tribunal (the Tribunal). The Tribunal is a separate body from the ACCC and is located within the Federal Court of Australia.

For further information about the process involved in reviewing decisions in the Tribunal please refer to the Tribunal's website located at <http://www.competitiontribunal.gov.au/>

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 John Rouw on (03) 9290 1402.

Yours sincerely



 Dr Richard Chadwick  
General Manager  
Adjudication Branch

**Sent to the following interested parties**

Albert Music  
Apple Pty Ltd  
APN News and Media Ltd  
Arts Law Centre of Australia  
Attorney-General's Department  
Austar United Communications Ltd  
Austereo Group Ltd  
Australian Ballet  
Australian Broadcasting Corporation  
Australia Council for the Arts  
Australian Communications and Media Authority  
Australian Digital Alliance  
Australian Copyright Council  
Association of Liquor Licensees Melbourne  
Choice  
Australian Film Institute  
Australian Guild of Screen Composers  
Australian Hotels Association  
Australian Hotels Association WA  
Australian Independent Record Labels Association  
Australian Interactive Media Industry Association  
Australian Mobile Telecommunications Association  
Australian Music Association Inc  
Australian Music Centre  
Australian Music Publishers Association Ltd  
Australian Music Retailers Association  
Australian Record Industry Association Ltd  
Australian Retailers Association  
Australian Screen Sound Guild  
Australian Subscription Television and Radio Association  
Australian Society of Authors  
BB Retail Capital  
BigPond Music  
Cherry Rock  
Club Embassy  
Clubs NSW  
Clubs Victoria  
Coles Group  
Commercial Radio Australia  
Communications Law Centre  
Copyright Agency Limited  
Copyright Tribunal of Australia  
Council of Small Business Organisations of Australia  
Country Music Association  
Creative Commons Australia  
Dainty Consolidated Entertainment  
David Jones Ltd  
Competition and Consumer Policy Division, Department of Treasury  
Australian Government  
Department of Broadband, Communications and the Digital Economy

Australian Government  
Disney  
DMG Radio Holdings Pty Ltd  
EMI Music Publishing Australia Pty Ltd  
Fairfax Media  
Fitness Australia  
Free TV Australia  
Frontier Touring Company  
Future Entertainment  
Hotel, Motel and Accommodation Association of Australia  
Hoyts Cinemas  
Independent Cinemas Association of Australia  
Inflation  
IP Australia  
Jarrah Records  
Leagues Clubs Australia  
Live Performance Australia  
Macquarie Media Group Ltd  
Marriner Theatres  
Melbourne International Film Festival  
Minter Ellison  
MTV Networks Australia Pty Ltd  
Mushroom Music Pty Ltd  
Music Council of Australia  
MusicNSW  
MySpace Inc  
National Retail Association  
News Corporation  
Nokia Australia  
One Louder Entertainment  
Opera Australia  
Optus Vision Pty Ltd  
Premier Media Group  
QUT Law School  
Restaurant and Catering Australia  
Revolver Upstairs  
Screenrights  
Shopping Centre Council of Australia  
Songwriters, Composers and Lyricists Association  
Sony/ATV Music Publishing  
Southern Star Entertainment  
SBS  
Telstra Multimedia Pty Ltd  
Universal Music Publishing  
Universities Australia  
Vodafone Australia  
Warner/Chappell Music Australia  
XYZNetworks Pty Ltd  
Jamison Young  
YouTube LLC