



**Australian  
Competition &  
Consumer  
Commission**

Our Ref: N93304-N93305  
Contact Officer: Monica Bourke  
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19 August 2010

Mr Luke Dale  
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Kelly & Co Lawyers  
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*By email: [ldale@kellyco.com.au](mailto:ldale@kellyco.com.au)*

CC: Mr Dale Gilson, National Association of Speedway Racing; [GM@nasr.com.au](mailto:GM@nasr.com.au)  
Mr Kevin Prendergast, Perth Motorplex; [Kevin@motorplex.com.au](mailto:Kevin@motorplex.com.au);  
Mr Jeff Drew, Avalon Raceway; [office@avalonraceway.com](mailto:office@avalonraceway.com)

Dear Mr Dale

**Notifications N93304-N93305 lodged in 2008 by Perth Motorplex and Avalon Raceway – notices**

The Australian Competition and Consumer Commission (the ACCC) has concluded its assessment of the notifications lodged by Placide Pty Ltd as trustee for the Metro Speedway Unit Trust trading as Speedway Perth Motorplex (Perth Motorplex) and Corio Park Pty Ltd trading as Avalon International Raceway (Avalon Raceway) (collectively referred to as the notifying tracks) on 12 February 2008.

The ACCC has issued notices revoking the immunity provided by the notifications. The reasons for the ACCC's decision are provided in the notices (attached). If no application for review of the notices is made to the Australian Competition Tribunal (the Tribunal), the immunity afforded by the notifications will cease to be in force on **19 September 2010**.

**Application for review**

Pursuant to section 101A of the Act, a person dissatisfied with the notices may apply to the Tribunal for review. An application for review must be made within 21 days of the date of the notices; that is, on or before **9 September 2010**.

An application for review of the notices should be lodged directly with 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 Australian Competition 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 Monica Bourke on (02) 6243 1351.

Yours sincerely

A handwritten signature in cursive script, appearing to read 'D Hatfield', written in black ink.

David Hatfield  
Acting General Manager  
Adjudication Branch