



**Australian
Competition &
Consumer
Commission**

GPO Box 3131
Canberra ACT 2601

23 Marcus Clarke Street
Canberra ACT 2601

tel: (02) 6243 1111
fax: (02) 6243 1199

www.accc.gov.au

Our Ref: C2010/534
Contact Officer: Jasmine Tan
Contact Phone: (02) 6243 1363

20 August 2010

[Name]
[Title]
[Company]
[Address]

Dear [Name]

**Agsafe Limited (Agsafe) applications for authorisation A91234, A91242-A91244
- draft determination**

The Australian Competition and Consumer Commission (the ACCC) has issued a draft determination in respect of the application for authorisation lodged by Agsafe on 31 May 2010.

Agsafe is seeking authorisation to continue to operate and enforce the Agsafe Code of Conduct for a further three years.

Draft determination

A copy of the ACCC's draft determination is attached, including a summary of its reasons. For the reasons set out in its draft determination, the ACCC proposes to grant authorisation for three years.

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 **3 September 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.

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.

31 May 2010	Applications for revocation and substitution lodged with the ACCC, including an application for interim authorisation.
10 June 2010	Closing date for submissions from interested parties in relation to the request for interim authorisation.
24 June 2010	ACCC decision regarding interim authorisation.
20 August 2010	Draft determination.
3 September 2010	Closing date for submissions on draft determination including any conference if called.
October 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 Jasmine Tan on (02) 6243 1363.

Yours sincerely



Dr Richard Chadwick
General Manager
Adjudication Branch