



**Australian  
Competition &  
Consumer  
Commission**

GPO Box 520  
Melbourne Vic 3001

Level 35, The Tower  
360 Elizabeth Street  
Melbourne Vic 3000

tel: (03) 9290 1800  
fax: (03) 9663 3699

[www.accc.gov.au](http://www.accc.gov.au)

Our Ref: C2011/660  
Contact Officer: Gina D'Ettorre  
Contact Phone: 03 9290 1483

6 October 2011

**BY EMAIL**

Dear Sir/Madam

**Application for authorisation A91269 lodged by the Newsagents Association of NSW & ACT Ltd - final determination**

The Australian Competition and Consumer Commission (the ACCC) has issued a determination in respect of the application for authorisation lodged by the Newsagents Association of NSW & ACT Ltd (NANA) on 1 August 2011.

NANA sought authorisation to collectively bargain on behalf of its members with NSW Lotteries in relation to the terms and conditions of agency agreements and distribution services which include: commission fees; handling fees; agency application fees; support services levies; freight charges; product ordering fees; equipment hire costs; retail image design and agency subsidy and insurances; and any conduct protocols issued by NSW Lotteries.

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 authorisation for five years. 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 (the 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 27 October 2011. If no application to review is lodged by this date, the ACCC's determination will come into force on 28 October 2011.

An application for review of the ACCC's determination 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 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 me on 03 9290 1893 or Gina D'Ettorre on 03 9290 1483.

Yours faithfully

A handwritten signature in blue ink, appearing to read 'M Dalins', written in a cursive style.

Marie Dalins  
Director  
Adjudication Branch

**A91269 – Newsagents Association of NSW & ACT Ltd (NANA)**

List of interested parties

1. 7-Eleven
2. ACT Gambling & Racing Commission
3. Australian Newsagents Federation
4. Lotterywest
5. NSW Office of Liquor, Gaming & Racing
6. SA Lotteries
7. Tatts Lotteries