



**Australian
Competition &
Consumer
Commission**

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Our Ref: 47495
Contact Officer: Hannah Ransom
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11 November 2011

By email

Dear Sir/Madam,

**Real Estate Institute of Western Australia (Inc) application for authorisation [A91280]
- interested party consultation**

The Australian Competition and Consumer Commission (the ACCC) has received an application for revocation and substitution of authorisation A91026 previously granted to the Real Estate Institute of Western Australia (Inc) ("REIWA"). The ACCC invites you to comment on the application. Attached is a summary of the authorisation process including how to make a submission to the ACCC.

Authorisation A91026 was originally granted by the ACCC on 18 April 2007 for the arrangements contained in REIWA's Articles of Association, Members' Codes of Practice, Auction Code of Conduct, Multiple Listing Service By-Laws and the arrangement to make available for use the Standard Exclusive Agency Agreements. Authorisation A91026 was granted for five years.

REIWA previously applied for, and was granted, minor variations to authorisation A91026, on 31 July 2007, to amend its Auction Code of Conduct, and on 1 April 2009, to amend its Articles of Association, Members' Codes of Practice and the Auction Code of Conduct.

Under the current application for revocation and substitution, REIWA is seeking re-authorisation of its Articles, Multiple Listing Service By-Laws, Members' Codes of Practice, Auction Code of Conduct and Standard Exclusive Agency Agreements.

A full copy of the application for authorisation is available on the ACCC's website www.accc.gov.au/AuthorisationsRegister. Alternatively, you can contact Hannah Ransom on (02) 6243 1255 to obtain a hard copy of the application and submission.

Request for submissions

The ACCC invites you to make a submission on the likely public benefits and effect on competition, or any other public detriment, from the proposed arrangements.

If you intend to provide a submission in relation to REIWA's application for authorisation, please do so by **Friday, 25 November 2011**.

Alternatively, if you would like to provide comments orally, please contact Hannah Ransom on (02) 6243 1255 to organise a suitable time.

Submissions, including oral submissions, will be placed on the ACCC's public register subject to any request for exclusion (guidelines are attached).

Timetable

The ACCC will progress its assessment of the application in a timely manner. An indicative timetable is set out below for your information.

7 November 2011	Lodgement of application and supporting submission.
14 November 2011	Public consultation process begins.
5 December 2011	Closing date for submissions from interested parties.
December	Applicant responds to issues raised in the public consultation process.
January/ February 2012	Draft determination.
February 2012	Public consultation on draft determination including any conference if called.
March/ April 2012	Final determination.

Please advise if you do not wish to make a submission at this time, but would like to be informed of the progress of the application at the draft and final determination stages. If you are able to, please provide a nominated contact email address for future correspondence.

You can also forward this letter to any other party who may wish to make a submission to the ACCC regarding the application.

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 Hannah Ransom on (02) 6243 1255.

Yours sincerely



David Hatfield
A/g General Manager
Adjudication Branch



Interested parties – A91280– application for revocation and substitution - Real Estate Institute of Western Australia (Inc)

Australian Consumers Association

Century 21

Consumers' Association of Western Australia

Department of Commerce, Western Australia

Estate Agents Co-operative

Law Society of Western Australia

Mr Eng Wha Lee

Professionals WA

Property Owners' Association of WA

Raine and Horne WA

Ray White

Real Estate and Business Agents Supervisory Board

Real Estate Institute of Australia

Real Estate Institute of the Northern Territory

Real Estate Institute of Victoria

Remax

Mr Greg Rossen