



**Australian
Competition &
Consumer
Commission**

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Our Ref: 43860
Contact Officer: Susan Philp
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10 March 2011

Mr Hank Spier
Spier Consulting
Level 3, 24 Brisbane Ave
BARTON ACT 2600

Dear Mr Spier

By e-mail: spierconsulting@netspeed.com.au

Australian Hotels Association Divisions application for revocation of authorisation A90987 and substitution of new authorisation A91257 – interim authorisation decision

I refer to our recent conversation regarding the Australian Competition and Consumer Commission's (ACCC's) decision to grant interim authorisation to allow the Australian Hotels Association's Divisions (AHA) to engage in collective bargaining and your query regarding the inclusion of the New South Wales Division in these arrangements.

In granting interim authorisation the ACCC decided that it was appropriate for the exemption previously granted pursuant to authorisation A90987 to remain in effect. In particular the ACCC recognised that a grant of interim authorisation would maintain the status quo while the ACCC considered the broader arrangements that were proposed by the AHA in October 2010.

As you are aware authorisation A90987 specifically provided for the inclusion of the New South Wales Division. The omission of reference to the New South Wales Division and its respective counterparties (being Tabcorp Limited and Sky Channel Pty Ltd) in the draft determination was an editorial error and does not reflect the ACCC's decision in this matter.

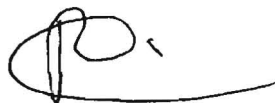
Accordingly the interim authorisation granted by the ACCC on 3 March 2011 allows the New South Wales Division of the Australian Hotels Association to collectively bargain, on

behalf of its members, with Tabcorp Holdings Limited and Sky Channel Pty Ltd in relation to the provision of wagering and broadcast services.

I apologise for any confusion that this editorial error may have caused.

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 Susan Philp on 02 6243 1347.

Yours sincerely

A handwritten signature in black ink, appearing to be 'R. Chadwick', with a long horizontal flourish extending to the right.

Dr Richard Chadwick
General Manager
Adjudication Branch