

Our ref: 49545  
Contact Officer: Anna Giannakos  
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**Australian  
Competition &  
Consumer  
Commission**

13 December 2012

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Dear Sir/Madam

**Shopping Centre Council of Australia Ltd application for revocation of authorisations A91049 and A91050 and substitution of new authorisations A91329 and A91330 – Draft Determination**

The Australian Competition and Consumer Commission (the ACCC) has issued a draft determination in relation to the above mentioned application received from the Shopping Centre Council of Australia (the SCCA) on 21 August 2012.

Please see the ACCC's publication [Authorisation process - the basics](#) for a summary of the authorisation process and how to make a submission to the ACCC.

**Draft determination**

A copy of the ACCC's draft determination and summary of its reasons is attached.

For the reasons set out in its draft determination, the ACCC proposes to grant authorisation for 5 years.

Further, the ACCC proposes suspends the operation of A91049 and A91050 which are about to expire on 31 December 2012 and grant interim authorisation in substitution for the authorisations suspended to commence on 13 December 2012.

**Next steps**

Once the ACCC issues a draft determination, the Applicant or any interested party may make a written submission and/or request that the ACCC convene a 'pre-decision conference'.

If you wish to make a submission in response to the ACCC's draft determination, please lodge your submission by **16 January 2013**.

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 between by **16 January 2013**.

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. Please see the ACCC's publication [Guidelines for excluding information from the public register](#).

### Timetable

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

<b>21 August 2012</b>	Lodgement of application and supporting submission.
<b>29 August 2012</b>	Public consultation process begins.
<b>21 September 2012</b>	Closing date for submissions from interested parties.
<b>September 2012</b>	Applicant responds to issues raised in the public consultation process.
<b>12 December 2012</b>	Draft determination, public consultation commences
<b>2 – 16 January 2013</b>	Public consultation on any conference if called.
<b>16 January 2013</b>	Public consultation on draft determination concludes.
<b>February 2013</b>	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 Anna Giannakos on (03) 9290 6920 or by email at [anna.giannakos@accc.gov.au](mailto:anna.giannakos@accc.gov.au).

Yours sincerely



Dr Richard Chadwick  
General Manager  
Adjudication Branch

**The above letter was sent to the following interested parties for comment:**

	Organisation
1.	Westfield Group
2.	Property Council of Australia
3.	Retail First
4.	Jones Lang LaSalle
5.	Jen Retail Properties
6.	The GPT Group
7.	Centro Properties Group
8.	McConaghy Group
9.	Perron Group
10.	Brookfield Australia
11.	Charter Hall Australia
12.	Mirvac
13.	Dexus Property Group
14.	Eureka Funds Management
15.	Precision Group
16.	QIC
17.	IPOH
18.	Savills
19.	ISPT Super Property
20.	Colonial First State Retail Property Trust
21.	Stockland
22.	AMP Capital
23.	Lend Lease
24.	Australian Retailers Association
25.	National Retail Association
26.	National Association of Retail Grocers of Australia
27.	National Independent Retailers Association
28.	Australian National Retail Association
29.	Retail Traders Association of WA
30.	United Retail Federation
31.	Retail Traders Association of the ACT & Region
32.	WA Retailers Association Inc
33.	Council of Small Business Organisations of Australia
34.	Small Business Association of Australia
35.	Australian Small Business Centre Pty Ltd
36.	Office of Fair Trading (Queensland Government)
37.	Consumer Affairs Victoria
38.	Consumer and Business Services (South Australian Government)
39.	Department of Commerce (Western Australian Government)
40.	Department of Justice (Queensland Government)
41.	Office of Regulatory Services (Australian Capital Territory Government)
42.	Office of the Small Business Commissioner (NSW Government)

43.	Small Business Development Corporation
44.	Office of the Victorian Small Business Commission
45.	Department of Justice (Northern Territory Government)
46.	Department of Justice (Tasmanian Government)
47.	Small Business Commissioner (South Australian Government)
48.	Department of Industry, Innovation, Science, Research and Tertiary Education (Australian Government)
49.	Choice
50.	Consumers' Federation of Australia