



**Australian
Competition &
Consumer
Commission**

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Our Ref: 48608
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16 April 2012

Mr Mark McCowan
Corrs Chambers Westgarth
Bourke Place
600 Bourke Street
Melbourne VIC 3000

By email: mark.mccowan@corrs.com.au; cheryl.cai@corrs.com.au

Dear Mr McCowan

**Notification submitted by Cookhouse Australia Pty Ltd –
request for material to be excluded from the public register**

I refer to your submission regarding the above notification lodged with the Australian Competition and Consumer Commission (the ACCC) on 5 April 2012.

I have considered your client's request that parts of the submission, including the franchise agreement, be excluded from the ACCC's public register.

As you are aware, the ACCC is generally required under section 95 of the *Competition and Consumer Act 2010* (the Act) to place documents provided to it in relation to a notification on the ACCC's public register. The Act provides that a person submitting a document in relation to a notification may request that the document or parts thereof be excluded from the public register by reason of the nature of certain information contained in the document.

As a person authorised to make a decision for and on behalf of the ACCC in relation to such a request, I advise that the relevant parts of /submission will not be placed on the public register.


I note that your client's submission contends that the information provided to the ACCC is on the basis that it will not be released or used for any other processes or purposes without the specific written approval of your client. With respect to the paragraphs described above that your client seeks to have excluded from the public register, the ACCC will not disclose this information to any third parties, other than the ACCC's legal and economic advisors, without first obtaining your written consent or unless compelled to do so by law.

This letter has been placed on the ACCC's public register.

I note that you also provided a public version of your clients' submission. This version will be placed on the public register in the form it was provided to the ACCC.

Should you have any queries in relation to this matter, please do not hesitate to contact Imogen Hartcher-O'Brien on (02) 6243 1049.

Yours sincerely



Dr Richard Chadwick
General Manager
Adjudication Branch