

Our Ref: C2012/969  
Contact Officer: Gina D'Ettorre  
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**Australian  
Competition &  
Consumer  
Commission**

28 February 2013

**Sent by email**

Dear Sir/Madam

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### **Australian Writers Guild application for authorisation (A91339) - Final determination**

The Australian Competition and Consumer Commission (the ACCC) has issued a determination in respect of the application for authorisation lodged by the Australian Writers' Guild Limited (AWG) on 24 October 2012.

AWG sought authorisation for five years to collectively bargain the terms of engagement of freelance playwrights (current and future members of AWG who expressly consent to AWG collectively bargaining on their behalf) with the Major Performing Arts Board (MPAB) Theatres – including Bell Shakespeare Company, Black Swan State Theatre Company, Company B (Belvoir), Malthouse Theatre, Melbourne Theatre Company, Queensland Theatre Company, Sydney Theatre Company, South Australian State Theatre Company, and any other major theatre company.

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 until 22 March 2023.

### **Application for review**

Pursuant to section 101 of the *Competition and Consumer Act 2010*, a person dissatisfied with this determination may apply to the Australian Competition 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 21 March 2013. If no application to review is lodged by this date, the ACCC's determination will come into force on 22 March 2013.

An application for review of the ACCC's determination should be lodged directly with the Australian Competition Tribunal (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 Gina D'Ettorre on 03 9290 1483 or at [gina.dettorre@accc.gov.au](mailto:gina.dettorre@accc.gov.au)

Yours sincerely

A handwritten signature in blue ink that reads 'David Hatfield'.

David Hatfield  
Director  
Adjudication Branch