



**Australian
Competition &
Consumer
Commission**

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Our Ref: TRACKIT 55821
Contact Officer: Gina D'Ettorre
Contact Phone: 03 9290 1483

15 September 2014

Dear Sir/Madam

**Tabcorp Wagering Manager (Vic) Pty Ltd, TAB Limited and Tabcorp Europe Limited
applications for authorisation A91454 - A91459 - interested party consultation**

The Australian Competition and Consumer Commission (the ACCC) has received new applications for authorisation from Tabcorp Wagering Manager (Vic) Pty Ltd, TAB Limited and Tabcorp Europe Limited (collectively referred to as Tabcorp).

These applications are in respect of pooling arrangements with the Hong Kong Jockey Club Horse Race Betting Limited (HKJC).

Tabcorp is seeking authorisation for seven years.

A full copy of the application for authorisation is available on the ACCC's website <www.accc.gov.au/AuthorisationsRegister>. Alternatively, you can contact Gina D'Ettorre on 03 9290 1483 to obtain a hard copy of the application and submission.

Interim authorisation

Tabcorp has also requested urgent interim authorisation to make and give effect to the agreements in time for the Australian Spring Racing Carnival.

The ACCC endeavours to deal with requests for interim authorisation quickly. In making an assessment as to whether it is appropriate to grant interim authorisation, the ACCC is not required to undertake a full assessment of the benefit and detriment likely to arise as a result of the proposed conduct.

The ACCC decides whether to grant interim authorisation on a case by case basis. Should an applicant request interim authorisation, the ACCC will usually consider a range of factors, including harm to the applicant and other parties if interim is or is not granted, possible benefit and detriment to the public, the urgency of the matter and whether the market would be able to return to substantially its pre-interim state if the ACCC should later deny authorisation.

Request for submissions

The purpose of this letter is to invite you, as a potentially interested party, to comment on the applications, in particular, the ACCC seeks your views on the likely public benefits and effect

on competition, or any other public detriment, from the proposed arrangements. 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.

If you intend to provide a submission in relation to Tabcorp's applications for authorisation, please do so by **Monday, 6 October 2014**. Submissions in relation to interim authorisation should be provided by **Monday 22 September 2014**. Submissions should be emailed to adjudication@acc.gov.au with the subject "A91454 – A91459 Tabcorp Wagering Manager (Vic) Pty Ltd & Ors – submission".

Alternatively, if you would like to provide comments orally, please contact Gina D'Ettorre on 03 9290 1483 to organise a suitable time.

Submissions, including a record of oral 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.

12 September 2014	Lodgement of application and supporting submission.
15 September 2014	Public consultation process begins.
22 September 2014	Closing date for submissions on interim authorisation.
6 October 2014	Closing date for submissions on the applications.
20 October 2014	Applicant responds to issues raised in the public consultation process.
November 2014	Draft determination and decision regarding interim authorisation.
November 2014	Public consultation on draft determination including any conference if called.
November/December 2014	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 applications 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 applications.

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 the number provided above, or at gina.dettorre@acc.gov.au, or alternatively email adjudication@acc.gov.au.

Yours sincerely

A handwritten signature in blue ink, appearing to read "D. Hatfield".

David Hatfield
Director
Adjudication Branch