

Our Ref: 51243
Contact Officer: Tess Macrae
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**Australian
Competition &
Consumer
Commission**

23 July 2014

Ms Kate Haddock
Partner
Banki Haddock Fiora

By email: haddock@bhf.com.au

Dear Ms Haddock

Australasian Performing Right Association Ltd application for revocation and substitution A91367 - A91375 – ACCC approval of independent dispute resolution facilitator

I refer to the application for re-authorisation lodged by the Australasian Performing Right Association Ltd (APRA) with the Australian Competition and Consumer Commission (ACCC) on 30 April 2013. On 6 June 2014, the ACCC granted conditional re-authorisation to APRA until 28 June 2019.

Condition C3 of authorisations A91367-A91375 requires APRA to establish an Alternative Dispute Resolution Scheme (ADR Scheme) that is managed by a Facilitator for the resolution of any disputes between APRA and a licensee or potential licensee of copyright held by APRA, or a member or potential member of APRA. Condition 3.8 requires APRA to appoint a Facilitator within one month of the ACCC's final determination and the Facilitator must be approved by the ACCC, within 20 business days, in accordance with condition C3.12 and for a specified period of time, prior to the appointment taking effect for the purposes of the conditions.

On 4 July 2014 APRA appointed Ms Shirli Kirschner of Resolve Advisors Pty Limited for three years as the Facilitator of the ADR Scheme established by APRA in accordance with condition C3 of authorisations A91367-A91375.

The ACCC has decided to approve the appointment of Ms Kirschner as the facilitator of the ADR Scheme in accordance with condition of authorisation C3.

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 Tess Macrae on (03) 9290 1835.

Yours sincerely

A handwritten signature in blue ink, appearing to be 'Richard Chadwick'.

Dr Richard Chadwick
General Manager
Adjudication Branch

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