



**Australian
Competition &
Consumer
Commission**

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Our Ref: 57119
Contact Officer: Hannah Ransom
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16 July 2015

Sent via email

Dear Sir/Madam

Screen Producers Australia applications for authorisation A91484 & A91492 – draft determination

The Australian Competition and Consumer Commission (the ACCC) has issued a draft determination in respect of applications for authorisation A91484 and A91492 lodged by Screen Producers Australia (SPA) on 23 March 2015 and 13 April 2015 respectively.

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.

SPA is seeking authorisation for five years for current and future members of SPA to:

- collectively negotiate model terms of engagement with the Australian Writers' Guild (AWG), the Media Entertainment and Arts Alliance (MEAA) and the Australian Directors Guild (ADG), and
- give effect to existing and future model terms of engagement when contracting with current and future members of AWG, MEAA and ADG.

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 five years.

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 31 July 2015. Submissions should be emailed to adjudication@acc.gov.au with the subject "A91484 & A91492 – Screen Producers Australia – submission".

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 by 31 July 2015.

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 continue to progress its assessment of the application in a timely manner. An updated indicative timetable is set out below for your information.

Indicative date	Stage in assessment process
23 March 2015	Lodgement of application A91484 and supporting submission.
13 April 2015	Lodgement of application A91492.
17 April 2015	Applicants confirm the scope of the conduct for which authorisation is sought.
20 April 2015	Public consultation process begins.
15 May 2015	Closing date for submissions from interested parties.
16 July 2015	Draft determination.
July/August 2015	Public consultation on draft determination including any conference if called.
August/September 2015	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 me on 03 9290 1475, Hannah Ransom on 02 6243 1255 or adjudication@acc.gov.au.

Yours sincerely

A handwritten signature in blue ink, appearing to read 'G Jones', with a stylized flourish extending to the right.

Gavin Jones
Director
Adjudication