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**Australian
Competition &
Consumer
Commission**

29 October 2015

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By email

Dear Sir/Madam

**The Australian Paint Manufacturers' Federation & Ors - application for authorisation
A91504 - determination**

The Australian Competition and Consumer Commission (the ACCC) has issued a determination in respect of the application for authorisation lodged by the Australian Paint Manufacturers' Federation, Paint Stewardship Limited and certain paint manufacturers and wholesalers on 1 July 2015.

The Australian Paint Manufacturers' Federation sought authorisation on behalf of itself, Paint Stewardship Limited and certain paint manufacturers/importers to impose a levy of up to 15 cents per litre (plus GST) on the supply of certain architectural and decorative (A&D) paint and woodcare products. The levy is part of a National Paint Product Stewardship Scheme, which aims to provide a nationally co-ordinated approach to the collection and proper disposal of A&D paints.

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 1 June 2021.

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 19 November 2015. If no application to review is lodged by this date, the ACCC's determination will come into force on 20 November 2015.

An application for review of the ACCC's determination should be lodged directly with the Australian Competition Tribunal. The Australian Competition 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 Australian Competition 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 Theo Kelly on (02) 6243 1179.

Yours sincerely

A handwritten signature in black ink, appearing to read 'Lyn Camilleri'.

Lyn Camilleri
Director
Adjudication