



**Australian  
Competition &  
Consumer  
Commission**

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26 November 2015

Ms Fiona Crosbie  
Partner  
Allens

**By email:** [Fiona.Crosbie@allens.com.au](mailto:Fiona.Crosbie@allens.com.au)

Dear Ms Crosbie

**Re: Infant Nutrition Council applications for authorisation A91506 A91507  
- PRE-DECISION CONFERENCE**

The Australian Breastfeeding Association, the Public Health Association of Australia, the International Code Documentation Centre, and the International Board of Lactation Consultant Examiners have requested that the Australian Competition & Consumer Commission (the ACCC) convene a conference in relation to the draft determination issued by the ACCC on 29 October 2015 proposing to grant authorisations A91506 and A91507.

As you are aware, the draft determination follows an application by the Infant Nutrition Council for authorisation in respect of the *Marketing in Australia of Infant Formula: Manufacturers and Importers Agreement* (MAIF Agreement) and associated guidelines. The ACCC concluded in its draft determination that overall it was satisfied that the public benefit flowing from the proposed arrangements is likely to outweigh any anti-competitive detriment and proposed to grant authorisation to the application.

A pre-decision conference provides a valuable opportunity for applicants and interested parties to make oral submissions to the ACCC about its draft determination.

The ACCC will hold the conference on **Monday, 14 December 2015** commencing at **11am**, at ACCC offices in Melbourne, Sydney and Canberra (connected by video

link). The addresses of ACCC offices are listed at the end of this letter. ACCC Commissioner Sarah Court will chair the conference.

Under the *Competition and Consumer Act 2010* (the Act), the conference may be attended by the applicant and other interested parties. For each of the Infant Nutrition Council's representatives who will attend the conference, please provide a name, position title, telephone number, and e-mail address, and indicate who will be the chief spokesperson. Please provide this information by **cob Monday, 7 December 2015**. Notifications can be emailed to: [adjudication@acc.gov.au](mailto:adjudication@acc.gov.au).

I would also note that, while conference participants may bring outside legal or other professional advisers to assist them, under the Act these advisers are not entitled to participate in conference discussions.

Attached for your information are procedures usually followed at pre-decision conferences.

A copy of this letter has been placed on the ACCC's public register. If you require any further information in regard to the conference, please do not hesitate to contact Hannah Ransom on (02) 6243 1255.

Yours sincerely



Joanne Palisi  
A/g General Manager  
Adjudication Branch

## **ACCC office locations for pre decision conference**

### Canberra

23 Marcus Clarke St  
Canberra

### Melbourne

Level 35, The Tower  
360 Elizabeth St  
Melbourne Central

### Sydney

Level 20  
175 Pitt Street  
Sydney