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***By email***

Dear Sir / Madam

**The Global Tote Limited applications for authorisation A91565 & A91566 – interested party consultation**

The Australian Competition and Consumer Commission (the ACCC) has received applications for authorisation from The Global Tote Limited (the Applicant). The ACCC invites you to comment on the applications. A summary of the authorisation process including how to make a submission to the ACCC can be found here: [summary of the authorisation process](#).

The Applicant is seeking authorisation to enter into and give effect to a number of access agreements between the Applicant and third party corporate bookmakers operating in Australia. Particularly clause 10.3 of the agreement will restrict payment of rebates to a corporate bookmaker's customers in relation to bets made on their new wholesale Global Tote totalisator product for races and sporting events overseas and in Australia, without prior consent of the Applicant.

The Applicant submits that the authorisation will result in a number of public benefits including but not limited to increased liquidity and stability of pools, increased wagering opportunities for Australian customers and increased funding to the racing industry and economy generally. The Applicant submits that the authorisation will have minimal public detriment.

The Applicant is seeking authorisation for a period of five years.

**Interim authorisation**

The Applicant has requested an interim authorisation to commence as early in 2017 as possible, and to continue until a final decision is made by the ACCC on the substantive application for authorisation. Interim authorisation is sought to make and give effect to the access agreements, as outlined above.

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.

A full copy of the application for authorisation and interim authorisation is available on the ACCC's website [www.accc.gov.au/AuthorisationsRegister](http://www.accc.gov.au/AuthorisationsRegister).

## Request for submissions

The ACCC invites you to make a submission on the likely public benefits and effect on competition, or any other public detriment, from the proposed arrangements and whether interim authorisation should be granted, taking into account the factors set out above.

If you intend to provide a submission in relation to the applications for authorisation or the application for interim authorisation, please do so by **31 January 2017**. Submissions should be emailed to [adjudication@acc.gov.au](mailto:adjudication@acc.gov.au) with the subject 'A91565 & A91566 - The Global Tote Limited – submission'.

Submissions, including oral submissions, will be placed on the ACCC's public register subject to any request for exclusion (guidelines are available here: [guidelines for excluding information from the public register](#)).

## Timetable

The ACCC will progress its assessment of the applications in a timely manner. An indicative timetable is set out below for your information

<b>14 December 2016</b>	Lodgement of applications, including request for interim authorisation, and supporting submission.
<b>22 December 2016</b>	Public consultation process begins.
<b>31 January 2017</b>	Closing date for submissions from interested parties on interim and substantive authorisation.
<b>7 February 2017</b>	Applicant responds to issues raised in the public consultation process.
<b>Late February 2017</b>	Decision on interim authorisation.
<b>March 2017</b>	Draft determination on substantive application.
<b>April 2017</b>	Public consultation on draft determination including any conference if called.
<b>June 2017</b>	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 Anna Giannakos on (03) 9290 6920, Tess Macrae on (03) 9290 1835 or [adjudication@acc.gov.au](mailto:adjudication@acc.gov.au).

Yours sincerely

A handwritten signature in black ink, appearing to read 'Lyn Camilleri', written in a cursive style.

Lyn Camilleri  
Director  
Adjudication

## Interested Party List

ACT Bookmakers' Association  
ACT Gambling and Racing Commission  
ACT Responsible Gambling (Turning Point)  
Australasian Gaming Council  
Australian Bookmakers Association/NSW Bookmakers' Cooperative Ltd  
Australian Greyhound Racing Association  
Australian Punters Association  
Australian Racing Board  
Australian Securities and Investments Commission  
Australian Thoroughbred Racehorse Owners Council  
Australian Trainers Association  
Australian Turf Club  
Australian Wagering Council  
AustralianBookmakers.com  
Bet 365  
Bet 365 (Legal representative)  
Betfair Australia  
Brisbane Greyhound Racing Club  
Brisbane Racing Club  
Canberra Greyhound Racing Club  
Canberra Harness Racing Club  
Canberra Racing Club  
Choice  
Clubs NSW  
Clubs Queensland  
Clubs Victoria  
Community Clubs Victoria  
Consumer and Business Services (SA)  
Country Racing Association of WA  
Country Racing Victoria  
Crown Perth  
CrownBet  
Darwin Greyhound Racing  
Darwin Turf Club  
Federation of Bloodstock Agents Australia  
Greyhound Breeders, Owners, and Trainers Association  
Greyhound Racing NSW  
Greyhound Racing SA  
Greyhound Racing Victoria  
Greyhounds WA  
Harness Racing Australia  
Harness Racing NSW  
Harness Racing SA  
Harness Racing Victoria

Harness Racing WA  
Independent Gaming (NSW)  
Independent Gaming Corporation Ltd  
Ladbrokes  
Melbourne Racing Club  
Minter Ellison  
Moonee Valley Racing Club  
Network Gaming  
NSW Independent Liquor & Gaming Authority  
NSW Liquor & Gaming  
NSW Treasury  
NT Gambling & Licensing NT Government  
NT Racing Commission, Department of Business  
Office of Liquor and Gaming Regulation  
On the Punt  
Palmerbet  
Perth Racing  
Provincial Racing Association of NSW  
QLD Office of Liquor & Gaming Regulation  
Queensland Bookmakers' Association  
Queensland Country Racing Committee  
Queensland Treasury (Commercial Group)  
Racing and Wagering Western Australia (t/as TAB)  
Racing Australia  
Racing Clubs Tasmania  
Racing Information Services Australia  
Racing NSW  
Racing Queensland  
Racing SA  
Racing Services Tasmania  
Racing Victoria  
Racingcorp  
SA Consumer and Business Services  
SA Department of Treasury and Finance  
SA Independent Gambling Authority  
SA Lotteries Commission  
SA Office for Recreation and Sport  
South Australian Bookmakers' League Inc  
South Australian Jockey Club  
Sportsbet / Paddy Power  
Sportsbetting.com.au  
Tabcorp  
TAS Department of Treasury & Finance (Liquor & Gaming Branch)  
TAS Liquor and Gaming Commission  
TAS Office of Racing Integrity  
Tasmanian Bookmakers' Association  
Tasmanian Racing Club

Tasmanian Turf Club  
Tasracing  
Tatts Group  
Thoroughbred Breeders Australia / Aushorse  
Thoroughbred Racing NT  
TopBetta  
Unibet (legal representation)  
Vic Commission for Gambling & Liquor Regulation  
Vic Office of Liquor, Gaming & Racing, Department of Justice and Regulation  
VicRacing  
Victorian Bookmakers' Association  
Victorian Racing Club  
Victorian Responsible Gambling Foundation  
WA - Department of Racing, Gaming and Liquor  
WA Bookmakers' Association (Inc)  
WA Gaming and Wagering Commission of Western Australia  
WA Minister for Housing; Racing and Gaming  
WA Provincial Racing Association  
William Hill