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28 September 2017

## By email

Dear Sir or Madam

### **Independent Cinemas Australia Inc. application for authorisation A91587— Draft determination**

The Australian Competition and Consumer Commission (the ACCC) has issued a draft determination in respect of the application for authorisation lodged by Independent Cinemas Australia Inc. on 13 June 2017.

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.

Independent Cinemas Australia Inc. is seeking authorisation to share information amongst itself and its members and to collectively bargain with film distributors.

### **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 **COB 20 October 2017**. Submissions should be emailed to [adjudication@acc.gov.au](mailto:adjudication@acc.gov.au) with the subject "A91587 Independent Cinemas 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 **COB 13 October 2017**.

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.

<b>Indicative date</b>	<b>Stage in assessment process</b>
<b>13 June 2017</b>	Lodgement of application and supporting submission.
<b>22 June 2017</b>	Public consultation on the application begins.
<b>28 September 2017</b>	Draft determination.
<b>September/October 2017</b>	Public consultation on draft determination including any conference if called.
<b>December 2017</b>	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 Simon Bell on (02) 6243 1232 or [adjudication@acc.gov.au](mailto:adjudication@acc.gov.au).

Yours sincerely



Darrell Channing  
Director  
Adjudication Branch