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13 April 2017

By email

Dear Sir or Madam

The Real Estate Institute of Western Australia (Inc) application for authorisation A91569 - draft determination

The Australian Competition and Consumer Commission (the ACCC) has issued a draft determination in respect of the application for authorisation lodged by The Real Estate Institute of Western Australia (REIWA) on 10 January 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.

REIWA is seeking authorisation for arrangements contained in its Membership Framework, namely its:

- Articles of Association, including its proposed CPD scheme
- Members' Codes of Practice
- Auction Code of Conduct
- website (reiwa.com) terms and conditions
- agreements between REIWA and its members that give rise to REIWA's Standard Exclusive Agency Forms
- proposed voluntary accreditation scheme.

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 subject to conditions for ten 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 **5 May 2017**. "Submissions should be emailed to adjudication@acc.gov.au with the subject "A91569 – REIWA - 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 **5 May 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.

Indicative date	Stage in assessment process
10 January 2017	Lodgement of application and supporting submission.
19 January 2017	Public consultation process begins.
13 April 2017	Draft determination.
April/May 2017	Public consultation on draft determination including any conference if called.
June 2017	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 Elizabeth Batten on (02) 6243 1359 or adjudication@acc.gov.au.

Yours sincerely



Darrell Channing
Director
Adjudication Branch