



Australian
Competition &
Consumer
Commission

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23/06/2017

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To whom it may concern

Independent Cinemas Australia Inc. application for authorisation A91587— interested party consultation

The Australian Competition and Consumer Commission (the ACCC) has received an application for authorisation from Independent Cinemas Australia Inc. (ICA). The ACCC invites you to comment on the application. Attached is a summary of the authorisation process including how to make a submission to the ACCC.

ICA, on behalf of itself and current and future members of ICA, seeks authorisation to collectively bargain with film distributors to negotiate various terms, conditions and policies for film licensing agreements.

A full copy of the application for authorisation and an accompanying submission made by ICA are available on the ACCC's website www.acc.gov.au/AuthorisationsRegister. Alternatively, you can contact Simon Bell on (02) 6243 1232 to obtain a hard copy of the application and submission.

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.

If you intend to provide a submission in relation to the application for authorisation, please do so by **14 July 2017**. Submissions should be emailed to adjudication@acc.gov.au with the subject '*A91587 – Independent Cinemas Australia Inc. – submission*'.

Alternatively, if you would like to provide comments orally, please contact Simon Bell on (02) 6243 1232 to organise a suitable time.

Submissions, including oral submissions, will be placed on the ACCC's public register subject to any request for exclusion (see the guidelines for more information <https://www.acc.gov.au/publications/guidelines-for-excluding-information-from-the-public-register-for-authorisation-and-notification-processes>)

Timetable

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

13 June 2017	Lodgement of application and supporting submission.
22 June 2017	Public consultation process begins.
14 July 2017	Closing date for submissions from interested parties.
July 2017	Applicant responds to issues raised in the public consultation process.
August 2017	Draft determination.
August/September 2017	Public consultation on draft determination including any conference if called.
September/October 2017	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 so 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 and sent to the list of interested parties in Attachment A. A copy of this letter has been sent to the applicant.

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.

Yours sincerely



Darrell Channing
Director
Adjudication Branch

Attachment A

List of interested parties – Independent Cinemas Australia Inc – Application for Authorisation – A91587

Motion Picture Distributors Association of Australia

Paramount Pictures Australia Pty,

Sony Pictures Releasing Pty Limited

Twentieth Century Fox Film Distributors Pty Limited

Universal Pictures International Australasia Pty Limited

The Walt Disney Company (Australia) Pty Limited

Warner Bros Entertainment Australia Pty Limited

Australian Independent Distributors Association

Becker Film Group Pty Ltd

Curious Films Pty Limited

Entertainment One Films Australia Pty Ltd

Icon Film Distribution Pty Ltd

Madman Entertainment Pty Ltd

Palace Films

Pinnacle Films Pty Ltd

Potential Films Pty Ltd

Rialto Distribution Pty Ltd

Natalie Miller Pty Limited trading as Sharmill Films

Studiocanal Pty Ltd

Umbrella Entertainment Pty Ltd

Roadshow Films Pty Ltd

Transmission Films Pty Limited