

**From:** PFES, Secretariat <Secretariat.PFES@pfes.nt.gov.au>  
**Sent:** Wednesday, 18 January 2017 5:15 PM  
**To:** Adjudication  
**Cc:** PFES, Secretariat  
**Subject:** A91550 - British American Tobacco - submission

Good Afternoon

The Northern Territory Police, Fire and Emergency Services (NTPFES) supports the ACCC Draft Determination to deny the application for authorisation, by British American Tobacco Australia Limited, Imperial Tobacco Australia Limited and Philip Morris Limited, of a proposed agreement to cease supply of tobacco products to retailers and wholesalers that supply illicit tobacco products.

As noted in paragraph 122 of the ACCC Draft Determination, the proposed covert purchase model, whereby a private investigator attempts to buy illicit tobacco on behalf of the tobacco companies, may constitute a contravention of the *Tobacco Plain Packaging Act 2011*. The NTPFES submit that enforcement of tobacco control laws should be left to the relevant Government enforcement agencies and it is not appropriate for tobacco companies, either independently or in cooperation with each other, to undertake private investigations and impose sanctions.

Kind regards,

**Brynne Cornish | Ministerial Liaison Officer**

Secretariat, Governance and Protocol

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**Working in partnership with the community to ensure a safe and resilient Northern Territory.**

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**From:** Ransom, Hannah [<mailto:hannah.ransom@accc.gov.au>]

**Sent:** Thursday, 15 December 2016 1:00 PM

**To:** Hatfield, David <[david.hatfield@accc.gov.au](mailto:david.hatfield@accc.gov.au)>

**Subject:** ACCC draft determination - British American Tobacco & Ors [SEC=UNCLASSIFIED]

Dear Sir or Madam,

The ACCC has released a draft determination in relation to the authorisation application A91550 lodged by British American Tobacco and others. The draft determination and related documentation are attached.

Sincerely,  
Hannah

**Hannah Ransom**

Senior Project Officer | Adjudication

**Australian Competition & Consumer Commission**



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