

From: Angus Nardi [REDACTED]
Sent: Thursday, 26 November 2020 5:08 PM
To: Reed, Alex <alex.reed@acc.gov.au>
Cc: Kirby Rogers [REDACTED]; Staltari, Danielle <Danielle.Staltari@acc.gov.au>; Bell, Simon <simon.bell@acc.gov.au>
Subject: RE: Request for clarification - Application for re-authorisation lodged by Shopping Centre Council of Australia [SEC=OFFICIAL] [ACCC-ACCCANDAER.FID2692062]

For official use only

Thanks Alex.

I confirm that we'd like to include conduct that may contain a cartel provision (within the meaning of Division 1, Part IV of the CCA) as part of our current application for reauthorisation, as described in your email below.

Best regards, Angus

From: Reed, Alex <alex.reed@acc.gov.au>
Sent: Thursday, 26 November 2020 3:29 PM
To: Angus Nardi [REDACTED]
Cc: Kirby Rogers [REDACTED]; Staltari, Danielle <Danielle.Staltari@acc.gov.au>; Bell, Simon <simon.bell@acc.gov.au>
Subject: Request for clarification - Application for re-authorisation lodged by Shopping Centre Council of Australia [SEC=OFFICIAL] [ACCC-ACCCANDAER.FID2692062]

OFFICIAL

Dear Mr Nardi,

We are writing to you in relation to the application for re-authorisation lodged by the Shopping Centre Council of Australia on 11 September 2020.

Section 4.3 of the application states that re-authorisation is sought in relation to a lessening of competition or contracts, arrangements or understandings that restrict dealings or affect competition (section 45).

We note that the existing authorisations (A91591 and A91592) were granted in relation to conduct that may contain a cartel provision or may have the purpose or effect of substantially lessening competition within the meaning of section 45 of the CCA. In relation to the current application, could you please clarify whether the Shopping Centre Council of Australia wishes to include conduct that may contain a cartel provision, within the meaning of Division 1 of Part IV of the CCA, at section 4.3 (i.e. provisions for which re-authorisation is sought)?

If you could please respond to the above question **as soon as possible**, that would be greatly appreciated.

The ACCC will place this email, and your response, on its public register.

Best regards,

Alex Reed

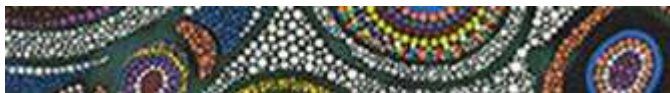
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The ACCC acknowledges the traditional owners and custodians of Country throughout Australia and recognises their continuing connection to the land, sea and community. We pay our respects to them and their cultures; and to their Elders past, present and future.