



## TRADE PRACTICES ACT 1974

### UNDERTAKINGS TO THE TRADE PRACTICES COMMISSION GIVEN FOR THE PURPOSES OF SECTION 87B

BY

**TENNIS PROFESSIONALS QUEENSLAND INC.**

5 OCT 1995

Trade Practices Commission  
**BACKGROUND**

The Tennis Professionals Queensland Inc. ("TPQ") had until August 1995 a written Code of Ethics which its members were required to abide by.

The Trade Practices Commission ("the Commission") advised TPQ that it considered the Code of Ethics to be in breach of section 45 of the Trade Practices Act 1974 ("the Act"), particularly given the operation of sections 4D and 45A of the Act.

The TPQ has advised the Commission that it was not its intention to breach the Act, and has withdrawn the Code of Ethics from operation. The TPQ has cooperated with the Commission's inquiry into this matter.

#### UNDERTAKING

The TPQ undertakes for the purposes of section 87B of the Trade Practices Act 1974:

1. The TPQ will not counsel or procure, attempt to induce, or be in any way knowingly concerned in or party to members entering into or giving effect to any exclusionary provisions or price fixing agreements or understandings.
2. The TPQ will inform all of its members in writing, in a form satisfactory to the Commission, of the withdrawal of the Code of Ethics and the reason for its withdrawal and advise its members of the illegality of entering into or giving effect to any exclusionary provisions or price fixing agreements or understandings.
3. The TPQ will publish an article, to the Commission's satisfaction, in its internal publication in relation to this matter.

The TPQ acknowledges and accepts that this undertaking will be placed on the Commission's Public Register and agrees that the Commission may otherwise publish and refer to this document at its discretion.

The TPQ also notes that this undertaking in no way derogates from the rights or remedies available to any other person arising from the alleged conduct.

**IN WITNESS OF THESE UNDERTAKINGS**

THE COMMON SEAL of  
TENNIS PROFESSIONALS QUEENSLAND INC.  
was hereunto affixed by authority of the board  
Directors previously given in the presence of:



Stuart Ware PRESIDENT OF TPQ INC.

This 29<sup>th</sup> day of SEPTEMBER, 1995

ACCEPTED BY THE TRADE PRACTICES COMMISSION PURSUANT TO  
SECTION 87B OF THE TRADE PRACTICES ACT

Allan Fels

(PROFESSOR ALLAN FELS)  
CHAIRMAN

This 26<sup>th</sup> day of October, 1995