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Our ref: AA1000642
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15 November 2023

www.accc.gov.au

Lesley Naik
Special Counsel
By George Legal

By email: [REDACTED]

Dear Ms Naik

Australian Writers' Guild Authorship Collecting Society Limited - application for authorisation [AA1000642] — request for extension to be granted under s90(10A)

I refer to the Australian Competition and Consumer Commission's (the **ACCC**) draft determination released on 19 October 2023 in relation to the above listed application for authorisation lodged by the Australian Writers' Guild Authorship Collecting Society Limited.

As you may be aware, the *Competition and Consumer Act 2010* (the **Act**) provides that if the ACCC does not determine an application for authorisation (other than a merger authorisation) within the relevant period, then it is taken to have granted the application at the end of that period. The relevant period is 6 months beginning on the day the ACCC received the application. Accordingly, the ACCC would have until 25 November 2023 to determine the application.

Section 90(10A) of the Act provides that, if before the end of that 6-month period:

- the ACCC has prepared a draft determination under subsection 90A(1) in relation to the application, and
- the ACCC determines in writing that the period is extended by a specified period of not more than 6 months, and
- the applicant agrees to the period being so extended

the relevant period is that period as so extended.

The purpose of this letter is to advise you that in accordance with subsection 90(10A)(b) of the Act, the ACCC has determined that the relevant period for consideration of the application has been extended until 25 May 2024. The ACCC seeks agreement from the Applicants to the relevant period being so extended.

The ACCC considers that an extension is appropriate to provide sufficient time for the Applicant to respond to interested party submissions, and the ACCC to consider those submissions, to consult with interested parties, and prepare a final determination.

We ask that you please confirm in writing, in response to this letter, that the Applicants agree to the relevant period in relation to application for authorisation AA1000642 being extended to 25 May 2024. I would appreciate receiving the response by no later than 17 November 2023.

A copy of this letter will be placed on the ACCC's public register.

If you wish to discuss any aspect of this matter, please do not hesitate to contact me on 03 9290 1973 or lyn.camilleri@acc.gov.au or David Hatfield on (02) 6243 1266 or at david.hatfield@acc.gov.au.

Yours sincerely

A handwritten signature in black ink, appearing to read 'L. Camilleri', is positioned above the typed name.

Lyn Camilleri
General Manager
Competition Exemptions