



Our ref: AA1000606  
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Contact phone: 03 9658 6476

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www.acc.gov.au

9 August 2022

Dear Interested Party

### **Coles Group Limited – Application for re-authorisation AA1000606 – draft determination**

As you are aware, a draft determination in respect of the application for revocation and substitution (re-authorisation) from Coles Group Limited (AA1000606) was published on the ACCC's website on 29 July 2022.

Due to an administrative oversight, the draft determination purported to be made on 29 July 2022 was not made. The ACCC has re-made its draft determination on 9 August 2022 in identical terms to that published on 29 July 2022, apart from the change in the date. This replaces the purported draft determination previously published.

For the reasons set out in its draft determination dated 9 August 2022, the ACCC proposes to grant authorisation, with conditions, until 31 March 2023.

A copy of the ACCC's draft determination is attached and also available on the ACCC's [authorisation public register](#).

### **Next steps**

Once the ACCC issues a draft determination, the Applicant or any interested party may make a written submission and/or request that the ACCC convene a 'pre-decision conference'.

### **Making a submission**

If you wish to make a submission in response to the ACCC's draft determination, please lodge your submission by **12 August 2022**. Submissions should be emailed to [exemptions@acc.gov.au](mailto:exemptions@acc.gov.au) with the subject 'AA1000606 – Coles Group Limited – Submission'. If you prefer to make an oral submission, please contact Miriam Kolacz via the details at the end of this letter.

The ACCC will consider any submissions it receives, including any oral submissions made at a pre-decision conference (should one be called - see below), and will then release a final determination in relation to this application.

Submissions will be placed on the ACCC's public register subject to any request for exclusion. Please see the ACCC's publication [Guidelines for excluding information from the public register](#).

## Optional pre-decision conference

In some cases the applicant or an interested party requests that the ACCC convene a pre-decision conference in relation to its draft determination. If a conference is called it will be open to the applicant and interested parties to attend and make oral submissions in relation to the draft determination. Conferences are conducted informally and while legal or professional advisers are able to attend they are not entitled to participate in the discussion.

If you wish the ACCC to hold a pre-decision conference in relation to the draft determination you must notify the ACCC in writing by **23 August 2022** by email to [exemptions@acc.gov.au](mailto:exemptions@acc.gov.au).

## Timetable

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

Indicative date	Stage in assessment process
<b>9 March 2022</b>	Lodgement of application.
<b>25 March 2022</b>	ACCC decision regarding interim authorisation.
<b>8 April 2022</b>	Closing date for submissions on substantive application.
<b>April 2022</b>	Applicant responds to issues raised in the public consultation process.
<b>9 August 2022</b>	Draft determination.
<b>August 2022</b>	Public consultation on draft determination including any conference if called.
<b>12 August 2022</b>	Closing date for submissions from interested parties on the draft determination.
<b>August/September 2022</b>	Final determination.

This letter has been placed on the ACCC's public register. If you wish to discuss any aspect of this matter, please do not hesitate to contact Miriam Kolacz on 03 9658 6476 or [miriam.kolacz@acc.gov.au](mailto:miriam.kolacz@acc.gov.au).

Yours sincerely



Darrell Channing  
Director  
Competition Exemptions