



Our ref: AA1000553

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15 November 2022

Dear Sir/Madam

Re: Australian Property Institute Limited application for minor variation of authorisation AA1000553 – interested party consultation

The Australian Competition and Consumer Commission (**ACCC**) has received an application from the Australian Property Institute Limited (**API**) for minor variation of authorisation AA1000553. The ACCC invites you to comment on the application. You are welcome to pass this letter on to others who may wish to make submissions.

The ACCC [granted](#) authorisation AA1000553 on 25 August 2021 to re-authorise the API to make and give effect to certain membership requirements and obligations in its Constitution, Membership Policy, Code of Ethics, Standards Steering Committee Charter, CPD Policy, Rules of Professional Conduct, and Professional Conduct Policy Suite until 16 September 2026.

Proposed minor variation to AA1000553

API has applied for minor variation of the authorisation on the basis that API adopted a new Constitution at its Annual General Meeting, held on 25 May 2022, which impacts in part the Authorisation. The minor variations sought relate to:

- The powers of API's Board of Directors (**the Board**) to admit and reject applications for membership,
- the conditions under which persons cease to be members of API, and
- the Board's ability to make policies for its members.

A full copy of the application for minor variation is available on the ACCC's authorisations public register.

Broadly, the ACCC may grant an application for minor variation if it is satisfied that the variation sought is minor and will not reduce the extent of the net public benefit resulting from the conduct detailed in the current authorisation.

Making a submission

The ACCC invites you to make a submission to assist with its assessment of API's application for minor variation of this authorisation. In making your submission, please provide information, evidence and views about the likely effect of the proposed variations on the net public benefit resulting from the current authorised conduct.

If you intend to make a submission in relation to API's request for minor variation, please do so by **29 November 2022**.

Please email your submission to exemptions@acc.gov.au, with the subject 'AA1000553 minor variation – Australian Property Institute Limited – submission.' Alternatively, if you would like to provide comments orally, please contact Sam O'Connor via the details at the end of this letter.

Your submission **will** be placed on the ACCC's authorisations public register unless you have made a request (with reasons) for us to exclude part or all of the submission from the public register (see [Guidelines for Excluding Information from the Public Register](#) for more information on how to make a request and how we assess requests).

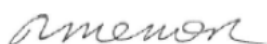
Timetable

The ACCC will progress its assessment of the application in a timely manner. An indicative timetable is set out below for your information, and an up-to-date version (including any changes) will be posted on the public register.

Indicative date	Stage in assessment process
12 October 2022	Lodgement of application.
15 November 2022	Public consultation process begins.
29 November 2022	Closing date for submissions from interested parties on the application for minor variation.
December 2022	ACCC determination regarding minor variation.

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 Sam O'Connor on (03) 9910 9522.

Yours sincerely



Naomi Menon
Director
Competition Exemptions