



Form EACCA 5

APPLICATION FOR PERMISSION TO ENGAGE IN CONCERTED PRACTICES

1. Applicant

(a) Name of Applicant:

(Refer to direction 2)

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(b) Description of business carried on by applicant:

(Refer to direction 3)

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(c) Address for service of documents on the applicant:

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2. Agreement

(a) Description of the agreement whether proposed or actual, for which exemption is sought:

(Refer to direction 4)

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(b) Description of those provisions of the agreement that are, or would or might, substantially lessen competition:

(Refer to direction 4)

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(c) Description of the goods or services to which the proposed or actual agreement relate:

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(d) The period for which exemption of the agreement whether proposed or actual is being sought and grounds supporting this period of exemption:

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3. Parties to the proposed agreement

(a) Names, addresses and description of business carried on by parties to the proposed agreement:

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(b) Names, addresses and description of business carried on by other persons on whose behalf this application is made:

(Refer to direction 5)

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4. Public benefit claims

Arguments in support of application for permission to engage in concerted practices:

(Refer to direction 6)

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5. Market definition

Provide a description of the market(s) in which the goods or services described in item 2(c) are supplied or acquired and other affected markets including: significant suppliers and purchasers; substitutes available for the relevant goods or services; any restriction on the supply or acquisition of the relevant goods or services (for example geographic or legal restrictions):

(Refer to direction 7)

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6. Public detriment

Detriment to the public resulting or likely to result from the permission to engage in concerted practices, in particular the likely effect of the agreement on the prices of the goods or services described at 2 (c) and the prices of goods or services in other affected markets:

(Refer to direction 8)

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7. Further information

Name and address of person authorized by the applicant to provide additional information:

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Dated.....

Signed by/on behalf of the applicant

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(Signature)

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(Full Name)

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(Position in Organization)

8. For official use only:

Authority file number:

Date filed:.....

Contact.....

DIRECTIONS

1. In lodging this form, applicants must include all information, including supporting evidence that they wish the Authority to take into account in assessing the application for exemption. Where there is insufficient space on this form to furnish the required information, the information is to be shown on separate sheets, numbered consecutively and signed by or on behalf of the applicant.
2. Where the application is made by or on behalf of a corporation, the name of the corporation is to be inserted in item 1 (a), not the name of the person signing the application, and the application is to be signed by a person authorized by the corporation to do so.
3. Describe that part of the applicant's business relating to the subject matter of the agreement in respect of which the application is made.
4. Provide details of the proposed agreement (whether proposed or actual) in respect of which the exemption is sought. Provide details of those provisions of the agreement that are, or would or might, substantially lessen competition.

In providing these details:

- (a) to the extent that any of the details have been reduced to writing — provide a certified copy of the writing; and
 - (b) to the extent that of any of the details have not been reduced to writing — provide a full and correct description of the particulars that have not been reduced to writing.
5. Where exemption is sought on behalf of other parties provide details of each of those parties including names, addresses, and descriptions of the business activities engaged in relating to the subject matter of the exemption, and evidence of the party's consent to exemption being sought on their behalf.
 6. Provide details of those public benefits claimed to result or to be likely to result from the proposed agreements including quantification of those benefits where possible.

7. Provide details of the market(s) likely to be affected by the agreement, in particular having regard to goods or services that may be substitutes for the good or service that is the subject matter of the exemption.

8. Provide details of the detriments to the public which may result from the proposed agreement including quantification of those detriments where possible.

9. Where the application is made also in respect of other agreements, which are or will be in similar terms to the agreement referred to in item 2, furnish with the application details of the manner in which those agreements vary in their terms from the agreements referred to in item 2.