

## National Competition Council

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Competition Unit  
Market Conduct Division  
The Treasury  
Langton Crescent  
PARKES ACT 2600

Via email - [NARconsultation@treasury.gov.au](mailto:NARconsultation@treasury.gov.au)

### **Improving the timeliness of National Access Regime processes– exposure draft legislation**

The National Competition Council (the Council) appreciates the opportunity to make a submission on the exposure draft legislation to amend the *Competition and Consumer Act 2010* (CCA) to improve the timeliness of processes under the National Access Regime (NAR).

The Council is supportive of the proposed reforms to the CCA which are consistent with many of the views expressed by the Council in its April 2021 submission to the Treasury's consultation on options to streamline and add greater certainty to decisions under the NAR. In summary, the Council supported:

- removing the ability for parties to seek merits review by the Australian Competition Tribunal of a designated Minister's decision on a declaration matter
- limiting the ability for parties to seek declaration of services under Part IIIA of the CCA where declaration of the same (or similar) service has previously been refused – or where a previous declaration of the same (or similar) service has been revoked
- limiting the ability for parties to make requests for revocation of an existing declaration of a service.

The Council is of the view that the proposed amendments to the CCA are appropriate to give effect to these reforms.

If you would like to discuss this submission, please contact me on 03 9290 1993 or [richard.york@acc.gov.au](mailto:richard.york@acc.gov.au).

Yours sincerely,

A handwritten signature in black ink, appearing to read 'Richard York', written in a cursive style.

Richard York  
NCC Executive Director