



## City of Whittlesea

*Enquiries:* Alan Thatcher  
Telephone (03) 9217 2372

*In Reply*  
*Please Quote:* 147697

26 June, 2002

Mr. Herb Plunkett  
Section 2D Inquiry  
Productivity Commission  
PO Box 80  
BELCONNEN ACT 2616

Dear Mr Plunkett

### **REVIEW OF SECTION 2D OF THE TRADE PRACTICES ACT 1974: LOCAL GOVERNMENT EXEMPTIONS**

Council is in receipt of the Draft Final Report for the above review, which has been prepared for further public consultation and input.

The Commission's first option outlined in the "Preferred Approach" section of the report that Section 2D be retained, is supported for the reasons outlined in the Report.

There is however, a concern with the Commission's second option that Section 2D be replaced with a direct provision that limits the application of Part IV to the 'business activities' of local government. It is considered that this option is a substantial shift from the current provision which provides exemption to Part IV of the Trade Practices Act to licensing decisions and internal transactions of local government and if this option is to be further pursued, should be subjected to further consideration.

Yours faithfully

**GRAEME BRENNAN**  
**CHIEF EXECUTIVE OFFICER**

*Whittlesea  
National Innovation Award*