



PARLIAMENT OF AUSTRALIA

PARLIAMENTARY JOINT COMMITTEE ON CORPORATIONS AND FINANCIAL SERVICES  
PO BOX 6100, PARLIAMENT HOUSE, CANBERRA, A.C.T., 2600

## Inquiry into Franchising Code of Conduct

On 25 June 2008 the Committee resolved to inquire into the Franchising Code of Conduct and related matters. The Committee will report by 1 December 2008. The terms of reference are:

The Committee is to inquire and report on the operation of the Franchising Code of Conduct, and to identify, where justified, improvements to the Code, with particular reference to:

1. the nature of the franchising industry, including the rights of both franchisors and franchisees;
2. whether an obligation for franchisors, franchisees and prospective franchisees to act in good faith should be explicitly incorporated into the Code (having regard to its presence as an element in paragraph 51AC(4)(k) of the *Trade Practices Act 1974*);
3. interaction between the Code and Part IVA and Part V Division 1 of the *Trade Practices Act 1974*, particularly with regard to the obligations in section 51AC of the Act;
4. the operation of the dispute resolution provisions under Part 4 of the Code; and
5. any other related matters.

The Committee invites submissions by 12 September 2008. Please send submissions to [corporations.joint@aph.gov.au](mailto:corporations.joint@aph.gov.au) or by post to:

Secretary, Parliamentary Joint Committee on Corporations and Financial Services  
Department of the Senate  
PO Box 6100 Parliament House  
Canberra ACT 2600

Emailed submissions should include full name, address and phone contact details so we can verify them.

Submissions become Committee documents and should not be made public before the Committee has done so. The Committee normally makes submissions public including by posting them on the internet. The Committee will consider requests to make a confidential submission. Further information about making submissions is at [http://www.aph.gov.au/Senate/committee/wit\\_sub/index.htm](http://www.aph.gov.au/Senate/committee/wit_sub/index.htm)

For further information please contact the committee secretary on 02 6277 3583 or at [corporations.joint@aph.gov.au](mailto:corporations.joint@aph.gov.au)

The Franchising Code of Conduct is a mandatory industry code established under section 51AE of the *Trade Practices Act 1974*. The Code and related information is available from <http://www.accc.gov.au/content/index.phtml/itemId/815503>

P: +61 2 6277 3583  
F: +61 2 6277 5719  
E: [corporations.joint@aph.gov.au](mailto:corporations.joint@aph.gov.au)  
W: [www.aph.gov.au/senate/committee/corporations\\_ctte](http://www.aph.gov.au/senate/committee/corporations_ctte)