

From: Damian Kay [REDACTED]
Sent: Wednesday, 19 January 2011 3:07 AM
To: Committee, Economics & Industry Standing
Subject: Parliamentary Inquiry Franchising



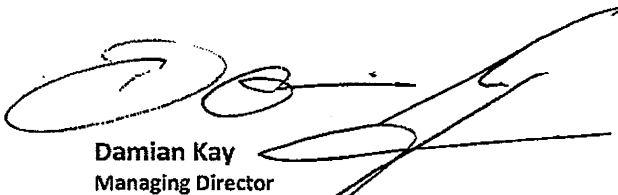
To Whom it may concern,

As an owner of a national franchise system (Telcoinabox) with over 100 franchisees nationally, I am extremely concerned about the proposed WA legislation. In short:

- State-based legislation is unnecessary and inappropriate
- I do not believe the legislation is needed; i.e. rogues are not roaming unchecked, disputes are at respectable 1%, and most of the recommendations of the WA inquiries have been implemented by the Federal Government
- Additional enhancements have been made through the 1 July Code changes and the 1 January ACCC powers.
- The proposed legislation will do more harm than good – for franchisors and franchisees in WA and elsewhere by increasing compliance costs for both franchisees and franchisors.
- It will undermine confidence, increase risk and retard growth – a detriment to the WA economy and national GNP.
- I am willing to appear before any inquiry hearings
- I support the FCA submissions to the WA government

We choose to be a franchise system (we do not have to be as our Franchisees run under their own brand) and should this legislation come into play I will pull out of franchising all together and thereby removing all the protection/safeguards you are trying to create.

May I suggest working with the FCA to have desired changes implemented at a national level. State based legislation is a recipe for disaster.


 Damian Kay
 Managing Director

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