

Corrigendum: ACCC Draft Decision on Co-operative Bulk Handling Limited Port Terminal Services Access Undertaking, 23 August 2011.

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Replace the following:

In response to this issue, the Revised Draft provided by CBH proposes to amend subclauses 6.1(a), (c) and (d) to provide that:

6.1 Obligations to publish standard access terms

- (a) Subject to ...
- (f) ... applicable under this Undertaking.

With:

In response to this issue, the Revised Draft provided by CBH proposes to amend subclause 6.1 to provide that:

6.1 Obligations to publish standard access terms

- (a) The Port Operator must publish on its website:
 - (i) a single set of reference prices (**References Prices**) and, subject to **clause 6.1(c)**, the period to which they apply; and
 - (ii) a set of standard terms and conditions for the supply of Port Terminal Services (**Standard Port Terminal Terms**),

which, subject to **clause 6.1(b)** and **clause 6.1(c)** will apply to access to the Port Terminal Services (together the **Standard Access Terms**).

- (b) The Port Operator may vary the Standard Port Terminal Terms with approval from the ACCC in accordance with the procedure in Division 6 of Part IIIA of the CCA. The Port Operator must publish notice of any approved variation on its website within three Business Days of the ACCC's approval.
- (c) The Port Operator may vary the Reference Prices from time to time, provided that it publishes notice of such fact on its website and sends a copy of the revised Reference Prices to the ACCC within three Business Days of publication. Any variation to Reference Prices under this clause must be published at least 30 days prior to the date on which the variation is to become effective.
- (d) The Standard Access Terms and any variation of the Standard Access Terms must be consistent with **clause 6.2** and the objectives set out in **clause 2**.
- (e) **Schedule 2** sets out the initial Standard Port Terminal Terms applicable under this Undertaking.