



**Australian
Competition &
Consumer
Commission**

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17 April 2009

Mr Bill Keane
Partner
Corrs Chambers Westgarth
GPO Box 9925
Perth WA 6001

By email: bill.keane@corrs.com.au

Dear Mr Keane

Re: Co-operative Bulk Handling Ltd Port Terminal Service Access Undertaking

This is to confirm that on 14 April 2009 the Australian Competition and Consumer Commission (ACCC) received an access undertaking from Co-operative Bulk Handling Ltd (CBH) for its port terminal services at Kwinana, Geraldton, Esperance and Albany (the Undertaking) for consideration under Part IIIA of the *Trade Practices Act 1974* (the Act).

I note that section 44ZZBD of the Act provides for the ACCC to conduct a public consultation process in respect of access undertaking applications. The ACCC proposes to conduct such a process. As part of this, the ACCC will make available on its web site copies of the Undertaking and supporting material. These will shortly be accessible at www.accc.gov.au. As soon as practicable, an Issues Paper will be sent to interested parties inviting comments on the Undertaking.

Under section 44ZZBC of the Act, the ACCC must use its best endeavours to complete its assessment of the Undertaking within six months. However, this is likely to be dependent on parties providing complete information in a timely manner in response to any further requests for information the ACCC may make.

Please contact me on (03) 9290 1804, or Sarah Sheppard on (03) 9290 1992, if you have any queries.

Yours sincerely

Anthony Wing
General Manager
Transport & General Prices Oversight