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3/06/2019

Dear Sir/Madam

## **Collective Bargaining Notification lodged by Lionbend Pty Ltd — interested party consultation**

### **Introduction**

The Australian Competition and Consumer Commission (**the ACCC**) has received a collective bargaining notification from Lionbend Pty Ltd (**Lionbend**) on behalf of itself and fourteen current, and any future, quarry cartage businesses to collectively bargain with Boral Resources Ltd Melbourne to give ongoing effect to existing quarry cartage agreements, and to negotiate any new agreements.

A copy of the notification is available from the [ACCC's public register](#).

The purpose of this letter is to invite your comments as a party who may be interested in providing a submission to the ACCC in relation to these arrangements.

### **Collective bargaining notification process**

Collective bargaining occurs where two or more competitors come together to negotiate terms and conditions (including price) with a supplier or customer. Without the legal protection provided by a collective bargaining notification, these arrangements can breach the *Competition and Consumer Act 2010* (the Act).

The legal protection provided by a collective bargaining notification commences 14 days after the notification is lodged, unless the ACCC objects within this period.

### **Request for submissions**

When the ACCC receives a collective bargaining notification it will assess the likely public benefits and detriments, including any lessening of competition, to determine whether it should object to the notification.

You are invited to comment on the likely public benefits and likely effect on competition, or any other public detriment, from Lionbend and others' proposed collective bargaining arrangements.

Submissions should be provided by **Monday, 17 June 2019**. Please email submissions to [adjudication@acc.gov.au](mailto:adjudication@acc.gov.au) with the subject title "CB – Lionbend Pty Ltd– submission."

Alternatively, if you prefer to make an oral submission please contact Victoria Christie on 03 9290 6964.

Submissions received by the ACCC will be placed on a public register, subject to any requests for exclusion. Please see the ACCC's publication [Guidelines for excluding information from the public register](#).

This letter has been placed on the ACCC's public register. If you wish to discuss any aspect of this matter, please do not hesitate to contact Victoria Christie on 03 9290 6964.

Yours sincerely

A handwritten signature in blue ink, appearing to read 'G Jones', with a long horizontal flourish extending to the right.

Gavin Jones  
Director  
Adjudication