



OUR REF: 384324
YOUR REF:
ENQ: Imre Mencshelyi
DIRECT LINE: 08 9237 9608

Gayfer House
30 Delhi St, West Perth
Western Australia 6005
GPO Box L886
Perth WA 6842
Freecall 1800 679 510
Tel +61 8 9237 9600
Fax +61 8 9322 3942
Email info@cbh.com.au
www.cbh.com.au

ABN 29 256 604 947

1 October 2004

The General Manager
Adjudication Branch
ACCC
P O Box 1199
DICKSON ACT 2602

By e-mail:

adjudication@acc.gov.au

Dear Sir/Madam

Joint venture between AWB and GrainCorp Operations Ltd ("the JV")

I refer to your letter dated 28 September 2004 with respect to the above proposed joint venture.

Thank you for the opportunity to provide a submission with respect to the applications for authorisation regarding the JV.

As set out in our letter dated 7 July 2004, CBH does not consider that the JV will affect competition in any relevant markets in Western Australia. Further, the JV would not affect CBH as CBH currently only operates in Western Australia. However, CBH may do business in other parts of Australia in the future. Accordingly, CBH would like to ensure that the JV arrangements commit the joint venture parties to the following:

1. separate and ongoing competitive marketing by the joint venture parties in grain acquisition, trading and export now and in all future circumstances (including in the event of significant change to current regulatory arrangements with regard to the export of grain).
2. provision of on-going non-discriminatory access to the respective joint venture parties' storage and handling systems and (where relevant) ports, to third party traders, customers and exporters, including exports of wheat, barley, canola and lupins under the relevant statutory export permit and licence schemes and in all future circumstances as referred above.
3. protection of confidential information of the joint venture parties and of third party traders, customers and exporters held by the parties, to prevent both anti-competitive co-ordination by the parties or use the JV arrangements and any related supply chain services to deter

new entry or disadvantage the competitive position of third parties as users and competitors.

In closing, CBH is grateful for the opportunity to comment on the proposed JV and is willing to further assist the ACCC if required.

Yours sincerely

For: Co-operative Bulk Handling Limited



.....
Imre Mencshelyi
Chief Executive Officer