

Our Ref: A90964 and A90965  
Contact Officer: Cameron Martin  
Contact Phone: 02 6243 1107



**Australian  
Competition &  
Consumer  
Commission**

5 April 2005

Mr Eddie Scuderi  
Corrs Chambers Westgarth  
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Waterfront Place  
1 Eagle Street  
BRISBANE QLD 4000

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Dear Mr Scuderi

**CSR Building Products Ltd application for authorisations A90964 and A90965**

I refer to the above applications for authorisation received by the Australian Competition and Consumer Commission (the ACCC) on 29 March 2005 and 1 April 2005 respectively.

The ACCC is in the process of assessing these applications but would appreciate further information to assist this process, in particular:

1. whether a representative of a trade union will be involved in the negotiation process and, if so, what role they would have;
2. the state of industrial harmony within the market for building supply cartage services and whether it can be demonstrated that disharmony would exist in the absence of the proposed collective bargaining arrangements;
3. the level of competition in down stream markets for CSR's products; and
4. the manner in which CSR's competitors deal with and provide cartage services.

In addition to this, the ACCC requires further information regarding the consent of the nominated parties to the applications. In light of the decision in *Jones v ACCC [2003] FCAFC 164; (2003) 200 ALR 234* the ACCC requires that where applications for authorisation are made on behalf of another party, that party must provide written consent.

The ACCC requests that you provide responses to the above questions by close of business Friday 22 April 2005. Responses should be addressed to:

The General Manager  
Adjudication Branch  
Australian Competition and Consumer Commission  
PO Box 1199  
DICKSON ACT 2602



If you have any queries in relation to this matter, please contact Cameron Martin on  
(02) 6243 1107.

Yours sincerely

A handwritten signature in black ink that reads "S Philp". The signature is written in a cursive, slightly slanted style.

Susan Philp  
A/g Director  
Adjudication Branch