



**Australian
Competition &
Consumer
Commission**

Our Ref: C2005/546 and C2005/597
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4 August 2005

Mr Eddie Scuderi
Partner
Corrs Chambers Westgarth
GPO Box 9925
Brisbane QLD 4001

Dear Mr Scuderi

**Applications for authorisation A90964 and authorisation A90965 lodged by
CSR Building Products Ltd**

I refer to the abovementioned applications for authorisation A90964 and A90965 received by the Australian Competition and Consumer Commission (the ACCC) on 29 March 2005 and 1 April 2005 respectively.

As you are aware, CSR Building Products Ltd (CSR) has sought authorisation to allow two groups of its owner-drivers to collectively bargain the terms and conditions of their cartage contracts with CSR.

The ACCC has issued a draft determination proposing to grant authorisation to A90964 for a period of five years and A90965 for a period of three years. A copy of the draft determination is attached to this email and will also be available on the ACCC's website: www.accc.gov.au.

Further submissions

Before the ACCC makes a final decision regarding the application, it provides an opportunity for the applicant and interested parties to make submissions in relation to the proposed authorisation. The processes for providing submissions, both oral and written, are provided below.

Pre-determination conference

In accordance with section 90A of the *Trade Practices Act 1974* (TPA), an interested party may notify the ACCC in writing by close of business on **Friday, 19 August 2005** if that party



wishes the ACCC to hold a pre-determination conference in relation to the draft determination. The TPA does not allow the ACCC to extend this deadline.

A pre-determination conference provides the opportunity for interested parties, particularly in the event they are dissatisfied with the ACCC's draft determination, to make oral submissions in response to the draft determination. The TPA requires that the conference be held no later than 30 days after it is requested.

Submissions

The ACCC encourages interested parties to provide written submissions commenting on its draft determination. Unless confidentiality is requested, submissions will be publicly available and placed on a public register for that purpose. If you wish to include information in a submission which is of a confidential nature, it should be clearly marked as such and a claim for confidentiality for the material should also be submitted. You will be informed of the outcome of that claim and, if it is refused, the relevant material will be returned to you if you wish. Material for which confidentiality is granted will not be publicly available, but may be taken into account by the ACCC in making a final decision regarding the application. Guidelines for seeking confidentiality are attached.

If you wish to lodge a submission, would you please address it to:

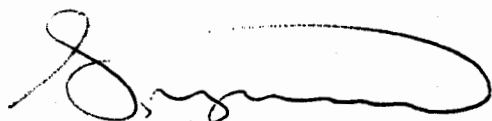
General Manager
Adjudication Branch
Australian Competition and Consumer Commission
PO Box 1199
DICKSON ACT 2602

Alternatively, submissions may be faxed to (02) 6243 1211 or emailed to adjudication@accc.gov.au

Submissions should be provided to the ACCC no later than close of business on **Monday, 22 August 2005**.

If you have any queries or if you wish to discuss any aspect of this application further, please contact Cameron Martin on (02) 6243 1107.

Yours sincerely



Scott Gregson
A/g General Manager
Adjudication Branch