

	ADJUDICATION MEETING MINUTES		
Date:	13/03/2006	Participants:	Luke Woodward – Gilbert + Tobin Jennifer Barron – Gilbert + Tobin Mike Fraser – CSR Chris Bertuch – CSR
ACCC Officers:	Scott Gregson Joanne Palisi Kelvin Binning Hew Atkin	Time:	9:30am
Subject:	James Hardie Australia Pty Ltd exclusive dealing notification N31496		

On Monday 13 March 2006 ACCC staff met with representatives from CSR and Gilbert and Tobin to discuss CSR's submission in response to James Hardie Australia Pty Ltd (James Hardie) exclusive dealing notification N31496.

- CSR indicated that the market for fibre cement products in Australia was worth approximately \$300 million. CSR provided ACCC staff with an overview of the fibre cement industry which included:
 - CSR's position in the marketplace
 - the development of non-asbestos fibre cement
 - technology differentiated products
 - manufacturing
 - the fibre cement industry in the USA
 - imports
- ACCC staff were given an overview of CSR's commercial relationships with builders and independent distributors.
- CSR provided a history of James Hardie's attempts to prevent them from gaining access to James Hardie's fibre cement products dating back to 1995.
- CSR highlighted the negative impacts they believed notification N31496 would have on competition in the fibre cement industry.
- CSR indicated that they believed James Hardie was already enforcing the distribution policy that is the subject of notification.
- Scott Gregson indicated that the ACCC was hoping to have a decision on the notification within the next 4 weeks.