



**Australian
Competition &
Consumer
Commission**

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Our Ref: C2008/269
Contact Officer: Tess Macrae
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2 July 2008

[Address]

Dear

**CEMEX Australia Pty Ltd application for authorisation A91082
- final determination**

The Australian Competition and Consumer Commission (the ACCC) has issued a determination in respect of the application for authorisation lodged by CEMEX Australia Pty Ltd on 8 February 2008.

CEMEX Australia Pty Ltd sought authorisation for the continued operation of a cartage allocation system amongst concrete carriers.

A copy of the ACCC's determination is attached, including a summary of its reasons. For the reasons set out in its determination, the ACCC has decided to grant authorisation for five years. The ACCC's assessment is set out in Chapter 6 of its determination.

Application for review

Pursuant to section 101 of the *Trade Practices Act 1974*, a person dissatisfied with this determination may apply to the Australian Competition Tribunal for its review. An application for review must be made within 21 days of the date of this determination; that is, on or before 23 July 2008. If no application to review is lodged by this date, the ACCC's determination will come into force on 24 July 2008.

An application for review of the ACCC's determination should be lodged directly with the Australian Competition Tribunal. The Australian Competition Tribunal is a separate body from the ACCC and is located within the Federal Court of Australia.

For further information about the process involved in reviewing decisions in the Australian Competition Tribunal please refer to the tribunal's website located at <http://www.competitiontribunal.gov.au>.

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 Tess Macrae on (02) 6243 1354.

Yours sincerely

Darrell Channing
Director
Adjudication Branch

**Rinker Australia Pty Ltd application for revocation and substitution A91082 –
interested party consultation**

- Mr J Sarsero
- Mr P Milanovic
- Mr P Bojar
- Mr A Vivona (Snr)
- Mr A Harris
- Mr D Holden
- Mr J Turich
- Mr P Davies
- Mr A Clark
- Mr F Bartucciotto
- Mr D Stacey
- Mr D Culshaw
- Mr C Benfatta
- Mr D Walker
- Mr A Terry
- Mr J Morris
- Mr D Ward
- Mr D Bernau
- Mr R Sneyd
- Mr L Manowski
- Mr R Wilson
- Mr A Nuttal
- Mr T Casella
- Mr RJ Gerovich
- Mr S Brown
- Mr G Gaffin
- Mr JG McKnight
- Mr Danicic
- Mr JJ Wallace
- Mr K Gibbs
- Mr M Ferguon
- Mr R Vladich
- Mr PJ Britten
- Mr R Burns
- Mr B Richards
- Mr P Schofield
- Mr K Trapper
- Mr F Bernau
- Mr AG Humfrey
- Mr C Pearce
- Mr G Rayment
- Mr RJ Salter
- Mr N Litis
- Mr Warren
- The Relevant Officer, BGC Australia Pty Ltd

- The Relevant Officer, Boral Limited
- The Relevant Officer, Hanson Australia Pty Ltd
- The Relevant Officer, WA Premix
- The Relevant Officer, Go Crete Pty Ltd
- Mr Jim McGiveron, Branch Secretary, Transport Workers' Union (WA)
- Mr Finn Pratt, Deputy Secretary, Department of Education, Employment and Workplace Relations
- The Relevant Officer, Concrete Institute of Australia (WA)
- Mr Ken Slattery, Chief Executive Officer, Cement Concrete & Aggregates Australia
- Mr Stuart St Clair, Chief Executive Officer, Australian Trucking Association
- Ms Robyn Baine, Chief Executive Officer, Cement Australia
- Mr Beardsell, National General Manager, Blue Circle Southern Cement
- Mr Mike McLean, Executive Director, Master Builders Association (WA)
- Ms Susan Barrera, Executive Director, Labour Relations, Department of Consumer and Employment Protection