



**Australian  
Competition &  
Consumer  
Commission**

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Our Ref: C2009/1228  
Contact Officer: John Rouw  
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9 September 2009

Dear Madam/Sir

**Transport Workers Union of Australia SA/NT Branch - applications for  
authorisation A91146 and A91179 - final determination**

The Australian Competition and Consumer Commission (the ACCC) has issued a determination in respect of the applications for authorisation lodged by the Transport Workers Union of Australia SA/NT Branch (the TWU) on 25 June 2009 and 5 August 2009.

The TWU sought authorisation to engage in collective bargaining on behalf of South Australian Milk Vendors with National Foods and Parmalat, for five years.

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 4 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 **30 September 2009**. If no application to review is lodged by this date, the ACCC's determination will come into force on **1 October 2009**.

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 John Rouw on (03) 9290 1402.

Yours sincerely

A handwritten signature in black ink, appearing to be 'Gavin Jones', written in a cursive style.

Gavin Jones  
Director  
Adjudication Branch

## Applications A91146 and A91179- Recipients of final determination

Adelaide Milk Supply
Australasian Association of Convenience Stores
Australasian Convenience and Petroleum Marketers Association
Australian Government - Australian Bureau of Agricultural & Resource Economics
Australian Government - Bureau of Infrastructure, Transport and Regional Economics
Australian Government - Department of Agriculture, Fisheries and Forestry
Australian Government - Department of Education, Employment and Workplace Relations
Australian Government - Department of Innovation, Industry, Science and Research
Australian Retailers Association
Berri Milk Supply
BP
Caltex
C & M Milk and Dairy Supply
Coles
Council of Small Business Organisations of Australia
C & R Igllo
Dairy Australia
Dairy Authority of South Australia
Dairy Industry Association of Australia – South Australia
Dairy Farmers ('Independent Manager')
DL & FL Johnson
Foodland SA
G & C Milk Supply
Government of South Australia - Department for Trade and Economic Development
Government of South Australia - Primary Industries & Resources SA
Gowling Dairy Distributors
Higgins & Co (SA)

Karlham Enterprises
KB & MJ Rehn
Laddies Dairy Supply
LJ & ML Keller
Martin Dalton
Metcash Trading
Mikel's Milk
Mobil
Naracoorte Milk Supply
NARGA Australia
National Foods
Parmalat Australia
Renmark Milk Supply
R & M Cleary
Service Station Association
Shell
SJ & LG Schulz
South Australian Dairyfarmers' Association
State Retailers Association of South Australia
Strazmans Milk
Waikerie Milk Supplies
Western Suburbs Milk Supply
Woolworths