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2 November 2009

Richard Chadwick
General Manager Adjudication Branch
Australian Competition and Consumer Commission
GPO Box 3131
CANBERRA ACT 2601

Dear Dr Chadwick

Australian Amalgamated Terminals Pty Ltd (AAT) – Applications for Authorisation A91141-2 and A91181-2 Draft Determination (your reference C2009/1097).

Shipping Australia appreciates the opportunity to comment on the draft determination in respect of the above applications for authorisation.

As noted in that draft determination, ACCC proposes to grant conditional authorisation for five years to AAT, P&O Wharf Management Pty Ltd and Plzen Pty Ltd subject to that proposed conditions which are set out in the draft determination. One condition will be to provide a mechanism for other stevedores to seek access to AAT terminals and another condition requires AAT to provide terminal end-users with a dispute resolution process.

Shipping Australia is supportive of the draft submission and have no particular comments to make regarding the proposed access condition or the dispute resolution condition, believing that both these conditions are appropriate for the draft authorisation, and we also believe that the details of the application of those conditions, as set out in the draft determination, are appropriate.

Shipping Australia looks forward to working more closely with AAT in the future and in more recent times, there have been a number of meetings between AAT and Shipping Australia both of an operational and strategic nature which gives us much greater confidence that we will develop a much better working relationship in the future.

It is Shipping Australia's view that this draft determination will provide a good foundation for that ongoing relationship.

Yours sincerely

Llew Russell AM
Chief Executive Officer

