

**HALL
PAYNE
LAWYERS**

F A X E D

15 JAN 2009

15 January 2009

The Director
Adjudication Branch
Australian Competition & Consumer Commission
GPO Box 520
MELBOURNE VIC 3001

Contact
Charles Massy
Associate
Phone: 07 3017 2400

Our Reference
CM:LMT:3710132

Your Reference
A91103

Attention: Sharon Clancy

By Facsimile: (02) 9223 1092

No of Pages: 2

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Dear Director,

Re: CFMEU Application for Authorisation

We refer to the above and to your Ms. Clancy's telephone conversation with our Mr. Tiley on 6 January 2009.

Correct Applicant

We confirm that there is a typographical error in section 1(a) of our client's Form B Application for Authorisation. The correct name of our client is the Construction, Forestry, Mining & Energy, Industrial Union of Employees, Queensland. We advise that the name set out, erroneously, in section 1(a) of our client's application is not a legal entity of any kind.

So there can be no doubt, we confirm that the correct name of our client is set out at paragraph 1.2 of the Submissions accompanying the Application for Authorisation.

We advise that, should the ACCC consider it necessary, our client does not oppose interested parties being given a further opportunity to provide submissions in relation to our client's Application in light of the above clarification.

Status of Application

We advise that we are currently in the process of finalising our client's Submissions in Reply to the Submissions of interested parties, together with our client's responses to the ACCC's 21 November 2008 request for further information in relation to our client's Application.

We are instructed by our client that they wish for Mr. James O'Regan of Counsel to settle their Submissions in Reply. Unfortunately, Mr O'Regan is not back from annual leave until Tuesday, 20 January 2009. In the circumstances, we do not anticipate being in a position

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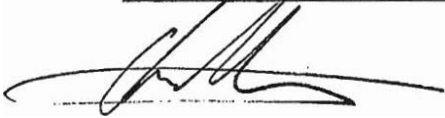
BRISBANE CITY | SOUTH BRISBANE | LOGANHOLME | ROCKHAMPTON | BLACKWATER* | CABOOLTURE* | CALOUNDRA* | TOOWOOMBA* | TOWNSVILLE*
*by appointment
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to provide you with our client's Submissions in Reply and the requested further information until close of business on Tuesday, 27 January 2009.

We therefore respectfully request that our client be granted a further extension, until 27 January 2009, to provide their Submissions in Reply and their response to the ACCC's questions.

If you have any questions in relation to his matter please revert to the writer, or our Mr. Tiley to discuss.

Yours faithfully
HALL PAYNE LAWYERS

A handwritten signature in black ink, appearing to be a stylized name, is written over a light grey rectangular background.