
Our Ref: 37959
Contact Officer: John Rouw
Contact Phone: (03)9290 1402

29 June 2009

Dear Madam/Sir

**Transport Workers Union of Australia SA/NT Branch - application for authorisation A91146
- interested party consultation**

The Australian Competition and Consumer Commission (the ACCC) has received an application for authorisation from the Transport Workers Union of Australia SA/NT Branch (the TWU). The ACCC invites you to comment on the application. **Attached** is a summary of the authorisation process including how to make a submission to the ACCC.

The TWU is seeking authorisation to bargain on behalf of union-member and non-member 'Milk Vendors' (independent owner-drivers contracted to milk processors to deliver milk) in South Australia with milk processor National Foods Milk Limited and the future owner of the Dairy Farmers business that National Foods is selling (Parmalat has agreed to buy the business). The TWU says such collective bargaining would be over such matters as distribution-contract terms, 'rationalisation of distribution businesses' and 'any dispute' between the vendors and the processors; and that participation would be voluntary.

A copy of the application for authorisation is **attached** and is also available on the ACCC's website <www.accc.gov.au>.

Request for submissions

The ACCC invites you to make a submission on the likely public benefits and effect on competition, or any other public detriment, from the proposed arrangements.

If you intend to provide a submission in relation to the TWU's application for authorisation, please do so by **7 July 2009**.

Alternatively, if you would like to provide comments orally, please contact John Rouw on (03) 9290 1402 to organise a suitable time.

Submissions, including oral submissions, will be placed on the ACCC's public register subject to any request for exclusion (guidelines are **attached**).

Timetable

The ACCC will progress its assessment of the application in a timely manner. An indicative timetable is set out below for your information.

25 June 2009	Lodgement of application and supporting submission.
29 June 2009	Public consultation process begins.
7 July 2009	Closing date for submissions from interested parties.
15 July 2009	Applicant responds to issues raised in the public consultation process.
July 2009	Draft determination.
July/August 2009	Public consultation on draft determination including any conference if called.
August/ September 2009	Final determination.

Please advise if you do not wish to make a submission at this time, but would like to be informed of the progress of the TWU's application at the draft and final determination stages.

You can also forward this letter to any other party who may wish to make a submission to the ACCC regarding the application.

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

Sue Philp
Director
Adjudication Branch



A91146 - Transport Authorisations and
Workers Uni...



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Guidelines for
excluding info ...

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Adjudication Branch

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Application A91146 - Addressees for consultation invitation

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 Iglie
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)
Karliam 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