



**Australian
Competition &
Consumer
Commission**

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Our Ref: C2010/83
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21 April 2010

Ms Sharon Henrick
Partner (Competition Law and Regulatory Group)
Mallesons Stephen Jaques
Level 61, Governor Phillip Tower
1 Farrer Place
SYDNEY NSW 2000

Dear Ms Henrick

**Gladstone Ports Corporation Limited & Ors - Application for authorisation A91208
- final determination**

The Australian Competition and Consumer Commission (the ACCC) has issued a determination in respect of the application for authorisation lodged by Gladstone Ports Corporation Limited & Ors on 24 December 2009.

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.

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 12 May 2010. If no application to review is lodged by this date, the ACCC's determination will come into force on 13 May 2010.

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 Jasmine Tan on (02) 6243 1363.

Yours sincerely

A handwritten signature in black ink, appearing to be 'R' followed by a long horizontal stroke.

Dr Richard Chadwick
General Manager
Adjudication Branch