



**Australian
Competition &
Consumer
Commission**

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Our Ref: C2010/553
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17 September 2010

Mr Jim Peterson
Partner
McCullough Robertson Lawyers
Level 11, Central Plaza Two
66 Eagle Street
Brisbane QLD 4000

By email: jpeterson@mccullough.com.au, adahl@mccullough.com.au

Dear Mr Peterson

**Brisbane Marine Pilots Pty Ltd application for authorisation A91235
- request for further information**

I refer to the above mentioned application for authorisation lodged with the Australian Competition and Consumer Commission (the ACCC) on 10 June 2010.

To assist the ACCC's consideration of the application, I would appreciate receiving further information about the following issues:

1. What educational and training requirements must a pilot fulfil in order to be licensed to provide pilotage at the Port of Brisbane (the port)?
2. Are all pilots that are employed by BMP qualified to pilot every vessel that comes into port?
3. Please provide a breakdown of the kind of vessels that are commonly piloted at the port. For example, are the majority container vessels or coal ships?
4. Paragraph 9.21 of BMP's supporting submission states that:

'In the last four years, (a period of exclusive engagement by BMP) BMP and its associated company (Queensland Marine Holdings Pty Ltd) have undertaken the following infrastructure expenditure ...'

Please clarify what 'exclusive engagement by BMP' means. For example, did BMP have an exclusive contract with MSQ in place at that time?

I would appreciate receiving a response to these questions by **Wednesday, 22 September 2010**.

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 Lauren Roy on (03) 9290 1823.

Yours sincerely



Dr Richard Chadwick
General Manager
Adjudication Branch