



**Australian
Competition &
Consumer
Commission**

Our Ref: C2010/709
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| November 2010

Mr Geoff Carter
Partner
Minter Ellison Lawyers
GPO Box 769G
Melbourne VIC 3001

Dear Mr Carter

**Authorisation Application A91245 submitted by Pozzolanic Enterprises Pty Ltd –
request for material to be excluded from the public register**

I refer to Sunstate Cement Ltd's (Sunstate's) response to the Australian Competition and Consumer Commission's (the ACCC's) request for further information regarding the above application for authorisation, which you provided to the ACCC on 27 October 2010 (Sunstate's 27 October Submission).

I have considered Sunstate's request that the confidential version of Sunstate's 27 October Submission be excluded from the ACCC's public register.

As you are aware, the ACCC is generally required under section 89 of the *Trade Practices Act 1974* (the Act) to place documents provided to it in relation to an application for authorisation on the ACCC's public register. The Act provides that a person submitting a document in relation to an authorisation application may request that the document or parts thereof be excluded from the public register by reason of the nature of certain information contained in the document.

As a person authorised to make a decision for and on behalf of the ACCC in relation to such a request, I advise that the confidential version of Sunstate's 27 October Submission will not be placed on the public register.

This letter has been placed on the ACCC's public register.

I note that you also provided a public version of Sunstate's 27 October Submission. This version will be placed on the public register in the form it was provided to the ACCC.

Should you have any queries in relation to this matter, please do not hesitate to contact Jasmine Tan on (02) 6243 1363.

Yours sincerely

A handwritten signature in black ink, featuring a large, stylized capital 'R' followed by a long, sweeping horizontal line that extends to the right.

Dr Richard Chadwick
General Manager
Adjudication Branch