



**Australian
Competition &
Consumer
Commission**

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Our Ref: C2010/635-03
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10 November 2010

A copy of this letter was sent
to the attached list of interested
parties

Dear

**DP World Australia Limited & Patrick Stevedores Operations Pty Ltd applications for
authorisation A91238-A91240 - final determination**

The Australian Competition and Consumer Commission (the ACCC) has issued a determination in respect of the applications for authorisation lodged by DP World Australia Limited and Patrick Stevedores Operations Pty Ltd (**the Applicants**) on 2 July 2010.

The Applicants sought authorisation to give preferential treatment to truck carriers engaging in dual runs (where a truck both delivers and picks up a container on the same trip) at the Port of Fremantle.

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 1 December 2010. If no application to review is lodged by this date, the ACCC's determination will come into force on 2 December 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 Gareth Jamieson on (02) 6243 4980.

Yours sincerely



For

Dr Richard Chadwick
General Manager
Adjudication Branch

**DP World Australia Limited & Patrick Stevedores Operations Pty Ltd
applications for authorisation A91238-A91240 - final determination**

List of interested parties 10 November 2010

Australian Centre for Integrated Freight Systems Management
Australian Chamber of Commerce and Industry
Australian Customs and Border Protection Service
Australian Maritime Safety Authority
Australian Peak Shippers Association
Australian Quarantine Inspection Service
Australian Steel Association Inc
Australian Transport Council
Australian Trucking Association
Bureau of Infrastructure, Transport and Regional Economics
Chamber of Commerce and Industry of Western Australia
City of Fremantle
Customs Brokers and Forwarders Council of Australia Inc.
Department of Foreign Affairs and Trade
Department of Infrastructure Transport & Regional Development
Federal Chamber of Automotive Industries
Fremantle Ports
Jayde Transport
Freight and Logistics Council of Western Australia
Maritime Union of Australia
Ports Australia
Shipping Australia Ltd
Transport Forum WA Inc
Transport Workers Union
Victorian Transport Association
Western Australian Port Operation Task Force
1-Stop Connections Pty Ltd
Mr Gary Davies
The Hon. Simon O'Brien MLC WA Minister for Transport