



Australian  
Competition &  
Consumer  
Commission

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Our Ref: C2008/945  
Contact Officer: Lauren Roy  
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21 December 2010

Dear Sir/Madam

**Re: Cooperative Bulk Handling Ltd – exclusive dealing notification N93439  
– pre-decision conference**

The Australian Competition & Consumer Commission (the ACCC) has received a request to convene a conference in relation to the draft notice issued by the ACCC on 6 December 2010. The draft notice proposes to revoke the immunity provided by exclusive dealing notification N93439 lodged by CBH on 11 June 2008.

A copy of the notification and draft notice can be found on the ACCC's website:  
[www.accc.gov.au/ExclusiveDealingRegister](http://www.accc.gov.au/ExclusiveDealingRegister).

A pre-decision conference provides a valuable opportunity for the notifying parties and interested parties to make oral submissions to the ACCC about its draft notice.

The ACCC will hold the conference on **Thursday, 20 January 2011** at:

Duxton Hotel  
1 St George's Terrace, Perth  
Room: Duxton 1 (Lower Lobby Level)

The conference will commence at **1pm**. Commissioner Jill Walker will chair the conference.

Under the *Trade Practices Act 1974* (the Act), the conference may be attended by the notifying party and other interested parties. If you wish to attend, you must notify the ACCC of your intention by **5pm Thursday, 14 January 2011** and briefly indicate why you or your company or organisation has an interest in the matter. Notifications must be in writing and may be provided to Lauren Roy at [lauren.roy@accc.gov.au](mailto:lauren.roy@accc.gov.au) or by facsimile on 03 9663 3699.

You should provide details of a contact name, telephone number, mailing address and, if possible, a facsimile number or email address so that you can be notified of any late changes to conference arrangements. If you represent a company or organisation, please provide a list of attendees, their position titles, and indicate who will be chief spokesperson.

I would also note that, while conference participants may bring outside legal or other professional advisers to assist them, the Act prohibits these advisers from participating in conference discussions.

Attached for your information are procedures usually followed at pre-decision conferences.

As advised in the ACCC's letter of 6 December 2010 about the draft notice, should you wish to make a written submission in response to the draft notice, please do so by 12 January 2011.

A copy of this letter has been placed on the ACCC's public register. If you require any further information in regard to the conference or wish to clarify whether you may be considered an 'interested person' within the terms of the Act, please do not hesitate to contact Gavin Jones on (03) 9290 1475 or Lauren Roy on (03) 9290 1823.

Yours sincerely

A handwritten signature in black ink, appearing to be 'GJ' or 'Gavin Jones'.

Gavin Jones  
Director  
Adjudication Branch