

Our Ref: 46261
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**Australian
Competition &
Consumer
Commission**

29 June 2011

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Dear Sir/Madam

**Empty Container Parks Exclusive Dealing Notifications N95450 - N95456
- Interested party consultation**

Further to an exclusive dealing notification lodged by Port Melbourne Containers Pty Ltd (PMC) on 25 May 2011, the Australian Competition and Consumer Commission (the ACCC) has received seven further notifications on 24 and 29 June 2011 for similar conduct from the following empty container park operators:

1. Victorian Container Management Pty Ltd
2. Dundas Ridge Pty Ltd T/as Melbourne Reefer Services
3. Allied Container Services Pty Ltd
4. Chalmers Industries Pty Ltd
5. Raftnet Pty Ltd T/as Container Logistics
6. Ocean and Air Cargo Services Pty Ltd T/as Oceania Container Services
7. Murcott Pty Ltd

The ACCC considers you are a party potentially interested in any or all notifications lodged and invites you to comment.

The subsequent notifications lodged are proposing a similar arrangement with Containerchain Pty Ltd as that proposed by PMC. Containerchain Pty Ltd is proposed to manage the container movements to and from the relevant empty container parks. The empty container park operators will require transport companies to enter their details in the Containerchain's website, whereby a time slot will be allocated to the transport company as to when to drop off and pick up their shipping containers. The transport company will pay a booking fee for this service.

A full copy of each notification is available on the ACCC's website at www.accc.gov.au/ExclusiveDealingRegister. Alternatively, you can contact Anna Giannakos on (03) 9290 6920, or by email on anna.giannakos@acc.gov.au to obtain a hard copy of the notifications.

Request for submissions

The ACCC invites you to make a submission on the likely public benefits and effect on competition, or any other public detriment, from the proposed conduct.

If you intend to provide a submission in relation to notifications lodged with the ACCC, please do so by **8 July 2011**.

Alternatively, if you would like to provide comments orally, please contact the ACCC to organise a suitable time.

Timetable

The ACCC will progress its assessment of the notification in a timely manner. An indicative timetable is set out below for your information.

24 June 2011	Lodgement of notifications and supporting submissions by empty container park operators.
29 June 2011	Public consultation begins
8 July 2011	Closing date for submissions on notifications.
Mid July 2011	Applicants have the opportunity to respond to issues raised in the public consultation process.
July/August 2011	ACCC assessment of the notification.

Please advise if you do not wish to make a submission at this time, but would like to be informed of the progress of these notifications. If you are able to, please provide a nominated contact email address for future correspondence.

You can also forward this letter to any other party who may wish to make a submission to the ACCC regarding the notifications.

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 Anna Giannakos on (03) 9290 6920 or by email to anna.giannakos@acc.gov.au

Yours sincerely



David Hatfield
Director
Adjudication Branch

Victorian Container Management Pty Ltd and Ors
Exclusive dealing notifications N95450 - N95456
Interested party consultation list

Allworld Logistics Pty Ltd
ANL Container Line Pty Ltd
Anstey Paul & Co
APL Lines (Australia)
Asciano
Asiaworld Shipping Services
ASP Ship Management
Australian Transport Council
Cargo Traders
China Shipping Container Lines Co Ltd
CMA CGM & CMA CGM & ANL Agencies (Australia) Pty Ltd
Container Logistics
COSCO Container Lines
Department of Infrastructure and Transport
DP World
Evergreen Shipping Agency (Australia) Pty Ltd
GHD Australia
Jebsens International
Maersk Australia Pty Ltd
P & O Ports
Pacific Carriers Limited
Pack-Tainers
Patrick Port Services
Patrick Shipping
Patrick Stevedores
PCS Operations
Port Container Services
Port Melbourne Containers
Port of Melbourne Corporation
Satellite Telemetry
Secureload
Shipping Australia Limited
Toll Group
Toll Shipping
Toll Stevedoring
TT Line Company
Victorian Transport Association