



**Australian
Competition &
Consumer
Commission**

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Our Ref: C2011/266
Contact Officer: Hew Atkin
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4 August 2011

[By email: see attached list of interested parties]

Dear Sir / Madam

**Australian Dairy Farmers Ltd application for re-authorisation A91263
– final determination**

The Australian Competition and Consumer Commission (the ACCC) has issued a determination in respect of the application for re-authorisation lodged by Australian Dairy Farmers Ltd on 8 March 2011.

Australian Dairy Farmers sought re-authorisation to enable dairy farmers to collectively bargain with processors on the terms and conditions of their raw milk supply contracts.

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 re-authorisation 10 years. The ACCC's assessment is set out in Chapter 4 of its determination.

Application for review

Pursuant to section 101 of the *Competition and Consumer Act 2010* (the Act), 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 25 August 2011. If no application to review is lodged by this date, the ACCC's determination will come into force on 26 August 2011.

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 Hew Atkin on (02) 6243 4938.

Yours sincerely

Susan Philp
Director
Adjudication Branch

**Australian Dairy Farmers Ltd application for re-authorisation A91263
– list of interested parties**

- Australian Government Department of Agriculture, Fisheries, and Forestry
- Belgian Chocolate Mouse Company
- Coles Supermarkets Australia Pty Ltd
- Dairy Australia
- Department of Primary Industries NSW
- King Island Dairy Farmers Collective Bargaining Group
- Murray Goulburn Co-Operative Co Limited
- National Foods Limited
- Norco Co-operative Limited
- NSW Farmers Association
- Progressive Dairies
- Queensland Dairy Farmers Organisation
- Queensland Government Department of Employment, Economic Development and Innovation
- Tasmanian Suppliers Collective Bargaining Group
- Western Australian Farmers Federation
- Woolworths Limited
- Yakult Australia Pty Ltd