



**Australian  
Competition &  
Consumer  
Commission**

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12 September 2012

Peter Biagini  
Queensland Branch Secretary  
Transport Workers' Union of Australia  
11 Alexandra Place  
MURARRIE QLD 4172

By email: [adam.carter@twuqld.asn.au](mailto:adam.carter@twuqld.asn.au)

Dear Mr Biagini

**Transport Workers' Union Queensland Branch – application for authorisation  
A91331 – request for interim authorisation**

The Australian Competition and Consumer Commission (the ACCC) has decided to grant conditional interim authorisation in respect of the application for authorisation lodged by the Transport Workers' Union of Australia Queensland Branch (TWU) on 22 August 2012. A copy of the ACCC's decision is attached. Also attached is a summary of the authorisation process.

Interim authorisation will enable the TWU to commence negotiations with Hanson Construction Material Pty Ltd on condition that no contract, arrangement or understanding will be entered into by the TWU until the ACCC makes a final determination.

Interim authorisation protects the arrangements for which authorisation is sought from legal action under the relevant provisions of the *Competition and Consumer Act 2010* while the ACCC considers and evaluates the merits of the application.

**Next steps**

As set out in the ACCC's letter to interested parties on 28 August 2012, the ACCC has requested submissions regarding the TWU's application for authorisation by **24 September 2012**.

The ACCC will issue a draft determination in October/November which will take account of any submissions from the TWU and interested parties and will indicate the ACCC's preliminary views on the merits of the application. The ACCC will give both the TWU and other interested parties the opportunity to provide a further submission on the draft determination before the ACCC issues its final decision.

As noted in the attached decision, the ACCC may review its decision on interim authorisation at any time. In this regard the ACCC will reconsider this decision at the time of issuing its draft determination. The ACCC's decision in relation to interim authorisation should not be taken to be indicative of whether or not final authorisation will be granted by the ACCC.

This letter has been placed on the ACCC's public register. If you wish to discuss any aspect of this matter, please contact John Rouw on (03) 9290 1402.

Yours sincerely

A handwritten signature in blue ink, consisting of a stylized 'R' followed by a horizontal line.

Dr Richard Chadwick  
General Manager  
Adjudication Branch