



**Australian
Competition &
Consumer
Commission**

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4 December 2015

Edward Lawrie
Industrial Lawyer
Transport Workers Union SA/NT Branch
25 Chief St
BROMPTON SA 5007

By email: edward.lawrie@twusant.com.au

Dear Mr Lawrie

Transport Workers Union SA/NT Branch – Application for authorisation A91514 – draft determination, interim authorisation and invitation to make submissions

The Australian Competition and Consumer Commission (the ACCC) has issued a draft determination proposing to authorise the Transport Workers Union of Australia South Australia / Northern Territory Branch and its owner driver members in the Adelaide area to bargain collectively with Toll Transport for courier contracts.

The ACCC proposes to grant authorisation for three years.

The ACCC has also decided to grant interim authorisation to enable the parties to commence collective bargaining before the ACCC has issued a final determination. The ACCC grants interim authorisation on the basis that no contracts will be entered into until the ACCC issues its final determination.

A copy of the ACCC's draft determination is **attached**.

Next steps

Once the ACCC issues a draft determination, the applicant for authorisation or any interested party may make a written submission and/ or request that the ACCC convene a 'pre-decision conference'.

If you wish to make a submission in response to the ACCC's draft determination, please lodge your submission by **18 December 2015**. Submissions should be emailed to adjudication@accc.gov.au with the subject "A91514 Transport Workers Union – submission".

A pre-decision conference provides the opportunity for interested parties to make oral submissions in relation to the draft determination. Conferences are conducted informally and while legal or professional advisers are able to attend they are not entitled to participate in the discussion.

If you wish the ACCC to hold a pre-decision conference about this draft determination, you must notify the ACCC in writing by **18 December 2015**.

The ACCC will consider any submissions it receives, including any oral submissions made should a pre-decision conference be called, and will then release a final determination.

Submissions will be placed on the ACCC's public register subject to any request for exclusion. Please see the ACCC's publication [Guidelines for excluding information from the public register](#).

Timetable

Below is an updated indicative timetable for the assessment of this matter.

Date/indicative date	Stage in assessment process
25 September 2015	Application lodged.
4 December 2015	Draft determination.
18 December 2015	Deadline for submissions on draft determination and for requesting a pre-decision conference.
February 2015	Final determination.

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 or through adjudication@acc.gov.au.

Yours sincerely



Lyn Camilleri
Director
Adjudication