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Our ref: N10000453
Contact officer: Elizabeth Batten
Contact phone: (02) 6243 1359

11 May 2018

Michael Corrigan
Partner
Clayton Utz

By email

Dear Mr Corrigan

Notification N10000453 lodged by Gladstone Ports Corporation Ltd

I refer to the submission by your client, Smit Lamnalco Towage Australia Pty Ltd, dated 6 April 2018 in relation the above notification.

I have considered your request that your covering letter and submission which are marked as confidential be excluded from the ACCC's public register.

As you are aware, the ACCC is generally required under section 95 of the *Competition and Consumer Act 2010* (the Act) to place documents provided to it in relation to a notification on the ACCC's public register. The Act provides that a person submitting a document in relation to a notification may request that the document or parts thereof be excluded from the public register by reason of the nature of certain information contained in the document.

As a person authorised to make a decision for and on behalf of the ACCC in relation to such a request, I advise that your covering letter and submission will not be placed on the public register. The ACCC will also treat this information as protected information under s.155AAA.

I note that you provided a public version of your client's submission. This version will be placed on the public register in the form it was provided to the ACCC.

This letter will be placed on the ACCC's public register.

Should you have any queries in relation to this matter, please do not hesitate to contact Elizabeth Batten on (02) 6243 1359.

Yours sincerely

David Jones
General Manager
Adjudication