

Member Update

Title: **ACCC Decision re Viterra and ABA Port Terminal Access Undertaking.**

Update No.: **22 of 11**

Date of Issue: **12 August 2011**

Background

The ACCC has released Draft Decisions regarding the proposed port terminal services access undertakings lodged respectively by Viterra Operations Limited (Viterra) and Australian Bulk Alliance Pty Ltd (ABA). The Draft Decisions are attached to this email and are available on the ACCC's website at www.accc.gov.au/wheat by following the links to 'Viterra (AusBulk/ABB Grain)' and 'Australian Bulk Alliance (ABA)'.

Viterra

Viterra's proposed undertaking relates to six bulk wheat port facilities in South Australia, and was submitted to the ACCC on 23 December 2010. The proposed undertaking is available on the ACCC's website. The Draft Decision refers to a revised draft of the proposed undertaking provided by Viterra on 10 August 2011, which is also available on the ACCC's website.

ABA

ABA's proposed undertaking relates to its bulk wheat port facilities at Melbourne Port Terminal and was submitted to the ACCC on 23 December 2010. The proposed undertaking is available on the ACCC's website. The Draft Decision refers to a revised draft of the proposed undertaking provided by ABA on 28 July 2011, which is also available on the ACCC's website.

The ACCC is conducting a public consultation as part of its assessment of the proposed undertakings, and encourages interested parties to make separate submissions by the deadline of 31 August 2011.

The ACCC will assess whether to accept the proposed undertakings pursuant to Part IIIA of the Competition and Consumer Act 2010. The ACCC is required to make a decision in relation to an undertaking application within 180 days of receipt, subject to any potential statutory clock stoppers.

If you have any inquiries relating to this email, please contact Lyn Camilleri at lyn.camilleri@accc.gov.au or on (03) 9290 1973.