

NOTICE OF LODGMENT
AUSTRALIAN COMPETITION TRIBUNAL

This document was lodged electronically in the AUSTRALIAN COMPETITION TRIBUNAL on 04/04/2016 4:13 pm AEDT and has been accepted for lodgment under the Interim Practice Direction dated 21 August 2015. Filing details follow and important additional information about these are set out below.

Lodgment and Details

Document Lodged: APP – ANNEXURE D TO FORM S – CUSTOMER ARRANGEMENTS PUBLIC (REDACTED)

File Number: ACT 2 of 2016

File Title: Application by Sea Swift Pty Ltd under s 95AU of the *Competition and Consumer Act 2010* (Cth) for an authorisation under s 95AT(1) to acquire shares in the capital of a body corporate or to acquire assets of another person

Registry: NEW SOUTH WALES – AUSTRALIAN COMPETITION TRIBUNAL

Dated: 04/04/2016 4:13 pm AEDT



A handwritten signature in blue ink, consisting of a stylized 'S' followed by a '4'.

Deputy Registrar

Important Information

As required by the Interim Practice Direction dated 21 August 2015, this Notice has been inserted as the first page of the document which has been accepted for electronic filing. It is now taken to be part of that document for the purposes of the proceeding in the Tribunal and contains important information for all parties to that proceeding. It must be included in the document served on each of those parties.

The date and time of lodgment also shown above are the date and time that the document was received by the Tribunal. Under the Tribunal's Interim Practice Direction the date of filing of the document is the day it was lodged (if that is a business day for the Registry which accepts it and the document was received by 4:30 pm local time at that Registry) or otherwise the next working day for that Registry.



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AUSTRALIAN COMPETITION
TRIBUNAL
4 April 2016
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ANNEXURE D

SUMMARY OF CUSTOMER ARRANGEMENTS

| Supplier | Customer | Region | Arrangement | Term and expiry | Exclusive | Pricing | Volumes FY15 |
|------------------|-------------------------------|--------|-----------------------------|-----------------|-----------|---------|--------------|
| Mining | | | | | | | |
| Sea Swift | Rio Tinto Alcan - Weipa | FNQ | Single-destination contract | | | | |
| TML | Rio Tinto Alcan - Gove | NT | Single-destination contract | | | | |
| TML | South 32 (formerly BHP) GEMCO | NT | Single-destination contract | | | | |
| Utilities | | | | | | | |
| Sea Swift | Ergon Energy | | Multi-destination contract | | | | |

| Supplier | Customer | Region | Arrangement | Term and expiry | Exclusive | Pricing | Volumes FY15 |
|---|--|--------|------------------------------|-----------------|-----------|---------|--------------|
| | | | | | | | |
| Sea Swift | Caltex Australia (fuel supplier to Ergon Energy) | FNQ | Multi-destination contract | | | | |
| Councils / Community Enterprises | | | | | | | |
| Sea Swift | TSIRC | FNQ | Multi-destination contract | | | | |
| Sea Swift | Gumatj Corporation | NT | Standards Terms & Conditions | | | | |
| Sea Swift | Seisia Enterprises | FNQ | Single-destination contract | | | | |

| Supplier | Customer | Region | Arrangement | Term and expiry | Exclusive | Pricing | Volumes FY15 |
|----------------------------|-------------------------------|--------|-----------------------------------|-----------------|-----------|---------|--------------|
| Sea Swift | Bamaga Enterprises | FNQ | Single-destination contract | | | | |
| Sea Swift | Tiwi Islands Regional Council | NT | Standard terms and conditions | | | | |
| TML | | NT | Services acquired on a spot basis | | | | |
| Supermarkets/Retail | | | | | | | |
| Sea Swift | Woolworths Weipa | FNQ | Single destination contract | | | | |
| Sea Swift | Woolworths Gove | NT | Single-destination contract | | | | |
| TML | ALPA | NT | Multi-destination contract | | | | |

| Supplier | Customer | Region | Arrangement | Term and expiry | Exclusive | Pricing | Volumes FY15 |
|--|--|--------|---------------------------------|-----------------|-----------|---------|--------------|
| TML (subcontracted certain routes to Sea Swift) | IBIS | FNQ | Multi-destination contract | | | | |
| TML | | NT | Services acquired on spot basis | | | | |
| Other customers | | | | | | | |
| Sea Swift | BP Australia | FNQ | Multi-destination contract | | | | |
| Sea Swift | Island & Cape Enterprises Retail (recently acquired by ALPA) | | Multi-destination contract | | | | |
| Sea Swift | Takkarina Tucker Box | NT | Standards Terms & Conditions | | | | |
| Sea Swift | The Arnhem Club | NT | Standards Terms & Conditions | | | | |
| Sea Swift | Kamayan Café | NT | Standards Terms & Conditions | | | | |
| TML | | FNQ | Single destination | | | | |

| Supplier | Customer | Region | Arrangement | Term and expiry | Exclusive | Pricing | Volumes FY15 |
|----------|----------|--------|-----------------------------------|-----------------|-----------|---------|--------------|
| | | | contract | | | | |
| TML | | NT | Services acquired on a spot basis | | | | |
| TML | | NT | Services acquired on a spot basis | | | | |
| TML | | NT | Services acquired on a spot basis | | | | |
| TML | | FNQ | Services acquired on a spot basis | | | | |
| TML | | FNQ | Services acquired on a spot basis | | | | |
| TML | | FNQ | Services acquired on a spot basis | | | | |