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Mr Aleks Donceviski  
National Operations Manager  
ADM Trading Australia Pty Ltd  
Naylor House North, Level 4, 191 Pulteney Street  
Adelaide SA 5001

Dear Mr Donceviski,

**ACCC final determination on exemption of ADM's port terminal facility at Port Pirie under the Port Terminal Access (Bulk Wheat) Code of Conduct (the Code).**

This letter is to formally notify you that the ACCC, under subclause 5(2) of the Code, has determined ADM Trading Australia Pty Ltd (ADM) to be an exempt service provider of port terminal services provided by means of its port terminal facility at Port Pirie, South Australia.

The ACCC is now required by the new subparagraph 51AE(1D)(b)(i) of the *Competition and Consumer Act 2010* to make exemption determinations under the Code by notifiable instrument if the exemption relates to a particular entity. The notifiable instrument by which ADM's exemption was made is available on the Federal Register of Legislation (FRL) at <https://www.legislation.gov.au/Details/F2021N00238>. ADM's exempt service provider status commences on 24 September 2021, the day after the notifiable instrument was registered on the FRL.

As you are aware, exempt service providers are not required to comply with Parts 3 to 6 of the Code but are still required to comply with Part 2 of the Code. The obligations in Part 2 require ADM to deal with exporters in good faith, and to publish certain information on its website. This information includes ADM's port loading statement, policies and procedures for managing demand for port terminal services, standard terms and reference prices.

If you have any queries, please contact Katie Young on (03) 9290 9680 or Teresa Ryan on (08) 8213 3411.

Yours sincerely,

Matthew Schroder  
General Manager  
Infrastructure & Transport, Access and Pricing Branch