



Our ref: 200327
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24 June 2020

Mr Peter McBride
Director
Cargill Australia Limited
Level 11, Twenty8 Freshwater Place
Southbank VIC 3006

Dear Mr McBride,

ACCC final determination on exemption of Cargill's port terminal facility at Port Adelaide, Inner Harbour under the Port Terminal Access (Bulk Wheat) Code of Conduct (the Code).

This letter is to formally notify you that the ACCC, pursuant to subclause 5(2) of the Code, has determined Cargill Australia Limited (Cargill) to be an exempt service provider of port terminal services provided by means of its port terminal facility at Inner Harbour.

The reasons for making this determination are set out in the ACCC's final determination document, which will be made available on the ACCC's website at <https://www.accc.gov.au/regulated-infrastructure/regulatory-projects/cargill-wheat-port-exemption-assessment>.

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 Cargill to deal with exporters in good faith, and to publish certain information on its website. This information includes Cargill'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 Brett Davidson on [REDACTED] or Luisa Borg on [REDACTED].

Yours sincerely,

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