

29 March 2016

**Grower-driven advocacy for
a profitable grains industry**

General Manager
Infrastructure & Transport - Access & Pricing Branch
Australian Competition and Consumer Commission
GPO Box 520
MELBOURNE VIC 3001

Dear Sir/Madam

Re: Draft determination Patrick Stevedoring Pty Ltd, Port Adelaide

Grain Producers SA Ltd (GPSA) supports the draft determination by ACCC that Patrick Stevedoring Pty Ltd be an exempt service provider at Port Adelaide under the Port Terminal Access Code.

GPSA supports "the ACCC's draft view is that exempting Patrick at Port Adelaide is in the public interest and will not be detrimental to competition in markets because:

Viterra is currently the dominant provider of port terminal services in SA. The Patrick operation should promote competition in a market (and related markets) where Viterra is dominant.

In the absence of full regulation under the Code, Patrick will continue to face a significant competitive constraint from Viterra's facilities, especially from the port terminals at Port Adelaide. Patrick is therefore very unlikely to be able to exert market power in the provision of port terminal services.

There is currently little competition in upstream markets, granting an exemption to Patrick may promote competition in both grain trading and/or grain storage particularly where Cargill operate storage facilities."

GPSA believes that the proposed annual export of up to 225,000 tonnes of grain through Berth 29 by Patrick Stevedoring Pty Ltd is approximately 10% of total grain exports from the Port Adelaide zone and approximately 4% of total grain exports from South Australia.

Yours sincerely
Grain Producers SA



Darren Arney
Chief Executive Officer