



Australian Government

Department of Infrastructure, Transport,  
Regional Development and Communications

FORM 2 | REGULATION 40

## ***COMPETITION AND CONSUMER ACT 2010***

## ***COMPETITION AND CONSUMER REGULATIONS 2010***

### **APPLICATION FOR FINAL REGISTRATION OF A CONFERENCE AGREEMENT** (Regulation 40)

(This application must be accompanied by a copy of the agreement. Where the agreement is partly or wholly oral, the application must be accompanied by a written memorandum setting out all the provisions of the agreement that are oral).

Name of applicant(s):

Address of applicant(s):

Postcode:

Phone number of applicant(s):

Country Code Area Code Local Number

+

Email address of applicant(s):

Title of Conference Agreement:

Preferred abbreviation (if any):

**Regulation 40:** The following particulars are specified for the purposes of Form 2

**Regulation 40(3)(a)** Names of the parties to agreement:

**Regulation 40(3)(b)** Summary of agreement (not longer than 100 words):

**Regulation 40(3)(c)** Date of agreement:

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Regulation 40(3)(d) Period of agreement:

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Regulation 40(3)(e) Trade area covered by agreement:

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Regulation 40(3)(f) Names of the designated shipper bodies with which the parties to the agreement are required to negotiate under section 10.29 of the Act:

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Regulation 40(3)(g) Was the agreement reached as a result of negotiations under section 10.29 of the Act? Yes: No:

Please provide details of the minimum service levels to be provided under the agreement.

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Regulation 40(3)(h) Does the agreement include a provision of the kind described in paragraph 10.08(1)(a) or (b) of the Act that does not deal only with the matters specified in paragraph 10.08(1)(c) of the Act? Yes: No:

If yes, please provide reasons why the provision is necessary for the effective operation of the agreement and is of overall benefit:

(i) for an outwards conference agreement—to Australian exporters; or

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(ii) for an inwards conference agreement—to Australian importers.

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Regulation 40(3)(i) Have there been: Yes: No:

(i) Any variations to the agreement that have not been registered or are not being registered? — —

If yes, please provide details of the variation(s).

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Any happening of 'affecting events' (as described in section 10.40 of the Act) that have not been notified to the Registrar? Yes: No:

If yes, please provide details of the happening(s).

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Regulation 40(3)(j) Is the agreement an outwards conference agreement? Yes: No:

If yes, does the agreement provide for the application of Australian law, as specified in subsection 10.06(1) of the Act? Yes: No:

If no, please provide a copy of the Minister's agreement referred to in that subsection.

Attached  
Yes: No:

Will a request be made that a specified part of this application, or a document accompanying this application, not be open to public inspection?

Yes: No:  
\_\_\_\_\_  
\_\_\_\_\_

If yes, please complete and submit Form 3 (*abstract of confidential parts of agreement*).

Signature of applicant(s):

Date

#### Privacy Statement

The department of Infrastructure, Transport, Regional Development and Communications (the department) is collecting personal information for the purpose of registering conference agreements under Part X of the *Competition and Consumer Act 2010*. The individual completing this form may provide personal information about another individual when completing this form. The individual completing this form should ensure that the individual to whom the personal information relates is made aware of the contents of this privacy statement.

If you do not provide the information requested, your application may not be processed.

Personal information collected in this form may be:

- used by the department; or
- disclosed to other parties (e.g. government agencies, including the Australian Competition and Consumer Commission); or
- disclosed when required or authorised by law; or
- for a purpose not listed above, disclosed with your consent.

The department's privacy policy, available at <[www.infrastructure.gov.au](http://www.infrastructure.gov.au)>, contains information about how an individual may access the personal information that is held by the department and seek the correction of such information. The privacy policy contains information about how an individual may complain about a breach of the Australian Privacy Principles, and how the department will deal with such a complaint. The Privacy Officer can be contacted on (02) 6274 6495.

**Giving false or misleading information is a serious offence. Offences are set out under Part 7.4 of the Criminal Code for giving false or misleading information in applications or documents.**