

5 May 2014

*{by e-mail}*

Mr Matthew Schroder  
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Australian Competition and Consumer Commission  
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Dear Matthew

### **Whitehaven Submission on ARTC's Revised Application to include the Gap to Turrawan**

I am writing in response to ACCC's paper dated 15 April 2014 which invites submissions in relation to ARTC's revised variation of the Hunter Valley Access Undertaking (HVAU) to include the Gap to Turrawan.

#### **Background**

On 20 August 2013 Whitehaven provided a public submission in relation to ACCC's assessment of ARTC's proposed variation of the Hunter Valley Access Undertaking (HVAU) to include the Gap to Turrawan. In the 20 August 2013 submission Whitehaven considered that it could not make an informed response on some elements of the DORC Valuation without conducting a detailed technical review

The ACCC subsequently engaged Marsden Jacob Associates (MJA) to conduct an independent review of the proposed DORC valuation. The ACCC then invited submissions in relation to the ACCC's preliminary views on the appropriateness of ARTC's proposed variation of the Hunter Valley Access Undertaking (HVAU) to include the Gap to Turrawan. Whitehaven responded with a public submission on the 8 January 2014.

During this time ARTC also continued to consult on the proposed variations with Whitehaven and other producers currently operating on the Gunnedah Basin network.

**Whitehaven Supports ARTC's 2014 Revised Application**

ARTC's revised variation of the Hunter Valley Access Undertaking (HVAU) to include the Gap to Turrawan is consistent with the agreed outcomes of the recent ARTC consultation.

Whitehaven supports ARTC's revised variation of the Hunter Valley Access Undertaking (HVAU) as submitted to the ACCC on 24 March 2014.

Thank you for the opportunity to submit comment on this matter. Please contact me if you would like further clarification on the above.

Yours sincerely,



Jonathan Vandervoort  
**EXECUTIVE GENERAL MANAGER - INFRASTRUCTURE**