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3 October 2024

**By E-mail**

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Dear Mr Schroder

**ARTC's 2024 proposed Interstate Access Undertaking**

We refer to our conference with ACCC staff on 1 October 2024.

As discussed in our conference, we are writing to confirm that, in relation to the proposed inclusion of the Maroona to Portland rail line (**Line**) in ARTC's proposed 2024 Interstate Access Undertaking (**Proposed Undertaking**), the outcome that Port of Portland Pty Limited (**POPL**) now seeks is formal confirmation that there will be a process under which:

1. the inclusion of the Line in the Proposed Undertaking is considered by ARTC after the upgrade of the Line is completed;
2. that consideration occurs separate to the process for any proposed new or extended Interstate Access Undertaking, so that the issue of the inclusion of the Line receives specific attention;
3. POPL and other relevant stakeholders have an opportunity to engage with ARTC with the aim of reaching a mutually agreed outcome and addressing any transitional, operational or administrative issues that need to be addressed (however, this need not be a full, public consultation process);
4. the other relevant stakeholders include businesses who use or are interested in using the Line (for example, grain companies and mineral sands miners); and
5. the ACCC plays a supervisory role in that if a mutually agreed outcome cannot be reached ARTC, POPL or another stakeholder may request that the ACCC consider and express a view on the matters that are not agreed.

If the issue of the inclusion of the Line is not satisfactorily resolved pursuant to the process proposed above, POPL reserves the right to raise the issue as part of any process regarding a proposed new or extended Interstate Access Undertaking in the future.

Please do not hesitate to contact us if you have any queries.

Yours sincerely  
**Arnold Bloch Leibler**

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Partner