



Our ref: AA1000425
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Vishal Ahuja
Partner
King & Wood Mallesons

Jessica Waters
Senior Associate
King & Wood Mallesons

Dear Mr Ahuja and Ms Waters

NSW Track Access Collective Bargaining application for authorisation AA1000425 - final determination

The Australian Competition and Consumer Commission (the ACCC) has issued a determination in respect of the application for authorisation lodged by a group of nine NSW rail freight operators on 21 June 2018.

A copy of the ACCC's determination and summary of its reasons is attached.

For the reasons set out in its determination, the ACCC has decided to grant authorisation until 13 October 2023.

Application for review

Pursuant to section 101 of the *Competition and Consumer Act 2010*, a person dissatisfied with this determination may apply to the Australian Competition Tribunal (the Tribunal) for a review of the determination. An application for review must be made within 21 days of the date of this determination; that is, on or before 12 October 2018. If no application for a review is lodged by this date, the ACCC's determination will come into force on 13 October 2018.

An application for a review of the ACCC's determination should be lodged directly with the Tribunal. The Tribunal is a separate body from the ACCC and is located within the Federal Court of Australia.

For further information about the Tribunal's process to hear applications for review of ACCC determinations please refer to the Tribunal's website at www.competitiontribunal.gov.au.

This letter has been placed on the ACCC's public register. If you wish to discuss any aspect of this matter, please do not hesitate to contact Hannah Ransom on (02) 6243 1255.

Yours sincerely

David Hatfield
Director
Adjudication