



4 August 2004

Mr Stephen Kelly
Managing Director
NECA
Level 5, 41 Currie Street
ADELAIDE SA 5000

Dear Stephen

Minor variation to the NEC - NSW transmission pricing derogation

On 18 June 2004, the Australian Competition and Consumer Commission (ACCC) received an application from the National Electricity Code Administrator (NECA) under section 91A of the Trade Practices Act 1974 (TPA) for minor variations to the existing authorisations (Nos A40074, A40075, A40076, as amended) in respect of the National Electricity Code (code). The minor variations relate to New South Wales transmission pricing derogations, and were submitted by NECA on behalf of the NSW Minister for Energy and Utilities.

Please find enclosed a copy of the ACCC's final determination, which outlines its analysis and views on the variations. The ACCC proposes to vary the existing authorisations to incorporate the proposed variations.

A person dissatisfied with this final determination may apply to the Australian Competition Tribunal for its review.

If you have any enquiries please contact me on (03) 9290 1867 or Kaye Johnston on (02) 6243 1258.

Yours sincerely

Sebastian Roberts
General Manager
Regulatory Affairs – Electricity