



Our Ref: A50027
Contact Officer: Woodrow Inman
Contact Phone: (02) 6243 1088

**Australian
Competition &
Consumer
Commission**

30/08/2006

Faxed
30/8/2006

PO Box 1199
Dickson ACT 2602
470 Northbourne Ave
Dickson ACT 2602
ph (02) 6243 1111
fax (02) 6243 1199
www.accc.gov.au

Andrew Rankin
Partner
Deacons
Level 17
175 Eagle Street
BRISBANE , QLD 4000

Dear Mr. Rankin,

Authorisation A50027 submitted by CS Energy Limited (CS Energy) and Callide Power Management Pty Limited (CPM) – Confidentiality Claim

I refer to your submission regarding the above application for authorisation lodged with the Australian Competition and Consumer Commission (ACCC) on 18 August 2006.

In addition, I thank you for your email to David Hatfield (dated 24 August 2006) submitting a revised request for documents to be excluded from the public, such that no request remains in relation to 9.3, 15.2 and 16.1. I have considered your request in relation to sections 10.2 (1-4), 10.3 (the second sentence), 15.3, 16.2, 24.1, and for Annexure A, B, C and D.

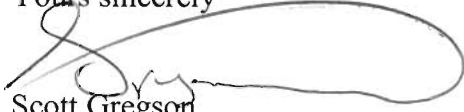
As you are aware, the ACCC is generally required under section 89 of the *Trade Practices Act 1974* (the Act) to place documents provided to it in relation to an application for authorisation on the ACCC's public register. The Act provides that a person providing a document in relation to an authorisation application may request that the document or parts thereof be excluded from the public register by reason of the confidential nature of any of the matters contained in the document. It is expected in these cases that an applicant will make a case to support this.

As a person authorised to make a decision for and on behalf of the ACCC in relation to such a request, I advise that all relevant sections of the revised submission will not be placed on the public register. These sections are 10.2 (1-4), 10.3 (the second sentence), 15.3, 16.2, 24.1, and Annexure A, B, C and D.



This letter has been placed on the ACCC's public register. Should you have any queries in relation to this matter, please do not hesitate to contact Scott Gregson on (02) 6243 1132 or Woodrow Inman on (02) 6243 1088.

Yours sincerely

A handwritten signature in black ink, appearing to read 'Scott Gregson', with a large, sweeping flourish extending to the right.

Scott Gregson
General Manager
Adjudication Branch