



**Australian
Competition &
Consumer
Commission**

Our Ref: C2006/1708
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20 December 2006

Mr John Powell
Partner
Clayton Utz
GPO Box 55
BRISBANE QLD 4000

Dear Mr Powell

Applications for authorisation A91009 and A91010 lodged by Tarong Energy Corporation Limited, New Hope Corporation Limited and New Acland Coal Pty Ltd – final determination

The Australian Competition and Consumer Commission (ACCC) has issued a determination granting authorisation in respect of applications for authorisation A91009 and A91010.

A copy of the ACCC's determination is attached. The ACCC has decided to grant authorisation until 31 December 2035 for the reasons set out in its determination.

Application for review

Pursuant to section 101 of the *Trade Practices Act 1974*, a person dissatisfied with this determination may apply to the Australian Competition Tribunal for its review. An application for review must be made within 21 days of the date of this determination; that is, on or before 10 January 2007. If no application for review is lodged by this date, the ACCC's determination will come into force on 11 January 2007.

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 Sarah Chubb on (02) 6243 1088.

Yours sincerely

Scott Gregson
General Manager
Adjudication Branch

