



**Australian
Competition &
Consumer
Commission**

Our Ref: A91110 – A91112
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Mr Dave Poddar
Partner
Mallesons Stephen Jaques
Level 61, Governor Phillip Tower
1 Farrer Place
Sydney NSW 2000

Via email: dave.poddar@mallesons.com

Dear Mr Poddar

Port Waratah Coal Services Limited and Newcastle Coal Infrastructure Group applications for authorisation A91110 – A91112 — interested party consultation

I refer to the above mentioned applications for authorisation lodged with the Australian Competition and Consumer Commission (the ACCC) on 19 November 2008.

Please find enclosed, for your information, a copy of the letter the ACCC sent today to potentially interested parties as part of its public consultation process.

All publicly available submissions will be posted on the ACCC internet site at <www.accc.gov.au>. At the end of the consultation period, the ACCC will also arrange for you to receive a copy of all publicly available submissions received in relation to the application

Timetable

An indicative timetable of how the ACCC will progress its assessment of the application for the remainder of 2008 is set out below for your information.

19 November 2008	Lodgement of application and supporting submission, including request for interim authorisation.
20 November 2008	Public consultation process begins.
5 December 2008	Closing date for submissions on interim authorisation.
December 2008	ACCC decision regarding interim authorisation.

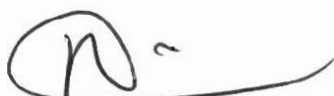
19 December 2008

Closing date for submissions on the substantive application from interested parties.

The ACCC will provide further details of an indicative timetable for its assessment of the substantive application for authorisation in due course.

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 Mr David Hatfield on (02) 6243 1266 (david.hatfield@accc.gov.au) or Ms Jaime Martin on (03) 9290 1477 (jaimie.martin@accc.gov.au).

Yours sincerely



Dr Richard Chadwick
General Manager
Adjudication Branch

20 / 11 / 2008