



WHITEHAVEN COAL MINING LIMITED

The Hon. Joseph Tripodi, MP  
Minister for Minister for Finance, Minister for Infrastructure,  
Minister for Regulatory Reform, and Minister for Ports and Waterways  
Level 31 Governor Macquarie Tower  
1 Farrer Place  
SYDNEY NSW 2000

15 December 2008

Dear Minister

Whitehaven Coal Mining Limited appreciates your response on 11 December to the industry proposals to manage the long term allocation of coal export capacity at Newcastle.

Your response provides industry the opportunity to expand export capacity, with industry in return providing access to all producers [both new and existing] through long term ship or pay contracts. This is the primary building block on which to develop a long term capacity allocation system.

Whitehaven Coal Mining Limited supports this basic broad principle and would welcome the opportunity to work through the detail with government over the coming months as the long term access agreement is fully developed for submission to ACCC for approval. It would be much appreciated if the Minister could advise ACCC of your response and the widespread industry support for the key principles.

Yours sincerely

Tony Galligan  
Managing Director  
Whitehaven Coal Infrastructure Pty Ltd