

Chubb, Sarah

Subject: FW: Newcastle Port Corporation - applications for authorisation A91072-A91074 [SEC=UNCLASSIFIED]

ACCC Classification: SEC=UNCLASSIFIED

From: Dan Reynolds

Sent: Wednesday, 19 December 2007 10:10 AM

To: Chubb, Sarah

Cc: Rod Elliott

Subject: FW: Newcastle Port Corporation - applications for authorisation A91072-A91074 [SEC=UNCLASSIFIED]

Sarah,

With regards to the proposed amendments, Anglo Coals position is:

1. 'Forecast requirement' in Schedule 1 to refer to the Demand Nominations provided to PWCS for the **2008** Year – Support
2. Amended Clause 1 of Schedule 5 to require the provision of demand profiles for the 2008 Year (broken down by Calendar Quarter) by no later than 31 December 2007 – Support

Should you require any further clarification, please call me on

Regards

Dan Reynolds

From: Chubb, Sarah [mailto:Sarah.Chubb@acc.gov.au]

Sent: Monday, 17 December 2007 3:36 PM

Cc: Gregson, Scott; Channing, Darrell; Hatfield, David; Martin, Jaime

Subject: Newcastle Port Corporation - applications for authorisation A91072-A91074 [SEC=UNCLASSIFIED]

Good afternoon,

As you are aware, the ACCC is currently considering an application for authorisation lodged by Newcastle Port Corporation (NPC). NPC is seeking authorisation for a system designed to address the imbalance between the demand for coal loading services at the Port of Newcastle and the capacity of the Hunter Valley coal chain in 2008.

This morning, the ACCC received a letter from NPC amending its application for authorisation in several respects. Specifically, NPC has:

- amended the definition of "Forecast Requirement" in Schedule 1 to refer to the Demand Nominations provided to PWCS for the **2008** Year;
- amended Clause 1 of Schedule 5 to require the provision of demand profiles for the 2008 Year (broken down by Calendar Quarter) by no later than 31 December 2007.

Please find attached NPC's letter to the ACCC regarding these amendments, together with the amended version of NPC's proposed system.

The ACCC is urgently considering NPC's request for interim authorisation of its proposed system. Any comments in relation to the amendments, or their impact on your support or otherwise for the NPC application, should be provided to the ACCC by close of business Tuesday, **18 December 2007**.

Please contact me on (02) 6243 1088 if you have any queries in relation to this matter.

Regards,

Sarah Chubb
Project Officer
Adjudication Branch
Australian Competition and Consumer Commission

<<Letter to ACCC re amendment to authorisation application.pdf>> <<Proposed System (with amendments).pdf>>

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