

# CLAYTON UTZ

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14 July 2009

Mr John Rouw  
Adjudication Branch  
Australian Competition and Consumer Commission  
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Your reference: A91135  
Our reference: 60005/15529/80086018

Dear Mr Rouw

**Woodside Energy Ltd (Woodside) and Benaris International Pty Ltd (Benaris) application for authorisation A91135**

We refer to the letter from Dr Richard Chadwick dated 1 July 2009 and the Draft Determination of the application for authorisation dated 1 July 2009 (**Draft Determination**).

Any defined terms used in this letter have the meaning defined in the submission lodged in support of the application for authorisation on 16 April 2009 (**Submission**).

The applicants have sought authorisation for three years, which the ACCC proposes to grant. According to the letter from Dr Chadwick, the final determination should be granted in about August 2009. A three year authorisation will expire in August or September 2012.

As noted in the Submission (3.7), contracts for the sale of LPG in Victoria are typically for a 12 month term commencing 1 January and are negotiated from October to December each year.

The applicants request that the authorisation be granted until 31 December 2012 to allow them to participate in negotiations:

- (a) for contracts commencing 1 January 2012, knowing that the authorisation is valid until the end of the contracts negotiated, 31 December 2012.
- (b) during the period October to December 2012 for contracts commencing 1 January 2013, in respect of which the applicants expect to seek authorisation.

Yours faithfully



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