



**Australian
Competition &
Consumer
Commission**

GPO Box 3131
Canberra ACT 2601
23 Marcus Clarke Street
Canberra ACT 2601
tel: (02) 6243 1111
fax: (02) 6243 1199
www.accc.gov.au

Our Ref: C2010/344
Contact Officer: Simon Mitchell
Contact Phone: (03) 9290 6909

8 September 2010

By email

Dear Sir/Madam

**North West Shelf Project joint venture partners' applications for authorisation
A91220 – A91223 - final determination**

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

For the reasons set out in its determination, the ACCC has decided to grant conditional authorisation to the North West Shelf Project (NWS Project) partners to jointly market and sell their natural gas entitlements in WA until 31 December 2015.

The ACCC also grants authorisation to the NWS Project partners to give effect to existing contracts for their full term and to give effect to contracts entered into during the period of authorisation for a duration of no longer than 15 years.

A copy of the ACCC's determination is attached. The ACCC's assessment of the arrangements is set out in Chapter 5.

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 29 September 2010. If no application for review is lodged by this date, the ACCC's determination will come into force on 30 September 2010.

An application for review of the ACCC's determination should be lodged directly with the Australian Competition Tribunal. The Australian Competition Tribunal is a separate body from the ACCC and is located within the Federal Court of Australia.

For further information about the process involved in reviewing decisions in the Australian Competition Tribunal please refer to the tribunal's website located at <http://www.competitiontribunal.gov.au/>.

This letter has been placed on the ACCC's public register. If you wish to discuss any aspect of this matter, please contact Simon Mitchell on (03) 9290 6909 (simon.mitchell@acc.gov.au).

Yours sincerely



David Hatfield
Director
Adjudication Branch