



**Australian  
Competition &  
Consumer  
Commission**

Our Ref: A91278 & A91275  
Contact Officer: Tanya Hobbs  
Contact Phone: (02) 6243 1029

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](http://www.accc.gov.au)

7 November 2011

Dear Sir/Madam

**Abbot Point and Dudgeon Point (QR Network) collective bargaining authorisations  
– amended to include Rio Tinto as applicant**

I refer to the Australian Competition and Consumer Commission's (the ACCC) letters dated 16 September 2011 and 5 October 2011 (respectively) inviting submissions in relation to the above applications for authorisation. The applicants to both authorisations are a consortium of coal producers with coal mining assets located in central Queensland (Carabella Resources Limited, Macarthur Coal Limited, Middlemount Coal Pty Limited, New Hope Corporation Limited, and Peabody Energy Australia Pty Ltd) (the Applicants).

On 4 November 2011, the Applicants advised the ACCC that they wished to amend both applications to include Rio Tinto Coal Australia Pty Ltd as an applicant.

A full copy of the amended applications and the Applicants' submissions are available on the ACCC's website <[www.accc.gov.au/AuthorisationsRegister](http://www.accc.gov.au/AuthorisationsRegister)>.

**Request for submissions**

You are invited to make further submissions to the ACCC in relation to the inclusion of Rio Tinto Coal Australia as an applicant. To assist the ACCC in its consideration of the applications it would be helpful to obtain your comments on the likely public benefits and the likely effect on competition, or any other public detriment, from the amended arrangements.

If you intend to provide submissions in relation to the Applicants' amended applications for authorisation, please do so by **14 November 2011**. Information on how to make a submission is attached.

Alternatively, if you would like to provide comments orally, please contact Tanya Hobbs on (02) 6243 1029 to organise a suitable time.

Submissions, including oral submissions, will be placed on the ACCC's public register subject to any request for exclusion.

At this stage the ACCC is still working to the indicative timetables for consideration of these applications set out in previous letters and on the ACCC's public register.

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 Tanya Hobbs on (02) 6243 1029.

Yours sincerely



David Hatfield  
A/g General Manager  
Adjudication Branch