



**Australian
Competition &
Consumer
Commission**

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Our Ref: A91311
Contact Officer: Jaime Martin
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20 June 2012

Sent via email

Dear Sir / Madam

**Cockatoo Coal Limited and Stanmore Coal Limited application for authorisation
A91311 - interim authorisation decision**

The Australian Competition and Consumer Commission (the ACCC) has decided to grant interim authorisation in respect of the application for authorisation lodged by Cockatoo Coal Limited and Stanmore Coal Limited (the Applicants) on 23 May 2012. A copy of the ACCC decision is attached.

Interim authorisation protects the arrangements for which authorisation is sought from legal action under the relevant provisions of the *Competition and Consumer Act 2010* while the ACCC considers and evaluates the merits of the application.

Next steps

As you may recall, the closing date for submissions in relation to the substantive application for authorisation is Friday, 22 June 2012.

Following this, the next step in the process is for the ACCC to release a draft determination which will take account of any submissions from the Applicants and interested parties and will indicate the ACCC's preliminary views on the merits of the application. The ACCC will give the Applicants and interested parties the opportunity to provide a further submission on the draft determination before the ACCC issues its final decision.

As noted in the attached decision, the ACCC may review the interim authorisation at any time. In this regard the ACCC will reconsider interim authorisation at the time of issuing its draft determination. The ACCC's decision in relation to interim authorisation should not be taken to be indicative of whether or not final authorisation will be granted by the ACCC.

This letter has been placed on the ACCC's public register. If you wish to discuss any aspect of this matter, please contact Jaime Martin on (03) 9290 1477 (jaime.martin@accc.gov.au) or David Hatfield on (02) 6243 1266 (david.hatfield@accc.gov.au).

Yours sincerely

A handwritten signature in blue ink, consisting of a stylized 'R' followed by a horizontal line.

Dr Richard Chadwick
General Manager
Adjudication Branch

Application for authorisation A91311 lodged by Cockatoo Coal and Stanmore Coal

List of interested parties – interim authorisation

20 June 2012

Metrocoal Limited
Yancoal Limited
Coll Randall & Associates (representing Allegiance Coal))
Blackwood Corporation
Xstrata Coal
Department of State Development, Infrastructure and Planning (QLD)
The Coordinator General, Queensland Government
Department of Natural Resources and Mines (QLD)
Department of Transport and Main Roads (Qld)
Department of Resources, Energy and Tourism
Department of Infrastructure
Queensland Competition Authority
Surat Basin Rail Pty Ltd
Australian Rail Track Corporation
QR National
Asciano
Minerals Council of Australia
Queensland Resources Council
Ports Corporation of Queensland
Wiggins Island Coal Export Terminal Pty Ltd
Gladstone Port Corporation
Gladstone Industry Leadership Group