

9 December 2014

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Gavin Jones  
Director, Merger & Authorisation Review Division  
Australian Competition and Consumer Commission  
Level 35 360 Elizabeth Street  
Melbourne VIC 3000

Dear Gavin

**Stanwell & Diamantina - Applications for Authorisation A91448 & A91449**

We refer to our letter dated 26 November 2014.

Following further discussions with you, the Applicants have decided to withdraw their request that the Dispatch Protocol be excluded from the public register in its entirety on the basis set out in our letter of 26 November 2014.

Stanwell Corporation Limited (**Stanwell**), as one of the applicants for authorisation, wishes to make a revised request that certain parts only of the Dispatch Protocol be excluded from the public register. Stanwell considers that parts of the Dispatch Protocol are confidential and contain information which is commercially sensitive to Stanwell and the other Participants in the North West Power System (**NWPS**). In making this request, Stanwell has sought input from the other Participants in the NWPS. We note that Ergon Energy Queensland Pty Limited and Mount Isa Mines Limited have expressly indicated their support for Stanwell's request.

We **enclose** for your reference:

- (a) confidential versions of the Dispatch Protocol and relevant schedules; and
- (b) redacted non-confidential versions of the Dispatch Protocol together with its schedules.

Stanwell consents to publication of the non-confidential versions of the Dispatch Protocol and schedules on the public register. Stanwell requests that the parts of the non-confidential version of the Dispatch Protocol and schedules which are currently redacted be excluded from the public register on the basis that they are confidential.

The redactions relate to:

- (a) the load shedding arrangements under the Dispatch Protocol;
- (b) technical information regarding load losses in the NWPS; and

- (c) the names and contact details of personnel employed by the Participants.

We identify below each of the redacted provisions and Stanwell's submission in relation to the confidentiality and commercial sensitivity of those provisions.

## **1. Load shedding arrangements**

- 1.1 The Dispatch Protocol provides for a load shedding system to protect system integrity in the event of a sudden loss of a substantial amount of connected generation capacity. The load shedding system provides a framework for the disconnection of loads so that remaining system loading matches the available amount of generation. This is intended to prevent system collapse and the automatic islanding of generating units with the consequent delay involved in restoring supply to all previously connected loads.
- 1.2 Stanwell submits that the arrangements for load shedding in the NWPS, in particular the allocation and priority of loads to be shed, are confidential and not otherwise in the public domain. These load shedding arrangements are commercially sensitive as they relate to the terms on which Offtakers in the NWPS receive electricity supply and the security of that supply. The priority or ranking in which loads will be shed in the event of a load shedding event is a matter of commercial negotiation between the Participants in the NWPS and is commercial-in-confidence.
- 1.3 For these reasons, Stanwell seeks the exclusion of the following provisions of the Dispatch Protocol and its schedules from the public register:
  - (a) clause 2.9(j) of the Dispatch Protocol which notes the priority of certain loads;
  - (b) clause 8.8(c) of the Dispatch Protocol which sets out the allocation of loads to be shed and the priority to be given to certain loads;
  - (c) clause 8.11 (part only) of the Dispatch Protocol which describes the priority in which loads will be reconnected following system restoration;
  - (d) table 3 of Schedule 7 which sets out how Major Power Stations will be islanded in the event of a major load shedding event;
  - (e) table 4 of Schedule 7 which describes each of the load shedding blocks and the loss situation in which they will be shed;
  - (f) clause 6 of Schedule 7 (part only) which describes the priority given to a particular load;
  - (g) clause 11 of Schedule 7 (part only) which describes the connection of a particular Participant to a particular load shed block;
  - (h) clauses 5.2 and 5.3 of Schedule 8 which describe the steps to be followed to achieve system recovery after an islanding event, including the process by which loads are to be reconnected; and
  - (i) clauses 6.2 and 6.3 of Schedule 8 which describe the steps to be followed to achieve system recovery after a whole-of-system black out, including the process by which loads are to be reconnected.

## **2. Load loss information**

- 2.1 Stanwell seeks the exclusion of certain provisions of Schedule 4 of the Dispatch Protocol which relate to the allocation of load losses within the NWPS, in particular:
- (a) clause 4.7 of Schedule 4 which describes how load losses are allocated; and
  - (b) figure 1 of Schedule 4 which shows the layout of the NWPS, including the location of metering terminals and connections.
- 2.2 Stanwell submits that the allocation of load loss for particular Offtakers in the NWPS is confidential and is not otherwise in the public domain. This information is commercially sensitive as it relates to the terms on which electricity is supplied to particular Offtakers based on their location within the system.
- 2.3 Further, Stanwell considers that for reasons of safety and security, information which shows or describes the layout of the NWPS, including the location of metering terminals and connection points, should not be made available to the public at large through disclosure on the internet.

### **3. Personal information**

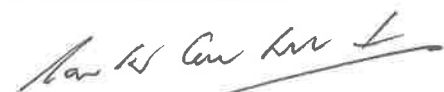
- 3.1 Schedule 6 of the Dispatch Protocol sets out the contact details of certain personnel employed by the Participants. The information contained in Schedule 6 includes the names, roles, phone numbers and email addresses of those personnel.
- 3.2 Stanwell submits that this information is the personal and private information of the relevant personnel which has been published as part of the Dispatch Protocol for the limited purpose of facilitating communication with the Generation Coordinator and other Participants in circumstances where the Participants are obliged to keep the Dispatch Protocol, including Schedule 6, confidential.
- 3.3 For these reasons, Stanwell seeks the exclusion of the contact information contained in Schedule 6 from the public register.

Notwithstanding its claims for confidentiality, Stanwell grants the Commission permission to describe the provisions of the Dispatch Protocol and the arrangements for which authorisation is being sought in general terms to the extent the Commission considers reasonably necessary for the purposes of issuing a draft and final decision on the applications for authorisation, including in documents which are made available on the Commission's public register.

Please do not hesitate to contact Mark Carkeet on (07) 3119 6215 or Tamlyn Mills on (07) 3119 6398 if you have any queries in relation to this correspondence.

Yours faithfully

**MINTER ELLISON**



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