



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

Our Ref: 53987  
Contact Officer: Hannah Ransom  
Contact Phone: (02) 6243 1255

22 July 2014

**By email**

Dear Sir or Madam

**Re: Rio Tinto, Peabody and Pacific National applications for authorisation  
A91410 – A91411  
- PRE-DECISION CONFERENCE**

Aurizon Network has requested that the Australian Competition & Consumer Commission (the ACCC) convene a conference in relation to the draft determination issued by the ACCC on 19 June 2014 proposing to grant authorisations A91410 and A91411.

The draft determination follows an application by Rio Tinto, Peabody and Pacific National for authorisation to coordinate operational arrangements relating to the transportation of coal for export through DBCT, to seek to capture greater throughput efficiency. In its draft determination the ACCC proposed to grant authorisation to the application. A copy of the application and draft determination can be found on the ACCC's website <[www.accc.gov.au](http://www.accc.gov.au)>.

A pre-decision conference provides a valuable opportunity for applicants and interested parties to make oral submissions to the ACCC about its draft determination.

The ACCC will hold the conference on **Friday, 8 August 2014**, in **Brisbane** at a location to be confirmed. The conference will commence at **3:00pm**. An ACCC Commissioner will chair the conference.

Under the *Competition and Consumer Act 2010* (the Act), the conference may be attended by the applicant and other interested parties. If you wish to attend, you must notify the ACCC of your intention by **COB 31 July 2014** and briefly indicate why you or your company or organisation has an interest in the matter. Notifications must be in writing and addressed to:

The General Manager  
Adjudication Branch  
Australian Competition and Consumer Commission  
GPO Box 3131  
Canberra ACT 2601

You can also notify the ACCC by e-mail to: [adjudication@acc.gov.au](mailto:adjudication@acc.gov.au).

You should provide details of a contact name, telephone number and an e-mail address so that you can be notified of any late changes to conference arrangements.

If you represent a company or organisation you should also provide a list of attendees and their position titles, and indicate who will be the chief spokesperson.

I would also note that, while conference participants may bring outside legal or other professional advisers to assist them, under the Act, these advisers are not entitled to participate in conference discussions.

Attached for your information are procedures usually followed at pre-decision conferences.

A copy of this letter has been placed on the ACCC's public register. If you require any further information in regard to the conference, please do not hesitate to contact Hannah Ransom on (02) 6243 1255.

Yours sincerely

A handwritten signature in blue ink, appearing to be 'Richard Chadwick', with a long horizontal stroke extending to the right.

Dr Richard Chadwick  
General Manager  
Adjudication Branch