

1 February 2016

Adjudication Branch  
Australian Competition & Consumer Commission  
GPO Box 3131  
Canberra ACT 2601

Lodged (by online/email): [adjudication@accc.gov.au](mailto:adjudication@accc.gov.au)

Dear Tom,

**Applications for authorisation A91516-A91517 – Australia Pacific LNG Pty Limited and others – Consultation on possible information disclosure condition**

Thank you for the opportunity to make a submission to the Australian Competition & Consumer Commission's (ACCC) consultation on possible information disclosure conditions for LNG participants' outage coordination.

Stanwell has previously highlighted the significance of LNG outage information to the domestic energy markets and welcome the ACCC's ongoing investigation of this issue.

Stanwell strongly disagrees with the Applicants' view that "the concerns raised by interested parties are not related specifically to the application for authorisation"<sup>1</sup>. The relevant matter is knowledge of a significant change in demand which is proposed to be shared amongst *some* but not *all* market participants. Accordingly, Stanwell supports strong information disclosure requirements where the Applicants become aware of price sensitive outage information of another entity's operations.

Stanwell considers that the disclosure must occur

- as soon as reasonably practicable, and
- be updated when information changes, regardless of whether the change is discussed by the Applicants under the requested authorisation

These conditions ensure that the market does not become misled by a representation which is delayed or superseded.

The disclosure must also relate to all aspects of the shared outage information including short term outages and the proposal of the Applicants to share information on unplanned outages. Additionally, Stanwell considers that ACCC consent should be required in relation to the proposal to cease disclosure on the grounds that it is "substantially the same as" that required under an alternative obligation.

Stanwell is a member of the Competitive Energy Association and supports the submission made by that body.

Regards

**Luke Van Boeckel**  
**Manager Regulatory Strategy**  
**Energy Trading and Commercial Strategy**

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<sup>1</sup> ACCC letter to interested parties of 19 January 2016