



Our ref: 58675
Contact officer: John Rouw
Contact phone: 03 9290 1402

23 Marcus Clarke Street
Canberra ACT 2601

12/02/2016

GPO Box 3131
Canberra ACT 2601

Kathryn Finlayson
Minter Ellison
Level 22 Waterfront Place
1 Eagle St
BRISBANE QLD 4000

tel: (02) 6243 1111
fax: (02) 6243 1199
adjudication@acc.gov.au
www.acc.gov.au

By email: Kathryn.finlayson@minterellison.com

Dear Ms Finlayson

Application for Minor Variation to Authorisations A91205 to A91207 Rio Tinto Aluminium and others (Gladstone Power Station) — determination

The Australian Competition and Consumer Commission (the ACCC) has issued a determination varying authorisations A91205 to A91207 granted to Rio Tinto Aluminium Ltd and others (the Applicants) on 2 June 2010.

The minor variation enables the Applicants to give effect to amendments to the Operation and Maintenance Agreement for the Gladstone Power Station.

A copy of the ACCC's determination is attached.

Application for review

Pursuant to section 101 of the *Competition and Consumer Act 2010*, a person dissatisfied with this determination may apply to the Australian Competition Tribunal (the Tribunal) for a review of the determination. An application for review must be made within 21 days of the date of this determination; that is, on or before **4 March 2016**. If no application to review is lodged by this date, the ACCC's determination will come into force on **5 March 2016**.

An application for review of the ACCC's determination should be lodged directly with the Tribunal. The Tribunal is a separate body from the ACCC and is located within the Federal Court of Australia.

For further information about the Tribunal's process to hear applications for review of ACCC determinations please refer to the Tribunal's website at www.competitiontribunal.gov.au.

This letter has been placed on the ACCC's public register. If you wish to discuss this matter please contact John Rouw on (03) 9290 1402.

Yours sincerely

Gavin Jones
Director
Adjudication