

Trade Practices Act 1974 (Cth)

IN RE SERVICES SYDNEY PTY LTD

**REVOCATION OF DECLARATION UNDER SECTION 44J OF
THE TRADE PRACTICES ACT 1974 (CTH)**

I, Nathan Rees MP, Premier of New South Wales, as designated Minister and with the advice of the National Competition Council, hereby revoke the declaration, made by the Australian Competition Council in *Re Services Sydney Pty Ltd* [2005] ACompT 7, of the following services provided by Sydney Water Corporation:

- (a) A service for the transportation of sewage provided by means of the North Head Reticulation Network, from a customer's boundary trap to points of interconnection.
- (b) A service for the connection of new sewers to the North Head Reticulation Network at points of interconnection.
- (c) A service for the transportation of sewage provided by means of the Bondi Reticulation Network, from a customer's boundary trap to points of interconnection.
- (d) A service for connection of new sewers to the Bondi Reticulation Network at points of interconnection.
- (e) A service for the transportation of sewage provided by means of the Malabar Reticulation Network, from a customer's boundary trap to points of interconnection.
- (f) A service for connection of new sewers to the Malabar Reticulation Network at points of interconnection.

- 1 OCT 2009

Dated:



Nathan Rees
Premier



TCO/19310 - LB

- 1 OCT 2009

Mr David Crawford
President
National Competition Council
GPO Box 250B
MELBOURNE VIC 3001

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Dear Mr Crawford

I refer to the Council's letter dated 8 September 2009 recommending that the Premier, as the designated Minister, revoke the declaration made in *Re Services Sydney Pty Ltd* [2005] ACompT 7.

I note the Council's advice that it had fully considered the recommendation to revoke the declaration as part of its assessment of the NSW Government's application for certification of the NSW water industry access regime, that there has been an appropriate opportunity for parties potentially affected by revocation to raise any concerns, and that no further inquiry is required.

I am writing to confirm that, with the Council's advice and having regard to the objects of Part IIIA of the *Trade Practices Act 1974* (Cth), the Premier has today revoked the declaration in accordance with section 44J of the Act. A copy of the instrument of revocation is enclosed.

I note that, pursuant to section 44J(4) of the Act, the designated Minister must publish the decision to revoke. I would be grateful, therefore, if you could please arrange for the enclosed instrument to be published on the Council's website.

Should you have any questions in relation to this matter, the Departmental contact officer is Mr Paul Miller, Senior Principal Legal officer (9228 5543).

Yours sincerely

Leigh Sanderson
Deputy Director General (General Counsel)