

File Ref: 553544

6 June 2013

Mr Michael Carter
Chief Executive Officer
Aurizon Network Pty Ltd
GPO Box 456
BRISBANE QLD 4001

Dear Mr Carter

Notice of Investigation: Aurizon Network's June 2013 GAPE DAAU

On 5 June 2013, Aurizon Network withdrew its April 2013 draft amending access undertaking (DAAU) for a new coal system, and reference tariff, for train services operating over the Goonyella to Abbot Point Expansion (GAPE) – i.e. its April 2013 GAPE DAAU.

At the same time, Aurizon Network submitted a revised June 2013 GAPE DAAU for the Authority's approval. In it, Aurizon Network proposed:

- (a) removing the content relating to any possible new connections to the Northern Missing Link, considering that these matters would be better addressed as part of the 2013 Access Undertaking consultation and approval process; and
- (b) other changes, including adopting the current 2010 access undertaking drafting of the clauses on quarterly and annual reporting.

Section 146 of the *Queensland Competition Authority Act 1997* (the QCA Act) requires the Authority to provide the owner of the service with a formal notice if it proposes to conduct an investigation and to invite the owner of the service to make a written submission to the Authority. This is the purpose of this letter.

Notice of investigation

The Authority proposes to conduct an investigation to decide whether to approve, or refuse to approve, Aurizon Network's DAAU.

In accordance with section 138 of the QCA Act, the Authority may approve a DAAU only if, among other things, it has:

- (a) published the undertaking and invited persons to make submissions on it; and
- (b) considered those submissions.

Submissions

The Authority has published the DAAU on its website (www.qca.org.au) and has sought submissions from interested parties. The due date for submissions is **19 June 2013**. The Authority will consider any submissions it receives within that time.

The Authority invites a written submission from Aurizon Network on any aspect of the DAAU.

Any enquiries should be directed to Ravi Prasad on [REDACTED]

Yours sincerely

[REDACTED]
Malcolm Roberts
Chairman