



HERBERT
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Charles Millstead
Chief Executive Officer
Queensland Competition Authority
Level 27, 145 Ann Street
Brisbane QLD 4001

10 December 2019
Matter 82663374
By Email

Dear Mr Millstead

Confidential

UT5 – support for clarification points on Final Decision

We act for the Queensland Resources Council (**QRC**) and the coal producers that signed a 'UT5 DAAU Implementation Deed', including:

- (a) Anglo American Metallurgical Coal Pty Ltd;
- (b) BHP Billiton Mitsui Coal Pty Ltd;
- (c) BM Alliance Coal Operations Pty Ltd;
- (d) Byerwen Coal Pty Ltd;
- (e) Coronado Curragh Pty Ltd;
- (f) Ensham Resources Pty Ltd;
- (g) Hail Creek Coal Holdings Pty Ltd;
- (h) Jellinbah Mining Pty Ltd;
- (i) Kestrel Coal Pty Limited;
- (j) Lake Vermont Resources Pty Ltd;
- (k) Middlemount Coal Pty Ltd;
- (l) Peabody Energy Australia PCI (C&M Management) Pty Ltd;
- (m) Peabody Energy Australia Pty Ltd;
- (n) QCoal Infrastructure Pty Ltd; and
- (o) Yarrabee Coal Company Pty Ltd,

(Coal Producers).

We refer to:

- (a) the draft amending access undertaking submitted to the Queensland Competition Authority (**QCA**) for approval by Aurizon Network Pty Ltd (**Aurizon Network**) on 17 September 2019;
- (b) the Final Decision released by the QCA on 25 November 2019;
- (c) the email from Eddie Scuderi to Russell Silver-Thomas sent on 3 December 2019 setting out Aurizon Network's proposed changes to reflect and clarify the Final Decision (**Clarification Changes**); and
- (d) the revised draft amending access undertaking submitted to the QCA for approval by Aurizon Network on 4 December 2019 (**Revised DAAU**).

The QRC and the Coal Producers support the Clarification Changes and the Revised DAAU.



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Please feel free to contact Jay Leary at jay.leary@hsf.com if you have any matters you would like to discuss.

Yours sincerely

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