



**Australian Competition & Consumer Commission**

PO Box 1199  
Dickson ACT 2602  
470 Northbourne Ave  
Dickson ACT 2602  
Australia

Ph (02) 6243 1111  
Fax (02) 6243 1199

Our Ref: S2006/63  
Your Ref:  
Contact Officer: Meredith Hooper  
Contact Phone: 02 9230 9173

1 November 2006

Mr Trevor Stay  
General Manager Gas  
Anglo Coal Australia Pty Ltd  
GPO Box 1410  
Brisbane QLD 4001

Dear Mr Stay

**Dawson Valley Pipeline access arrangement – extension of lodgement date**

I refer to Minter Ellison's letter of 10 October 2006 seeking a further extension of time from 6 November 2006 to 5 February 2007 for the lodgement of the Dawson Valley Pipeline access arrangement.

The ACCC has, pursuant to section 7.19 of the *National Third Party Access Code for Natural Gas Pipeline Systems* (the code), decided to grant this request. In making this decision, the ACCC has concluded that the service providers have made credible efforts to discharge their obligations under the code and that they have suitable processes in place to finalise drafting and submission of the access arrangement by 5 February 2007. It also concluded that third party access to the Dawson Valley Pipeline is unlikely to be effected materially at this time as a result of the extension to the access arrangement lodgement date.

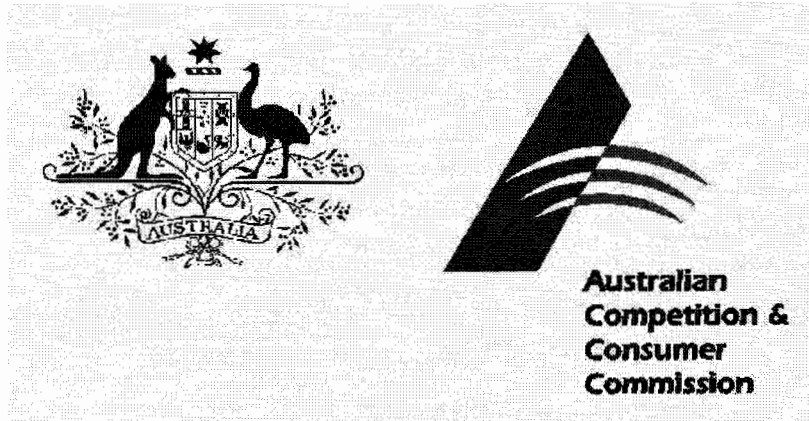
The ACCC has granted this request in the expectation that pre-lodgement consultation with ACCC staff will continue and that a proposed access arrangement will be submitted by 5 February 2007. The ACCC expects that a further extension of time will not be sought.

For any further information on this matter, please contact Meredith Hooper on 02 9230 9173.

Yours sincerely

Mike Buckley  
General Manager  
Network Regulation North





## STATEMENT OF REASONS

### **Anglo Coal (Dawson) Limited, Anglo Coal (Dawson Management) Pty Ltd & Mitsui Moura Investment Pty Ltd: extension of time to lodge access arrangement**

The Australian Competition and Consumer Commission (ACCC) has considered the request by Anglo Coal (Dawson) Limited, Anglo Coal (Dawson Management) Pty Ltd and Mitsui Moura Investment Pty Ltd for a further extension of time to lodge the Dawson Valley Pipeline access arrangement and is satisfied that the request is reasonable as:

- the service providers have made credible efforts to discharge their obligations under the *National Third Party Access Code for Natural Gas Pipeline Systems* (gas code) and have suitable processes in place to finalise drafting and submission of the access arrangement by 5 February 2007, and
- third party access to the Dawson Valley Pipeline is unlikely to be materially effected at this time as a result of the extension to the access arrangement lodgement date.

The ACCC has granted this request in the expectation that pre-lodgement consultation with the ACCC will continue, that a proposed access arrangement will be submitted by 5 February 2007 and that a further request for an extension of time is unlikely.

The lodgement date of 6 November 2006 is extended to 5 February 2007.

#### **Background**

On 10 October 2006, Anglo Coal (Dawson) Limited, Anglo Coal (Dawson Management) Pty Ltd and Mitsui Moura Investment Pty Ltd lodged a request, pursuant to section 7.19 of the gas code, for a further time extension to the lodgement date for the Dawson Valley Pipeline access arrangement. It was requested that the lodgement date be extended from 6 November 2006 to 5 February 2007.