

15 APR 2010

DATE RECEIVED

Michael Carter
Executive General Manager

Mr John Hall
Chief Executive Officer
Queensland Competition Authority
GPO Box 2257
BRISBANE QLD 4001

Dear John,

QR NETWORK'S 2009 ACCESS UNDERTAKING

In accordance with Section 136(1) of the *Queensland Competition Authority Act 1997* QR Network wishes to:

- Withdraw the draft 2009 Access Undertaking submitted to the QCA on 9 September 2008 (the 2009DAU), and
- Resubmit the draft 2009 Access Undertaking in accordance with this letter (the 2010DAU)

In developing the 2010 DAU QR Network has considered the QCA's draft decision issued in December 2009, responses to the draft decision and subsequent consultation with the QCA and key stakeholders.

We are particularly concerned to finalise the 2009 Access Undertaking by 30 June 2010 and to this end QR Network has sought to reach agreement with QCA on as many of the issues raised in the draft decision as possible. We are genuinely appreciative of the cooperation of QCA officers in sharing this objective and hopefully the 2010DAU reflects agreement between us on the vast majority of issues.

The framework for capacity enhancements is a major concern of stakeholders raised in responses to the draft decision. QR Network has developed drafting to address this broad issue in Clause 7.5 of the 2010DAU. These provisions were developed over a relatively short timeframe with some, but limited, consultation with the QCA and stakeholders. Our intention is to propose principles which we believe provide a workable framework addressing the various concerns and interests of the QCA and stakeholders together with the objectives and obligations in both the state and national access regimes. QR Network would welcome the opportunity to discuss our proposals further and is receptive to improvements to our proposals.

This 2010DAU comprises this cover letter together with the following volumes:

1. An explanatory document (including building blocks and Reference Tariffs);
2. A copy of the draft 2009 Access Undertaking (including Schedules);
3. A copy of the draft 2009 Access Undertaking showing changes from the 2009DAU;
4. A clean copy of the Standard Access (Operator) Agreement and Standard Access (Access Holder) Agreement; and
5. A copy of the both Standard Access Agreements marked up against the 2008 Standard Access Agreements.

A disk containing this letter and the volumes referred to above is also attached.

Certain information contained in volume 1 (including the appendices) is provided to the QCA on a commercial-in-confidence basis. Accordingly, QR Network requests that this confidential information is not published or otherwise inappropriately disclosed by the QCA. Details of the confidential information and the reasons supporting QR Network's request have been provided to the QCA separately.

We look forward to assisting you and working constructively with the QCA in finalising the 2009 Access Undertaking by 30 June 2010.

Yours sincerely,



Michael Carter
Executive General Manager
QR Network Pty Ltd

14 April 2010