

STAKEHOLDER NOTICE

8 May 2019

Notice of Time Periods—Aurizon Network's UT5 Draft Amending Access Undertaking

On 3 May 2019, the QCA received a draft amending access undertaking (DAAU) from Aurizon Network seeking to make amendments to Aurizon Network's approved 2017 access undertaking (UT5).

Statutory requirements

Section 143(3) of the QCA Act provides that the QCA may only approve a DAAU if (among other things) it has published the DAAU, invited submissions on it and considered any submissions received within the time provided.

In accordance with section 146 of the QCA Act, we hereby notify stakeholders that the QCA intends to conduct an investigation to decide whether to approve, or refuse to approve, Aurizon Network's UT5 DAAU.

We have published Aurizon Network's UT5 DAAU on our website (www.qca.org.au) and invite stakeholder submissions by 3 July 2019.

Statutory timeframe for assessment

In accordance with section 147A of the QCA Act, the QCA must use its best endeavours to decide whether to approve, or refuse to approve, a DAAU within six months from the last day of the time for making submissions stated in the investigation notice. However, the six-month period does not include any of the following periods:

- a day in the period given by the QCA for making submissions in relation to a DAAU or a related document
- a day in the period where a person has been required to give information or produce a document in response to a notice given by the QCA under section 185 of the QCA
- day(s) agreed to by the owner or operator of the service or the responsible person as not being included in the six-month period.

The six-month period commences on 3 July 2019 and is scheduled to end on 3 January 2020. However, the end date may be extended to account for any future periods of time that are excluded from the statutory timeframe in accordance with section 147A of the QCA Act, including any further consultation periods.

An updated notice of time periods will be issued detailing any changes to the stated timeframe for assessing Aurizon Network's UT5 DAAU.

Submissions

Closing date for submissions: 3 July 2019

Public involvement is an important element of the decision-making processes of the Queensland Competition Authority (QCA). Therefore submissions are invited from interested parties concerning its assessment of Aurizon Network's UT5 DAAU. The QCA will take account of all submissions received within the stated timeframes

Submissions, comments or inquiries regarding this paper should be directed to:

Queensland Competition Authority
GPO Box 2257
Brisbane Qld 4001

Tel (07) 3222 0579

Fax (07) 3222 0599

www.qca.org.au/submissions

Confidentiality

In the interests of transparency and to promote informed discussion and consultation, the QCA intends to make all submissions publicly available. However, if a person making a submission believes that information in the submission is confidential, that person should claim confidentiality in respect of the document (or the relevant part of the document) at the time the submission is given to the QCA and state the basis for the confidentiality claim.

The assessment of confidentiality claims will be made by the QCA in accordance with the *Queensland Competition Authority Act 1997*, including an assessment of whether disclosure of the information would damage the person's commercial activities and considerations of the public interest.

Claims for confidentiality should be clearly noted on the front page of the submission. The relevant sections of the submission should also be marked as confidential, so that the remainder of the document can be made publicly available. It would also be appreciated if two versions of the submission (i.e. a complete version and another excising confidential information) could be provided.

A confidentiality claim template is available on request. We encourage stakeholders to use this template when making confidentiality claims. The confidentiality claim template provides guidance on the type of information that would assist our assessment of claims for confidentiality.

Public access to submissions

Subject to any confidentiality constraints, submissions will be available for public inspection at our Brisbane office, or on our website at www.qca.org.au. If you experience any difficulty gaining access to documents, please contact us on (07) 3222 0555.