

STAKEHOLDER NOTICE

29 April 2020

DBCT Management's 2019 DAU

Submissions on interim draft decision published

On 24 February 2020, the QCA published its interim draft decision to refuse to approve the pricing model, as proposed in DBCT Management's 2019 DAU, and invited stakeholders to make submissions by 24 April 2020.

We received two submissions on our interim draft decision, from:

- DBCT Management
- the DBCT User Group.

Collaborative submissions invited

As stated in our Statement of Regulatory Intent, the QCA encourages open communication between stakeholders and considers collaboration to resolve matters raised in this assessment would improve the regulatory process.

We indicated in our stakeholder notice dated 25 October 2019 that we anticipated that collaborative submissions would be called for at an appropriate time between the interim and full draft decisions.

We are now providing stakeholders with an opportunity to provide collaborative submissions. We encourage stakeholders to take this opportunity to collaborate and, where possible, provide joint submissions on agreed positions. In particular, we encourage joint consideration and response to the following matters:

- Stakeholders have expressed general support for DBCT Management's proposals for the notifying access seeker process, queuing mechanism and arrangements for short term available capacity under the 2019 DAU. What amendments do stakeholders consider necessary in order to sufficiently protect the interests of DBCT Management and access seekers in these processes?
- Stakeholders have expressed concerns on the proposed approach to non-pricing aspects for expansions under the 2019 DAU, such as the proposed approach to conditional access agreements. What amendments do stakeholders consider necessary for their interests to be appropriately protected during an expansion process?
- Do stakeholders consider other non-pricing terms proposed by DBCT Management in the 2019 DAU appropriate and if not, what amendments would be required for the matters to be appropriate? This includes non-pricing terms contained in the schedules to the DAU, including the proposed Standard Access Agreement.

Stakeholders may also choose to address and reach consensus on other aspects of the 2019 DAU.

We invite collaborative submissions by **Friday, 5 June 2020**.

Guidance on how to make a submission is provided below.

Updated assessment timeframes

Table 1 outlines the updated indicative timeframes for key milestones for the assessment of DBCT Management's 2019 DAU.

Table 1 Updated timeframes for assessment of DBCT Management's 2019 DAU

<i>Milestone</i>	<i>Timing</i>
QCA's interim draft decision published and stakeholder submissions invited	24 February 2020
Submissions period closed	24 April 2020
Collaborative submissions invited	29 April 2020
Collaborative submissions period closes	5 June 2020
QCA draft decision	Q3 2020
QCA final decision	February 2021

The updated timeframes above replace the timeframes outlined in our stakeholder notice dated 25 October 2019, accounting for the inclusion of the collaborative submissions period.

In accordance with section 147A of the QCA Act, the period for the QCA to decide whether to approve, or refuse to approve, the 2019 DAU will not include the period for making collaborative submissions in response to this notice.

Our updated process and timing are consistent with our Statement of Regulatory Intent where we said that the QCA may incorporate additional steps into the assessment process where we consider they will provide for a more transparent and effective 2019 DAU assessment process.

Submissions

Closing date for submissions: 5 June 2020

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 our assessment of DBCT Management's 2019 DAU. 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 Q 4001

Tel (07) 3222 0555

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.