



Notice

18 September 2015

Brookfield Rail's Proposed Revised Segregation Arrangements

INVITATION FOR PUBLIC SUBMISSIONS

The Economic Regulation Authority (ERA) is seeking public comment on revisions proposed by Brookfield Rail to its Segregation Arrangements.

Section 28 of the *Railways (Access) Act 1998* requires that a railway owner must make arrangements to segregate its access-related functions from its other functions, and must have appropriate controls and procedures to ensure that the measures in place operate effectively and are complied with. Section 24 of the Act defines access-related functions as the functions involved in arranging the provision of access to railway infrastructure under the Code.

Section 29 of the Act requires that before a railway owner puts in place or varies any arrangement it must obtain the ERA's approval.

The key proposed amendments to the Segregation Agreements are the inclusion of:

- an annual audit procedure
- a dispute resolution process
- more detailed non-discrimination provisions
- expanded confidentiality obligations
- provisions addressing conflicts of interest of staff and directors

A marked-up version of the proposed revised Segregation Arrangements is available on the ERA [website](#).

Interested parties are invited to make submissions on the Segregation Arrangements as proposed by Brookfield Rail by **4:00pm (WST) on Friday, 30 October 2015**.

Submissions should be made via the [portal](#) on the ERA website.

For further information contact:

General Enquiries

Jeremy Threlfall
Phone: 08 6557 7900
Email: records@erawa.com.au

Media Enquiries

Tracy Wealleans
Phone: 0428 859 826
Email: tracy.wealleans@erawa.com.au