

NOTICE

REVIEW OF WESTNET RAIL'S PART 5 INSTRUMENTS

The Economic Regulation Authority (**Authority**) has received WestNet Rail's (**WNR**) proposed Part 5 instruments for review and approval by the Authority.

The documents, the Train Path Policy (**TPP**); Train Management Guidelines (**TMG**); Costing Principles and Over-payment Rules, have been placed on the Authority's website <http://www.era.wa.gov.au/rail/index.cfm?railPage=westnetRail>

BACKGROUND

The Independent Rail Access Regulator (**Regulator**) approved the TPP and TMG in April 2003, the Costing Principles in December 2002 and the Over-payment Rules in May 2003. A review by WNR for each of the documents was set for two years after the date of approval by the Regulator.

WNR requested an extension of time for submitting the four Part 5 Instrument documents as the beginning of the review period for the documents coincided with a review already underway into the *Railways (Access) Code 2000* (**Code**). The Authority granted WNR an extension of time until December 2005.

PUBLIC SUBMISSIONS

The Authority invites submissions from interested parties on each of WNR's proposed Part 5 Instrument documents. All submissions should be in electronic and hard copy form.

Submissions made to the Authority will be treated as in the public domain and placed on the Authority's website unless confidentiality is claimed. Parts of the submission in relation to which confidentiality is claimed should be clearly marked. Any claim of confidentiality will be considered in accordance with the provisions of section 50 of the Code.

The receipt and publication of a submission lodged by a person, with the Authority, and placed on this website shall not be taken as indicating that the Authority has knowledge either actual or constructive of the contents of a particular submission and, in particular, whether the submission in whole or in part contains information of a confidential nature and no duty of confidence will arise for the Authority in these circumstances.

In undertaking the review of WNR's proposed Part 5 Instrument documents, the Authority will be undertaking a two-stage public consultation process with the second stage to follow the release of the Authority's Draft Determination. The Authority has set a tight time schedule for this review as the review of WNR's proposed Floor and Ceiling Costs for the mainlines and the Worsley rail line is expected to follow in July 2006.

Submissions to the Authority on WNR's proposed Part 5 Instrument documents must be received by **4.00pm (Western Standard Time) on Friday 27 January 2006.**

For further information contact:

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