



Western Australia

Economic Regulation Authority

NOTICE

REVIEW OF THE RAILWAYS (ACCESS) CODE 2000

The Western Australian Rail Access Regime has been in place since September 2001. Section 12, Part 2 of the *Railways (Access) Act 1998* (**Act**) requires the Rail Access Regulator to undertake a review of the *Railways (Access) Code 2000* (**Code**) on the third anniversary of its commencement and every five years thereafter. The Economic Regulation Authority (**Authority**) is the Relevant Regulator under the legislation.

Section 12 of the Act stipulates that the “*purpose of the review is to assess the suitability of the provisions of the Code to give effect to the Competition Principles Agreement in respect of railways to which the Code applies*”.

Section 12 of the Act also requires the Authority, as part of the review process, to undertake public consultation for a minimum period of thirty days and prepare a report based on the review for the Minister.

Pursuant to section 12 of the Act, the Authority invites submissions from interested parties on the review.

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.

Submissions to the Authority must be received by **28 March 2005** by **4pm (Western Standard Time)**.

The Authority has prepared an Issue Paper to assist interested parties in making submissions on issues considered relevant to the review. The Issues Paper is available on the Authority’s website (www.era.wa.gov.au)

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Printed copies of the Issues Paper are available direct from the Authority. Requests for the document can be made to:

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CHAIRMAN

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