

MALLESONS STEPHEN JAQUES

By email

Mr Mr David Williams / Anthony Cribb
Epic Energy (WA) Transmission Pty Ltd
Level 7 GHD House
239 Adelaide Terrace
PERTH WA 6000

11 December 2002

Dear David and Anthony

Dampier to Bunbury Natural Gas Pipeline - Submissions to Regulator

I refer to the numerous meetings and telephone conferences between representatives from Mallesons Stephen Jaques, Counsel (Chris Zelestis QC, Graeme Murphy and Joshua Thomson), KPMG and Epic, during which the submission titled "CDS#2 - Substantive submission on Reference Tariff and Reference Tariff Policy" was prepared and finalised on a collaborative basis for the purposes of being filed with the Regulator.

We have reviewed the final version of the submission dated 11 December 2002, and confirm that, based on the factual material provided to us by Epic and the economic material contributed by KPMG, it accords, in all respects, with the views held and expressed by both us and Counsel with respect to the proper application of the National Access Code to Epic's proposed access arrangement.

We have no difficulty with this letter being provided to the Regulator in support of the submission. Further, to the extent that the Regulator (or its solicitors) disagrees with or does not understand any part of the submission, we would be happy to confer with them on the matter in issue.

Yours sincerely

[Sgd] BJ Deleuil

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