

STAKEHOLDER NOTICE

22 February 2017

Aurizon Network's 2017 DAU — Published Submissions and Collaborative Consultation Period

Published Submissions

On 2 December 2016, we published a notice of investigation that invited stakeholders to make written submissions on Aurizon Network's 2017 DAU by 17 February 2017.

We received submissions from nine parties. The submissions are available on our website.

Collaborative consultation period

On 20 January 2017, we published a stakeholder notice providing stakeholders with an additional consultation period for collaborative stakeholder submissions. The collaborative consultation period provides an opportunity for stakeholders to present agreed positions to help inform our draft decision.

We encourage stakeholders to take this opportunity to collaborate, discuss and, where possible, provide joint submissions.

We are reminding interested parties that the deadline for submissions is 17 March 2017.

Submissions should be directed to:

Queensland Competition Authority
GPO Box 2257
Brisbane Q 4001

www.qca.org.au/submissions

Late submissions

To promote the timely consideration and assessment of Aurizon Network's 2017 DAU, stakeholders are encouraged to provide submissions by the stated deadlines.

In accordance with section 168B of the QCA Act, we may make a decision without taking into account late submissions, or other information provided by stakeholders after the stated deadline, if it is reasonable to do so.

We will consider whether to take into account late submissions on a case-by-case basis, in accordance with the QCA Act. Where stakeholders provide late submissions or other information, they should also provide a detailed explanation as to why it would be reasonable to have regard to the late information.

Confidentiality

In the interests of transparency and to promote informed discussion, the QCA intends to make all submissions publicly available. However, if a person making a submission does not want that submission to be made public, 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.

Any decision as to confidentiality will be made by the QCA in accordance with the QCA Act.

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. However, despite being marked confidential, the QCA's duties in relation to information which is claimed

to be confidential are only those in the QCA Act. 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 our website. 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.

Obligations for stakeholders

Sections 230 to 233 of the QCA Act outline a number of obligations and responsibilities when providing information to the QCA. For example, stakeholders should be aware that it is an offence to:

- state anything to the QCA the person knows is false or misleading in a material particular (s. 230)
- give the QCA a document the person knows is false, misleading or incomplete in a material particular, without notifying the QCA how it is false, misleading or incomplete and (if the person has, or can reasonably obtain, the correct information) giving the correct information (s. 231).

Stakeholders should be mindful of their obligations, particularly when submitting information or participating in the investigation into Aurizon Network's 2017 DAU.