

**C L I F F O R D  
C H A N C E**

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Mr Richard York  
Executive Director  
National Competition Council  
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Melbourne VIC 3000

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18 April 2019

Dear Mr York

**Application by Port of Newcastle Operations (PNO) to the National Competition Council for a possible recommendation to revoke the declaration of shipping channel service at the Port of Newcastle**

We refer to the email sent to interested parties relating to this matter by the National Competition Council (NCC) on 17 April 2019 in relation to our letter dated 15 April 2019 concerning the report issued by NERA Economics Consulting (NERA) on behalf of the NCC. Thank you for extending the time in which a response is required to the NERA report by two business days.

In circumstances where PNO approached the NCC in early 2018 in relation to its revocation application to the NCC, the approach taken by the NCC to extend the response time by two business days speaks for itself.

For transparency and so that the material is on the NCC file for any appeal processes, please include this letter and our attached FOI letter dated 15 April 2019 on the NCC revocation file.

Yours sincerely

**Dave Poddar**  
Partner  
Clifford Chance