



Economic Regulation Authority

WESTERN AUSTRALIA

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Promoting fair prices, quality services and choice.

NOTICE

Revisions to WestNet Rail's Part 5 Instruments

The Economic Regulation Authority has invited submissions on proposed revised Part 5 Instruments that were submitted by WestNet Rail on 22 April 2009.

The documents – [revised Train Management Guidelines](#), [Train Path Policy](#), [Costing Principles](#) and [Overpayment Rules](#) – were submitted by Westnet Rail after the Authority reviewed compliance requirements under the *Railways (Access) Code 2000* and the *Railways (Access) Act 1998*.

The Authority's opinion following its review was that its monitoring role does not include a general function of monitoring the operational performance of the railway network. The Authority believes its functions are only to monitor a railway owner's compliance with the act and the code. The Authority also decided that future compliance audits would be required generally every two years rather than annually.

WestNet Rail's proposed Part 5 Instruments, which set out the terms and conditions under which it will provide railway access to third party users under the code, reflect the outcome of the Authority's review.

The proposed revised Part 5 Instruments, including marked-up versions showing the changes, are available from the Authority's web site.

Public submissions

Interested parties are invited to make submissions in printed and electronic form on the revisions to WestNet Rail's Part 5 Instruments by 4:00pm (WST) on Friday, 15 May 2009.

Submissions should be sent to:

WNR Part 5 Instruments
Rail Access
Economic Regulation Authority
PO Box 8469
Perth BC WA 6849

Electronic submissions should be sent to: railnetworks@era.wa.gov.au

In general, submissions made to the Authority will be treated as in the public domain and placed on the Authority's web site. Where an interested party wishes to make a submission in confidence, it should clearly indicate the parts of the submission for which confidentiality is claimed and specify in reasonable detail the basis for the claim. Any claim of confidentiality will be considered in accordance with the provisions of Section 50 of the *Railways (Access) Code 2000*.

The publication of a submission on the Authority's web site 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 part contains information of a confidential nature and no duty of confidence will arise for the Authority.

For further information contact:

General Enquiries

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LYNDON ROWE
CHAIRMAN

29 April 2009