



The Hon. Matt Kean MP
Treasurer
Minister for Energy

OFFICIAL

Ref: TA/23/86

Ms Carmel Donnelly PSM
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Dear Ms Donnelly, *Carmel*

The Premier of NSW, the Hon. Dominic Perrottet MP, has approved, under section 9(2) of the *Independent Pricing and Regulatory Tribunal Act 1992* (IPART Act) for IPART to assist NSW Treasury in relation to the determination of compensation under the *Port of Newcastle (Extinguishment of Liability) Act 2022* (**Port of Newcastle (EoL) Act**).

I have attached a copy of the Premier's approval.

Under the Port of Newcastle (EOL) Act, I am required to appoint a person to determine the relevant compensation under that Act as soon as practicable after Port of Newcastle has requested a compensation determination. I received this request on 6 December 2022.

Accordingly for the purposes of section 6(1) of the Port of Newcastle (EOL) Act, I appoint IPART to determine the relevant compensation under section 7 of the Port of Newcastle (EOL) Act 2022.

The compensation determination is to be carried out in accordance with the Port of Newcastle (EOL) Act and regulations which are published today on the NSW Legislation website. Accordingly, the determination process can commence.

I thank IPART for providing this assistance and look forward to the finalisation of this determination.

Yours sincerely,

The Hon. Matt Kean MP
Treasurer
Minister for Energy

2.3.23

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