

## ASX Announcement

1 July 2021

# Queensland Competition Authority approves Access Undertaking for Light-handed Regulatory Framework

Dalrymple Bay Infrastructure Limited (ASX:DBI) ('The **Company** or **DBI**') advises that the Queensland Competition Authority (**QCA**) has today approved the 2019 Draft Access Undertaking (the **Access Undertaking**) to apply to services at Dalrymple Bay Terminal<sup>1</sup>. The Access Undertaking incorporates all amendments required by the QCA in its Final Decision and Secondary Undertaking Notice as announced to the ASX on 31 March 2021<sup>2</sup>.

DBI welcomes the QCA's approval of a transition away from a heavy handed regulatory model to a light-handed commercial price setting framework in the form of a negotiate-arbitrate regime. The new Access Undertaking is now in effect.

### Customer Negotiations

DBIM has commenced confidential negotiations with customers regarding access prices and other price-adjustment mechanisms<sup>3</sup> to apply to each customer under existing access agreements from 1 July 2021. If agreements cannot be reached, disputes with customers will be referred to arbitration<sup>4</sup>.

DBI remains optimistic it will be able to reach agreements with all or a majority of its customers, but does not intend to comment on the status of customer negotiations until they are concluded.

-ENDS-

Authorised for release by the Company Secretary of Dalrymple Bay Infrastructure Limited

#### More information

##### Investors

Craig Sainsbury

[craig.sainsbury@dbinfrastucture.com.au](mailto:craig.sainsbury@dbinfrastucture.com.au)

+61 428 550 499

##### Media

Tristan Everett

[tristan.everett@marketeye.com.au](mailto:tristan.everett@marketeye.com.au)

+61 403 789 096

### About Dalrymple Bay Infrastructure

Dalrymple Bay Infrastructure (DBI) through its foundation asset, the Dalrymple Bay Terminal (DBT), aims to provide safe and efficient port infrastructure and services for producers and consumers of high quality Australian coal exports. DBT, as the world's largest metallurgical coal export facility, serves as a global gateway from the Bowen Basin and is a critical link in the global steelmaking supply chain. By providing operational excellence and options for capacity expansions to meet expected strong export demand, DBI intends to deliver value to security holders through distributions, ongoing investment and capital growth. [dbinfrastucture.com.au](http://dbinfrastucture.com.au)

<sup>1</sup> Dalrymple Bay Infrastructure Management Pty Ltd (**DBIM**), DBI's wholly-owned subsidiary, provides the services at the Terminal under the Access Undertaking.

<sup>2</sup> Refer to '**QCA confirms move to Light Handed Regulatory Framework**' released to the ASX on 31 March 2021 and *The Regulatory Framework Overview* outlined in Slides 4-8 of our '**Corporate Presentation**' released to the ASX on 7 April 2021.

<sup>3</sup> Refer to *the Regulatory Framework Overview* outlined in Slides 4-8 of our '**Corporate Presentation**' released to the ASX on 7 April 2021.

<sup>4</sup> When pricing arrangements are agreed with each customer or determined by an arbitrator, they will be backdated to an effective date of 1 July 2021 and a retrospective payment adjustment will apply. Until pricing arrangements are agreed or determined, the existing pricing under customers' access agreements will apply.