

RAIL FREIGHT CORRIDOR LAND USE AGREEMENT

1250. Hon KEN TRAVERS to the parliamentary secretary representing the Minister for Transport:

- (1) Since 2008 has the Public Transport Authority entered into any deed of variation to the Rail Freight Corridor Land Use Agreement (NarrowGauge) and Railway Infrastructure Lease between the Western Australian government and WestNet NarrowGauge Pty Ltd, Australia Western Railroad Pty Ltd and Australian Railroad Group Pty Ltd?
- (2) If yes to (1), what changes does the deed of variation make?
- (3) Since 2008 has the PTA entered into any contract that varied the terms of the Rail Freight Corridor Land Use Agreement (NarrowGauge) and Railway Infrastructure Lease between the WA government and WestNet NarrowGauge Pty Ltd, Australia Western Railroad Pty Ltd and Australian Railroad Group Pty Ltd?
- (4) If yes to (3) —
 - (a) what changes does the contract make; and
 - (b) which clauses of the original lease does the contract vary and how are they varied?

Hon JIM CHOWN replied:

I thank the honourable member for some notice of this question.

- (1) No.
- (2) Not applicable.
- (3) Yes.
- (4) In July 2010 the Public Transport Authority entered into a Project Agreement for Capital Works Dedicated Narrow Gauge Grain Lines—not a deed of variation—with WestNet Rail, which is now Brookfield Rail, for the re-sleepering of the dedicated narrow gauge grain lines, which detailed the arrangements for the re-sleepering project and varied the initial performance standards to allow some lines to be placed into care and maintenance.

In October 2011 the Public Transport Authority entered into a letter of agreement with Brookfield Rail to reopen the Yilliminning–Bruce Rock, York–Quairading and West Merredin–Trayning lines, and keep the Bruce Rock–West Merredin line open, each until 31 October 2012, at a cost of \$3.325 million, which effectively varied the time frames in the Project Agreement for Capital Works Dedicated Narrow Gauge Grain Lines as to when these lines could be placed into care and maintenance.

In May 2013 the Public Transport Authority entered into a deed of variation to the Project Agreement for Capital Works Dedicated Narrow Gauge Grain Lines to replace references to “WestNet Rail Pty Ltd” with “Brookfield Rail Pty Ltd”, and include a contribution by Brookfield Rail for a steel–concrete test section on the Avon–Goomalling line.