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Our ref: AA1000425
Contact officer: Jacob Campbell
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3/08/2018

Vishal Ahuja
Partner
King & Wood Mallesons

Ms Jessica Waters
Senior Associate
King & Wood Mallesons

By email: vishal.ahuja@au.kwm.com
jessica.waters@au.kwm.com

Dear Mr Ahuja and Ms Waters

NSW Track Access Collective Bargaining (AA1000425) submission by the Applicants – request for material to be excluded from the public register

I refer to your submission relating to the NSW Track Access Collective Bargaining, lodged with the Australian Competition and Consumer Commission (the ACCC) on 13 July 2018.

I have considered your request that the confidential version of your submission be excluded from the ACCC's public register.

As you are aware, the ACCC is generally required under section 89 (for authorisations) of the *Competition and Consumer Act 2010* (the Act) to place documents provided to it in relation to an application for authorisation on the ACCC's public register. The Act provides that a person submitting a document in relation to an authorisation application may request that the document or parts thereof be excluded from the public register by reason of the nature of certain information contained in the document.

As a person authorised to make a decision for and on behalf of the ACCC in relation to such a request, I advise that the relevant document will not be placed on the public register.

This letter has been placed on the ACCC's public register.

I note that you also provided a public version of your submission. That version has been placed on the public register in the form it was provided to the ACCC.

Should you have any queries in relation to this matter, please do not hesitate to contact Jacob Campbell on 02 6243 1109.

Yours sincerely

David Jones
General Manager
Adjudication