



**Australian
Competition &
Consumer
Commission**

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Our Ref: C2009/1316
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10 December 2009

Simon Snow
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Luke Woodward
Partner
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sent via email: SSnow@gtlaw.com.au; LWoodward.gtlaw.com.au

Dear Mr Snow and Mr Woodward

**Virgin Blue Airlines Pty Ltd & Ors application for authorisation A91151-A91152
and A91172-A91173 - final determination**

The Australian Competition and Consumer Commission (the ACCC) has issued a determination in respect of the above applications for authorisation lodged by the Virgin Blue Group and Delta Airlines on 9 July 2009 and 24 July 2009.

A copy of the ACCC's determination is attached, including a summary of its reasons. For the reasons set out in its determination, the ACCC has decided to grant authorisation until 1 July 2015. The ACCC's assessment is set out in Chapter 4 of its determination.

Application for review

Pursuant to section 101 of the *Trade Practices Act 1974*, a person dissatisfied with this determination may apply to the Australian Competition Tribunal for its review. An application for review must be made within 21 days of the date of this determination; that is, on or before 31 December 2009. If no application to review is lodged by this date, the ACCC's determination will come into force on 1 January 2010.

An application for review of the ACCC's determination should be lodged directly with the Australian Competition Tribunal. The Australian Competition Tribunal is a separate body from the ACCC and is located within the Federal Court of Australia.

For further information about the process involved in reviewing decisions in the Australian Competition Tribunal please refer to the tribunal's website located at <http://www.competitiontribunal.gov.au/>.

This letter has been placed on the ACCC's public register. If you wish to discuss any aspect of this matter, please do not hesitate to contact Teresa Nowak on (02) 6243 1239 or Clare McGinness on (02) 6243 1049.

Yours sincerely

A handwritten signature in black ink, consisting of a large, stylized capital letter 'R' followed by a horizontal line extending to the right.

Dr Richard Chadwick
General Manager
Adjudication Branch