



**Australian
Competition &
Consumer
Commission**

Our Reference: C2009/1316
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22 July 2009

Simon Snow
Partner
Gilbert + Tobin
Level 37, 2 Park Street
SYDNEY NSW 2000

Dear Mr Snow

Virgin Blue Group and Delta Air Lines Inc – applications for authorisation A91151 & A91152 – request for material to be excluded from the public register

I refer to the above applications for authorisation lodged with the Australian Competition and Consumer Commission (ACCC) on 9 July 2009.

I have considered your request that parts of the applications' supporting submission be excluded from the ACCC's public register.

As you are aware, the ACCC is generally required under section 89 of the *Trade Practices Act 1974* (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 parts of the supporting submission will not be placed on the public register.

A copy of this letter has been placed on the ACCC's public register.

I note that you also provided a public version of your clients' submission. This version, in the form it was provided to the ACCC on 10 July 2009, will be placed on the public register.

Should you have any queries in relation to this matter, please do not hesitate to contact Darrell Channing on (02) 6243 4925, Jackson Mallory on (02) 6243 1061 or Clare McGinness on (02) 6243 1049.

Yours sincerely

A handwritten signature in black ink, appearing to be 'R. Chadwick', written on a light-colored background.

Richard Chadwick
General Manager
Adjudication Branch