



**Australian
Competition &
Consumer
Commission**

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Our Ref: C2010/39
Contact Officer: Clare McGinness
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19 February 2010

Ms Margaret Brown
Minter Ellison Lawyers
1 Eagle Street
BRISBANE QLD 4000

Dear Ms Brown

**Authorisation A91205-A91207 submitted by Rio Tinto Aluminium Limited and ors –
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 (the ACCC) on 24 December 2009, and subsequent communication.

I have considered your request that parts of the submission in support of the applications for authorisation 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 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 clients' submission. This version will be placed on the public register in the form it was provided to the ACCC on 20 January 2010.

Should you have any queries in relation to this matter, please do not hesitate to contact Clare McGinness on (02) 6243 1049.

Yours sincerely

A handwritten signature in black ink, appearing to be 'R Chadwick', with a horizontal line extending to the right.

Dr Richard Chadwick
General Manager
Adjudication Branch