



Australian
Competition &
Consumer
Commission

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Our Ref: C2010/452
Contact Officer: Clare McGinness
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10 November 2010

Mr Luke Woodward
Partner
Gilbert + Tobin
GPO Box 3810
SYDNEY NSW 2001

sent via e-mail: lklamka@gtlaw.com.au

Dear Mr Woodward

**Authorisation Applications A91227 & A91228 submitted by Virgin Blue Airlines Pty Ltd
& Ors – request for material to be excluded from the public register**

I refer to your submission regarding the above application for authorisation lodged with the Australian Competition and Consumer Commission (the ACCC) on 6 May 2010.

I have considered your request that the submission you provided on 29 October 2010 in respect of a peer review of InterVISTAS' QSI analysis conducted by Seabury APG Airline Planning 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.

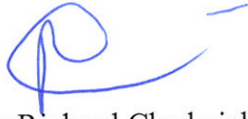
As a person authorised to make a decision for and on behalf of the ACCC in relation to such a request, I advise that the submission and attached analysis will not be placed on the public register.

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

I note that on 8 November 2010 you provided a public version of the submission and Seabury's review. This version will be 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 Clare McGinness on 02 6243 1049.

Yours sincerely

A handwritten signature in blue ink, appearing to be 'Richard Chadwick', with a long horizontal flourish extending to the right.

Dr Richard Chadwick
General Manager
Adjudication Branch