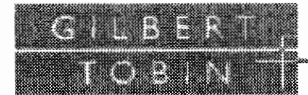


Partner Luke Woodward  
Contact Louise Klamka  
T +61 2 9263 4371  
lklamka@gtlaw.com.au  
Our ref LXW:LXK: 1010633



LAWYERS

21 July 2011

**By email**

Richard Chadwick  
General Manager, Adjudication  
Australian Competition and Consumer Commission  
23 Marcus Clarke Street  
Canberra ACT 2601

Gilbert + Tobin

2 Park Street  
Sydney NSW 2000  
Australia

GPO Box 3810  
Sydney NSW 2001

T +61 2 9263 4000  
F +61 2 9263 4111

DX 10348 SSE

[www.gtlaw.com.au](http://www.gtlaw.com.au)

Copies to: Darrell Channing, Clare McGinness, Imogen Hartcher-O'Brien

Public register version - Restriction of publication claimed in relation to part

Dear Dr Chadwick,

**Virgin Australia and Singapore Airlines – Applications for Authorisation**

We refer to the submission provided on 20 June 2011 in support of the applications by Virgin Australia and Singapore Airlines for authorisation of their proposed Alliance.

In that submission it was noted that Singapore Airlines has a 32.84% interest in Tiger Airways. It was also noted that Singapore Airlines has no management control over Tiger Airways.<sup>1</sup>

The purpose of this letter is to inform the ACCC of changes in Tiger Airways' management since 20 June 2011, in particular the appointment of Mr Chin Yau Seng as an Executive Director of Tiger Airways.

As the ACCC is aware, on 1 July 2011 the Civil Aviation Safety Authority (CASA) suspended Tiger Airways Australia's authorisation to operate services in Australia Subject to the outcome of proceedings in the Federal Court, Tiger Airways Australia's operations have been further suspended until 31 July 2011.

Following CASA's action, Tiger Airways has put in place changes to its executive management team.

On 3 July 2011, Tiger Airways announced that Mr Chin Yau Seng would be appointed as Executive Director of Tiger Airways Holdings Limited.<sup>2</sup> Prior to this appointment, Mr Chin was the Divisional Vice President Cabin Crew Operations at Singapore Airlines. Prior to that, he was Chief Executive, Silkair and occupied a range of management positions within Singapore Airlines.

<sup>1</sup> *Proposed Alliance between Virgin Australia Group and Singapore Airlines; Confidential submission in support of Applications for authorisation*, 20 June 2011, p 10.

<sup>2</sup> Tiger Airways Holdings Limited, Company Statement, 3 July 2011, [http://www.sqx.com/wps/portal/marketplace/mp-en/listed\\_companies\\_info](http://www.sqx.com/wps/portal/marketplace/mp-en/listed_companies_info)

On 6 July 2011, Tiger Airways announced that Crawford Rix would be replaced by Tony Davis as CEO of Tiger Airways Australia, effective 31 July 2011. Tony Davis is the Group President of Tiger Airways and CEO of Tiger Airways Australia's parent company, Tiger Airways Holdings Ltd.<sup>3</sup>

In a release to the Singapore Stock Exchange, the Board of Tiger Airways has said that the company had taken the following steps to "work with CASA to fully address their concerns":

*With immediate effect, the Board has directed Mr. Tony Davis, Group President and Chief Executive Officer of the Company, to focus on assisting Tiger Airways Australia to resume operations as soon as possible.*

*The Board has appointed Mr. Chin Yau Seng as an additional Executive Director with effect from 4 July 2011. Mr. Chin will work with Mr. Davis in providing oversight of the rest of the Company's interests.<sup>4</sup>*

On 6 July 2011, Mr Chin, Executive Director of Tiger Airways Holdings Limited, was also appointed as Acting Chief Executive Officer of Tiger Airways Holdings Limited.<sup>5</sup>

[Restriction of publication claimed]


**EXCLUDED FROM  
PUBLIC REGISTER**

Singapore Airlines cannot direct or influence Mr Chin, or any other executive of Tiger Airways. Therefore, despite these changes in Tiger Airways' management, Singapore Airlines continues to have no management control over Tiger Airways.

Please contact us if you would like to discuss this letter or require further information from the Applicants.

Yours faithfully

**Gilbert + Tobin**



**Luke Woodward**  
Partner  
T +61 2 9263 4014  
lwoodward@gtlaw.com.au

**Louise Klamka**  
Lawyer  
T +61 2 9263 4371  
lklamka@gtlaw.com.au

<sup>3</sup> Tiger Airways Holdings Limited, Company Statement, 6 July 2011, [http://www.sqx.com/wps/portal/marketplace/mp-en/listed\\_companies\\_info](http://www.sqx.com/wps/portal/marketplace/mp-en/listed_companies_info)

<sup>4</sup> Tiger Airways Holdings Limited, Company Statement, Company Statement regarding Tiger Airways Australia and actions taken by the Board, 3 July 2011, [http://www.sqx.com/wps/portal/marketplace/mp-en/listed\\_companies\\_info](http://www.sqx.com/wps/portal/marketplace/mp-en/listed_companies_info)

<sup>5</sup> Tiger Airways Holdings Limited, Company Statement, 6 July 2011, [http://www.sqx.com/wps/portal/marketplace/mp-en/listed\\_companies\\_info](http://www.sqx.com/wps/portal/marketplace/mp-en/listed_companies_info)