Our Ref: A91271-A91273
Contact Officer: Susan Philp
                 Luke Griffin
Contact Phone: 02 6243 1347
                 02 6243 1114

15 November 2011

Ms Caroline Lovell
Principal, Regulatory Affairs
NBN Co Limited

By email: CarolineLovell@nbnco.com.au

Dear Ms Lovell

Re: Authorisation A91271-A91273 submitted by NBN Co Limited – request for material to be excluded from the public register

I refer to your 21 October 2011 response to the ACCC's request for further information regarding the above applications for authorisation lodged with the Australian Competition and Consumer Commission (the ACCC) on 29 August 2011.

I have considered your request that part of the document be excluded from the ACCC's public register.

As you are aware, the ACCC is generally required under section 89 of the *Competition and Consumer Act 2010* (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/part 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 part 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 a redacted version of NBN Co's response will be placed on the public register.

Should you have any queries in relation to this matter, please do not hesitate to contact Susan Philp (02 6243 1347) or Luke Griffin (02 6243 1114).

Yours sincerely

David Hatfield
Acting General Manager
Adjudication Branch