



Australian
Competition &
Consumer
Commission

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Our Ref: 48419 and 48420
Contact Officer: Imogen Hartcher-O'Brien
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Louise Klamka
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By email: LWoodward@gtlaw.com.au; LKlamka@gtlaw.com.au

Dear Mr Woodward and Ms Klamka

**Third line forcing notifications N95761-N95764 and N95765-N95768 lodged by
Virgin Australia Airlines Pty Ltd & Others**

I refer to the above third line forcing notifications lodged with the Australian Competition and Consumer Commission (the ACCC) on 19 March 2012. The notifications have been placed on the ACCC's public register.

N95761- N95764

Virgin Australia Airlines Pty Ltd (VAH) will provide eligible passengers the opportunity to enter the Virgin Australia Lounge, and/or airport lounges of alliance partners (together the Lounge) on condition that they acquire air passenger transport services from Virgin Australia International Airlines Pty Ltd; Pacific Blue Airlines (NZ) Limited; and Pacific Blue Airlines (Aust) Pty Ltd (together, VAIH).

VAIH will provide eligible passengers the opportunity to enter the Lounge on condition that they acquire air passenger transport services from VAH.

N95765- N95768

VAH and the companies comprising VAIH may offer from time to time a discount on air passenger transport services on condition that the passenger also obtains travel related products offered for supply by one of Virgin Australia's Preferred Suppliers.

Legal immunity conferred by the notifications commenced on 2 April 2012.

On the basis of the information that you have provided, it is not intended that further action be taken in this matter at this stage.

As with any notification, please note that the ACCC may act to remove the immunity afforded by the notification at a later stage if it is satisfied that the likely benefit to the public from the conduct will not outweigh the likely detriment to the public from the conduct.

This assessment has been made on the basis that the notifying parties will disclose all relevant terms and conditions to prospective customers.

A copy of this letter has been placed on the ACCC's public register. If you wish to discuss any aspect of this matter, please do not hesitate to contact Imogen Hartcher-O'Brien on (02) 6243 1049.

Yours sincerely



Dr Richard Chadwick
General Manager
Adjudication Branch