



Australian
Competition &
Consumer
Commission

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May 2012

Mr Stephen Corones
Consultant
DLA Piper
PO Box 7804
Waterfront Place QLD 4001

By email: stephen.corones@dlapiper.com

Dear Mr Corones

**Authorisation applications submitted by Etihad Airways and Air Berlin –
request for material to be excluded from the public register**

I refer to your clients' applications for authorisation lodged with the Australian Competition and Consumer Commission (the ACCC) on 26 April 2012.

I have considered your clients' request that parts of the submission in support and confidential annexures to the submission 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 applications 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.

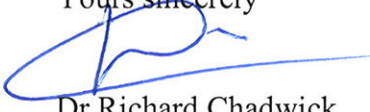
As a person authorised to make a decision for and on behalf of the ACCC in relation to such a request, I advise that the relevant parts of your clients' submission including the confidential annexures will not be placed on the public register.

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.

Should you have any queries in relation to this matter, please do not hesitate to contact Imogen Hartcher-O'Brien on (02) 6243 1049 or Mark Basile on (03) 9290 1855.

Yours sincerely

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

Dr Richard Chadwick
General Manager
Adjudication Branch