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Our ref: SGC02:0519828

17 May 2012

Dr Richard Chadwick  
General Manager, Adjudication Branch  
Australian Competition & Consumer Commission  
23 Marcus Clarke Street  
CANBERRA ACT 2601

cc:

Mark Basile  
Adjudication Branch  
Australian Competition & Consumer Commission  
Level 35, 360 Elizabeth Street  
MELBOURNE 3000  
By email [Mark.Basile@acc.gov.au](mailto:Mark.Basile@acc.gov.au)

Dear Dr Chadwick

**RE: ETIHAD AND AIR BERLIN APPLICATIONS FOR AUTHORISATION  
A91307 & A91308 - REQUEST FOR INTERIM AUTHORISATION**

Thank you for your email dated 16 May 2012 attaching a copy of the Commission's interim authorisation decision.

We are writing to seek clarification from you as to the precise scope of the interim authorisation. The application Form B seeks authorisation for the Alliance Activities as defined in section 1 of the Submission (see page 4). The Alliance Activities are:

- Pricing Scheduling and Marketing Activities;
- Co-operative Activities; and
- Future Initiatives.

The Commission's interim authorisation determination refers to 'joint pricing, joint route and schedule coordination and joint marketing, distribution and sales representation as well as a range of other cooperative arrangements' (see page 1 of the Reasons). It does not expressly refer to the Future Initiatives, although the Commission

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may have intended that the 'Future Initiatives' be included in the phrase 'a range of other cooperative arrangements'.

Would you kindly confirm that the Future Initiatives referred to on page 2 of the Submission will also benefit from the Commission's interim authorisation?

Yours sincerely

A handwritten signature in cursive script that reads "Stephen Corones".

**Stephen Corones**

Consultant

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