



**Australian  
Competition &  
Consumer  
Commission**

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3 September 2013

Dear Sir/Madam

**Virgin Australia & Air New Zealand applications for authorisation A91362 & A91363 – Final determination**

The Australian Competition and Consumer Commission (the ACCC) has issued a determination in respect of the application for authorisation lodged by Virgin Australia Airlines & Air New Zealand Limited on 8 March 2013.

Virgin Australia and Air New Zealand sought authorisation to maintain and to continue to give effect to the Australasian Airline Alliance Agreement (Alliance Agreement), an associated Code Share Agreement and related agreements which are contemplated by the Alliance Agreement. The applicants sought unconditional re-authorisation for a period of five years.

A copy of the ACCC's determination is attached, including a summary of its reasons. For the reasons set out in its determination, the ACCC has decided to grant conditional authorisation until 31 October 2018. The ACCC's assessment is set out in the evaluation section of its determination.

**Application for review**

Pursuant to section 101 of the *Competition and Consumer Act 2010*, a person dissatisfied with this determination may apply to the Australian Competition Tribunal for its review. An application for review must be made within 21 days of the date of this determination; that is, on or before 24 September 2013. If no application to review is lodged by this date, the ACCC's determination will come into force on 1 January 2014.

An application for review of the ACCC's determination should be lodged directly with the Australian Competition Tribunal. The Australian Competition Tribunal is a separate body from the ACCC and is located within the Federal Court of Australia.

For further information about the process involved in reviewing decisions in the Australian Competition Tribunal please refer to the tribunal's website located at <http://www.competitiontribunal.gov.au/>.

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 Anna Giannakos on (03) 9290 6920.

Yours sincerely

A handwritten signature in blue ink, consisting of a stylized initial 'R' followed by a long horizontal line.

Dr Richard Chadwick  
General Manager  
Adjudication Branch

**Virgin Australia & Air New Zealand - Authorisations - A91362 & A91363 – interested party consultation – Final determination**

Christchurch International Airport  
Department of Infrastructure and Transport  
Dunedin International Airport  
Emirates  
K.I.S.S. Travel International  
Key Wellington Stakeholders  
New Zealand Ministry of Transport  
Qantas Airways  
Queenstown Airport Corporation Limited  
Rotorua International Airport