



**Australian  
Competition &  
Consumer  
Commission**

Our Ref: N96512  
Contact Officer: Tanya Hobbs  
Contact Number: 02 6243 1029

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2 April 2013

Ms Jocelyn Saint-Fryar  
Corporate Counsel  
Subway Systems Australia Pty Ltd  
PO Box 313  
Fortitude Valley QLD 4006

**By email:** [saintfryar\\_j@subway.com](mailto:saintfryar_j@subway.com)

Dear Ms Saint-Fryar

**Third line forcing notification N96512 lodged by Subway Systems Australia Pty Ltd  
request for material to be excluded from the public register**

I refer to your submission dated 22 February 2013 regarding the above third line forcing notification lodged with the Australian Competition and Consumer Commission (the ACCC) on 24 December 2012.

I have considered Subway Systems Australia Pty Ltd's request that portions of the submission and Annexure A 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 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.

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 documents 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 Tanya Hobbs on 02 6243 1029.

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