



Australian
Competition &
Consumer
Commission

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13 May 2014

Mr Simon Muys
Partner
Gilbert + Tobin Lawyers

By email: smuys@gtlaw.com.au
Cc: ccoorey@gtlaw.com.au

Dear Mr Muys

**Authorisations A91410-91411 submitted by Rio Tinto & Ors –
request for material to be excluded from the public register**

I refer to your submission dated 7 May 2014 regarding the above application for authorisation lodged with the Australian Competition and Consumer Commission (the ACCC) on 25 February 2014.

I have considered your clients' request that certain documents and information submitted in support of their applications for authorisation 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 or part 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 and information 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' 7 May 2014 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 Hannah Ransom on (02) 6243 1255.

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