

Our Ref: 58675
Contact Officer: John Rouw
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**Australian
Competition &
Consumer
Commission**

11 November 2015

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Dear Ms Finlayson

**Rio Tinto Aluminium Ltd and others – application for minor variation of authorisations
A91205 to A91207 – material to be excluded from the public register**

I refer to the application mentioned above, which we received on 5 November 2015. I have considered the applicants' request that the 'confidential' version of their supporting submission and the copies of the Operation and Maintenance Agreement supplied to us be excluded from the ACCC's public register.

I note that you also provided a 'non-confidential' version of your clients' submission.

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, as requested, the 'confidential' version of the submission and the copies of the agreement will not be placed on the public register.

The 'non-confidential' version of the submission and this letter will be placed on the public register.

Should you have any questions, please contact John Rouw on (03) 9290 1402.

Yours sincerely

A handwritten signature in blue ink, appearing to be 'Richard Chadwick'.

Dr Richard Chadwick
General Manager
Adjudication