



Our ref: AA1000540
Contact officer: Gavin Jones
Contact phone: 03 9290 1475

2 June 2021

Ms Michele Laidlaw
Head of Legal – Group Legal
Qantas Airways Limited

Mr Shinya Kagamiyama
Head of Legal Affairs, General Counsel
Japan Airlines Co. Ltd.

Dear Ms Laidlaw and Mr Kagamiyama

Qantas & Japan Airlines applications for authorisation AA1000540 – request for extension to be granted under section 90(10A)

I refer to the Australian Competition and Consumer Commission's (the ACCC) draft determination in relation to application AA1000540, released on 6 May 2021.

Qantas and Japan Airlines have advised that they wish to engage further with the ACCC about the application, including providing further information, and indicated that the Applicants would be agreeable to extending the relevant period for consideration of the application for authorisation.

The *Competition and Consumer Act 2010* (the Act) provides that if the ACCC does not determine an application for authorisation within the relevant period – being 6 months beginning on the day the ACCC received the application - then it is taken to have granted the application at the end of that period. The relevant period for this application ends on 17 June 2021.

Section 90(10A) of the Act provides that the relevant period may be extended where:

- the ACCC has prepared a draft determination under subsection 90A(1) in relation to the application
- the ACCC determines in writing that the period is extended by a specified period of not more than six months, and
- the applicant agrees to the period being so extended.

The purpose of this letter is to advise the Applicants that in accordance with subsection 90(10A)(b) of the Act the ACCC has determined that the relevant period has been extended until 17 September 2021 and to seek your agreement that the relevant period is so extended.

The ACCC considers that an extension is appropriate to provide sufficient time for the Applicants to provide further information to the ACCC and for the ACCC to consider that information.

Please respond to this request by 5pm, 4 June 2021.

A copy of this letter will be placed on the ACCC's public register.

If you wish to discuss this matter please contact me on 02 9102 4092, sheridan.dekruiff@acc.gov.au or Gavin Jones on 03 9290 1475, gavin.jones@acc.gov.au.

Yours sincerely

A handwritten signature in blue ink, appearing to read 'S. de Kruiff', with a stylized flourish at the end.

Sheridan de Kruiff
Joint General Manager (A/g)
Competition Exemptions