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22 June 2023

By email

Dear Interested Party

Qantas and Emirates application for revocation of authorisation AA1000400 and substitution of new authorisation AA1000625 – draft determination

The Australian Competition and Consumer Commission (the **ACCC**) has issued a draft determination in respect of the application for revocation and substitution of authorisation (re-authorisation) lodged by Qantas Airways Limited and Emirates (together, the **Applicants**) on 7 November 2022.

For the reasons set out in its draft determination, the ACCC proposes to grant authorisation with a condition to enable the Applicants and their related bodies corporate to continue to coordinate their operations by giving effect to a Restated Master Coordination Agreement for a further 5 years until 2028. The proposed condition requires the Applicants to provide data relating to their operations on the Sydney-Christchurch route on a 6-monthly basis during the term of the proposed authorisation.

A copy of the ACCC's draft determination is attached and also available on the ACCC's authorisations [public register](#).

Making a submission

If you wish to make a submission in response to the ACCC's draft determination, please lodge your submission by **12 July 2023**. Submissions should be emailed to exemptions@acc.gov.au with the subject 'AA1000625 – Qantas and Emirates – submission'. If you prefer to make an oral submission, please contact Jack Foley via the details at the end of this letter.

The ACCC will consider any submissions it receives, including any oral submissions made at a pre-decision conference (should one be called - see below), and will then release a final determination in relation to this application.

Submissions will be placed on the ACCC's public register subject to any request for exclusion. Please see the ACCC's publication [Guidelines for excluding information from the public register](#).

Optional pre-decision conference

In some cases, the applicant or an interested party requests that the ACCC convene a pre-decision conference in relation to its draft determination. If a conference is called it will be open to the Applicants and interested parties to attend and make oral submissions in relation to the draft determination. Conferences are conducted informally and while legal or professional advisers are able to attend, they are not entitled to participate in the discussion.

If you wish the ACCC to hold a pre-decision conference in relation to the draft determination you must notify the ACCC in writing by **6 July 2023** by email to exemptions@acc.gov.au.

Timetable

The ACCC will continue to progress its assessment of the application in a timely manner. An updated indicative timetable is set out below for your information.

Indicative date	Stage in assessment process
7 November 2022	Lodgement of application and supporting submission.
5 December 2022	Public consultation process begins.
25 January 2023	Closing date for submissions from interested parties.
February 2023	Applicant responds to issues raised in the public consultation process.
23 March 2023	Interim authorisation.
22 June 2023	Draft determination.
June-July 2023	Public consultation on draft determination including any conference if called.
August 2023	Final determination.

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 Jack Foley on (07) 3811 9294 or by email at exemptions@acc.gov.au.

Yours sincerely



Tony Hilton
Director
Competition Exemptions