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**by email**

26 October 2006

John Macilree  
Principal Adviser, Air Services Team  
Ministry of Transport  
PO Box 3175  
Wellington

**REQUEST FOR PARTICULARS ON CODE SHARE PROCESS**

- 1 We refer to our requests of 25 August and 12 September for further particulars on the final intended process as to how a decision will be reached on Air New Zealand and Qantas's code share application.
- 2 While we received a response to one of those requests informing us that the Ministry had not yet formed its final views on procedural issues, guidance on the final process remains outstanding.
- 3 We further refer to our attempt to contact you on 24 October to procure a reply to our earlier urgent request that the contents of paragraph 16 of Air New Zealand and Qantas' response to the counterfactual be released to us. Your failure to respond to that request obliged us to complain yesterday to the Ombudsmen.

- 4 Having regard to today's media reports that a decision on the proposed code share is imminent, we ask that you confirm, as a matter of urgency, who is deciding the final process and what that process in fact will involve.

Yours faithfully

Grant David  
Partner