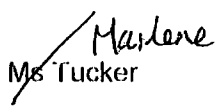


15 May 2013

[www.virginaustralia.com](http://www.virginaustralia.com)

Ms Marlene Tucker  
Executive Director  
International Air Services Commission  
PO Box 630  
CANBERRA ACT 2601

  
Dear Ms Tucker

**Application for Variation to Determination [2009] IASC 133 -- Thailand route**

Virgin Australia Airlines (SE Asia) Pty Ltd (Virgin Australia) intends to extend its commercial cooperation with Air Berlin to encompass code share services on flights operated by Virgin Australia between Perth and Phuket (vv).

**Variation sought**

We request a variation to Determination [2009] IASC 133 held by Virgin Australia, as varied by Decisions [2011] IASC 205 and [2013] IASC 201, to permit the utilisation of capacity for code share services with Air Berlin on the Thailand route.

The confidential code share agreement between Virgin Australia and Air Berlin is currently under preparation and a signed copy will be provided to your office before the proposed code share services are implemented.

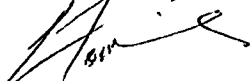
**IASC Act and Minister's Policy Statement considerations**

We request that the Commission consider this application against the general criteria for assessing the benefit to the public in Paragraph 4 of the Minister's Policy Statement.

The Paragraph 4 criteria provide that the use of entitlements by an Australian carrier under a bilateral air services agreement is of benefit to the public, provided that the carrier is reasonably capable of obtaining the necessary approvals and implementing the proposal.

Should you require any further information, please do not hesitate to contact me on (02) 8093 7114.

Yours sincerely



Lee-Anne Tomkins  
Manager, Government and International Relations