

29 March 2006

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Dear Arek

FOXTEL Digital Set Top Unit Special Access Undertaking

We enclose a supplementary submission of FOXTEL Management Pty Ltd and FOXTEL Cable Television Pty Ltd (**FOXTEL**) (and accompanying attachments) in support of their special access undertaking. With the copy of this letter sent via email, we provide the documents electronically by way of a ZIP file containing each of the documents comprising the submission and attachments in PDF format and, where possible, Microsoft Word format. The Microsoft Word versions are provided for the internal use of the Commission only and we request that they not be provided to third parties or made available on the Commission's website.

FOXTEL does not claim confidentiality over any part of the submission itself. However, FOXTEL does claim confidentiality over two attachments to the submission:

- **Attachment 3** is being finalised by FOXTEL and will be sent separately to the Commission later this week. The attachment refers to an unannounced business strategy. FOXTEL wishes this attachment to be restricted to the Commission only and not made available to third parties, or their legal advisers or experts, until after the business strategy is announced. FOXTEL anticipates that the attachment will be able to be made publicly available in May 2006, but will write to the Commission to confirm this closer to that time.
- **Attachment 4** contains confidential information about FOXTEL's subscriber acquisition costs. FOXTEL wishes this attachment to be restricted to the Commission and to legal representatives of Seven Network Limited, Network Ten Holdings Limited and Two Way TV Australia Limited who have provided confidentiality undertakings in favour of FOXTEL on the basis that access to the document will be on the terms of the confidentiality undertaking.

Yours sincerely



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