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D01/40210

**Australian Competition & Consumer Commis:**

Dickson ACT 2602
470 Northbourne Ave
Dickson ACT 2602
Australia

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Our Ref: C2001/1132
Contact Officer: Jewel Gilbert
Contact Phone: 02 6243 1225

4 September 2001

Mr Aaron Evans
Legal Counsel & Assistant Company Secretary
Zurich Financial Services Australia Limited
PO Box 677
North Sydney NSW 2059

Dear Mr Evans,

**Notification of Third Line Forcing – McMillan Shakespeare Australia Pty Limited
N31119**

I refer to the above third line forcing notification lodged by McMillan Shakespeare Australia Pty Limited on 14 August 2001 with the Australian Competition and Consumer Commission (the Commission). This notification has been placed on the Commission's public register. Legal immunity afforded by the notification came into force on 28 August 2001.

The notification relates to a proposed scheme in which McMillan Shakespeare will provide a service to its clients' employees allowing them to purchase goods and services directly from the employees' salary packaged funds. The purchase is completed with the use of a 'Salary Packaging VISA Card' issued by the National Australia Bank.

On the basis of the information that you have provided, I have decided not to make inquiries at this time concerning the notified conduct.

Please note that the Commission may act to remove the immunity afforded by this notification at a later stage if it is satisfied that the likely benefit to the public from the conduct will not outweigh the likely detriment to the public from the conduct.



If you wish to discuss any aspect of this matter, please do not hesitate to contact Jewel Gilbert on (02) 6243 1225.

Yours sincerely



Tim Grimwade
General Manager
Adjudication Branch.