



**Australian
Competition &
Consumer
Commission**

Our Ref: C2004/1673
Contact Officer: Amanda Dadd
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08 November 2004

Ms Josephine Johnston
Senior Legal Counsel
FOXTEL Management Pty Limited
Wharf 8
PYRMONT NSW 2009

Dear Ms Johnston

**Third line forcing notification lodged by
FOXTEL Management Pty Limited (N91553)**

I refer to the above third line forcing notification lodged by FOXTEL Management Pty Limited (FOXTEL) with the Australian Competition and Consumer Commission (the ACCC) on 27 October 2004.

This notification details a promotion running between 1 November 2004 and 31 December 2004 whereby ANZ credit card holders (ANZ First Visa, ANZ Bankcard, ANZ Frequent Flyer Visa, Telstra Visa and ANZ MasterCard) who are not current FOXTEL Digital customers are offered a free standard metro FOXTEL Digital installation on the basis of a 24 month Residential contract with Direct Debit on condition they pay the ongoing subscription with their ANZ credit card. Legal immunity provided by the notification will come into force on 10 November 2004.

Please note that notifications do not provide immunity for past conduct and the notification lodged does not provide immunity for any conduct which occurred prior to 10 November 2004.

On the basis of the information that you have provided, it is not intended that further action be taken in this matter at this stage.



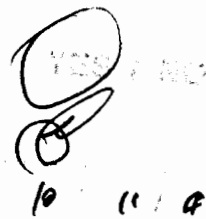
As with any notification, please note that the ACCC may act to remove the immunity afforded by this notification at a later stage if it is satisfied that the likely benefit to the public from the conduct will not outweigh the likely detriment to the public from the conduct.

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 Amanda Dadd on 6243 1391.

Yours sincerely



Tim Grimwade
General Manager
Adjudication Branch



10/11/08