

# Freehills

320

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MLC Centre, Martin Place,  
Sydney NSW 2000 Australia  
DX 361 Sydney

Telephone +61 2 9225 5000 (switch)  
+61 2 9225 5606 (fax operator)  
Facsimile +61 2 9322 4000

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**From** Desmond Sweeney  
Phone +61 2 9225 5895

**To** Tim Grimwade  
General Manager - Adjudication  
Branch  
Australian Competition and  
Consumer Commission  
Fax 02 6243 1199

**Copy to** Ken Wallis  
Director  
Australian Competition and  
Consumer Commission  
Fax 03 9663 3699

**Pages** 2

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24 February 2004

Our ref DS AM 34B  
Matter no 80383853  
Doc no Sydney004588701

Dear Sirs

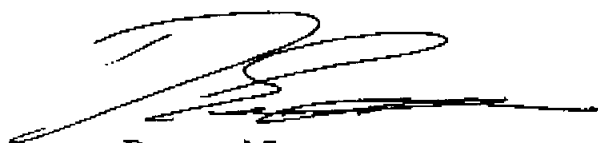
**Telstra Corporation Limited and Telstra Pay TV Pty Limited –  
notifications to resell and promote subscription television services  
and related services together with telephony and other  
telecommunications services**

We refer to the letter from Mallesons to the Commission dated 11 February 2004 enclosing exclusive dealing notifications by Telstra Pay TV (number N31277) and Telstra Corporation Limited (number N31278) (the **Telstra Notification Applications**).

Seven Network and C7 Pty Limited submit that the Commission should issue a notice pursuant to section 93(3A) of the *Trade Practices Act 1974 (Cth)* in relation to the Telstra Notification Applications on the basis that the likely benefit to the public from the proposed conduct will not outweigh the likely detriment to the public from the proposed conduct.

Seven Network and C7 Pty Limited refer to and rely upon their prior submissions to the Commission dated 16 October 2002 (in relation to Telstra notification applications N31170 and N31171) and 11 July 2003 (in relation to Telstra notification applications N31232 and N 31233).

Yours faithfully  
Freehills

A handwritten signature in black ink, appearing to read 'Desmond Sweeney', with a long horizontal flourish extending to the right.

**Desmond Sweeney**  
Partner