



**Australian  
Competition &  
Consumer  
Commission**

Our Ref: C2004/1963  
Contact Officer: Gavin Jones  
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16 January 2005

Mr David Wenck  
Partner  
Blake Dawson Waldron  
PO Box 7074  
Riverside Centre  
BRISBANE QLD 4001

Dear Mr Wenck

**Third line forcing notification lodged by  
Telstra Corporation Limited (N50156)**

I refer to the above third line forcing notification lodged with the Australian Competition and Consumer Commission (the Commission) on 20 December 2004. The notification has been placed on the Commission's public register.

Telstra has described the conduct as follows:

Until 30 June 2005, Telstra proposes to offer to existing and new members of the Microsoft Gaming Services a credit of \$129 on their first or second BigPond Broadband bill when that member accepts Telstra's BigPond ADSL and Cable terms and conditions and enters into a 24 month contract to acquire any BigPond ADSL or Cable plan or service (other than non-qualifying services notified by Telstra) (**Offer**). The Offer is available to any person who registers as a member of [xbox.com.au](http://xbox.com.au) during the period 20 November 2004 to 30 June 2005 (**Offer Period**) and who successfully applies to Telstra for a BigPond broadband service before 31 October 2005.

Legal immunity conferred by the notification commenced on 3 January 2005.

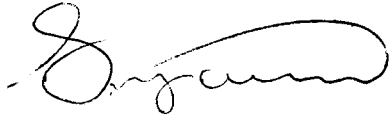
On the basis of the information provided, it is not intended that further action be taken in this matter at this stage.



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.

This letter has been placed on the Commission's public register. If you wish to discuss any aspect of this matter, please do not hesitate to contact Gavin Jones on (03) 9290 1959 or Shane Adams on (02) 9230 9194.

Yours sincerely

A handwritten signature in black ink, appearing to read 'S. Gregson', with a large, sweeping flourish extending to the right.

Scott Gregson  
A/g General Manager  
Adjudication Branch