



Australian
Competition &
Consumer
Commission

Our Ref: N31486
Contact Officer: Gavin Jones
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8 December 2005

Mr Patrick Gay
Senior Associate
Freehills
GPO Box 4227
SYDNEY NSW 2001

Dear Mr Gay

**Third line forcing notification lodged by
Vodafone Pty Limited (N31486)**

I refer to the above third line forcing notification lodged with the Australian Competition and Consumer Commission (the ACCC) on 25 November 2005. The notification has been placed on the Commission's public register.

Vodafone has described the conduct as follows:

Vodafone will from time to time offer consumers a rebate in respect of certain mobile telecommunications goods (e.g. handsets) (**Promotional Goods**) on condition that the consumers:

- (a) enter into or renew, a service contract with Vodafone in respect of the provision of mobile telecommunication services (**Vodafone Account**); and
- (b) acquire the Promotional Goods from Participating Vodafone Dealers.

The rebate will be given by Participating Vodafone Dealers on behalf of Vodafone. Vodafone will subsequently reimburse those dealers.

Legal immunity conferred by the notification will commence on 9 December 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 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 Gavin Jones on (03) 9290 1959.

Yours sincerely

A handwritten signature in black ink, appearing to read 'Scott Gregson', with a large, sweeping loop at the end.

Scott Gregson
General Manager
Adjudication Branch