



**Australian  
Competition &  
Consumer  
Commission**

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Our Ref: C2005/1927  
Contact Officer: Kelvin Binning  
Contact Number: (02) 6243 1351

10 January 2006

Mr Damon Stroud  
Saville Australia  
Saville House  
249 Adelaide Terrace  
Perth WA 6000

By facsimile: (08) 9421 9900

Dear Mr Stroud

**Third line forcing notification No. N92193 lodged by Saville Australia Pty Ltd on behalf of Mr James Allan Fraser**

I refer to the above third line forcing notification lodged with the Australian Competition and Consumer Commission (the ACCC) on 29 November 2005. The notification has been placed on the ACCC's public register.

You have described the conduct as follows:

The vendor(s) will require purchasers of allotments in a proposed residential development scheme to also enter into separate contracts for the development of the allotments by a specified builder.

I understand that the proposed residential development is located at 9-11 Edgehill Street, Scarborough, Western Australia. While the relevant form G described the notifying party as Saville Australia Pty Ltd, you have since advised that the notification was lodged on behalf of Mr James Allan Fraser. We have adjusted our records accordingly.

Legal immunity conferred by the notification came into force on 14 December 2005.

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 Kelvin Binning on (02) 6243 1351.

Yours sincerely

Scott Gregson  
General Manager  
Adjudication Branch