



**Australian
Competition &
Consumer
Commission**

Our Ref: N92488
Contact Officer: Shannon Bona
Contact Number: 03 9290 1479

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6 July 2006

Anne-Marie Allgrove
Partner
Baker McKenzie
PO Box R126
ROYAL EXCHANGE NSW 1223

Dear Ms Allgrove

**Third line forcing notification N92488 lodged by
MasterCard Asia/Pacific (Australia) Pty Ltd (MasterCard)**

I refer to our telephone conversation on 5 July 2006 regarding the above third line forcing notification lodged with the Australian Competition and Consumer Commission (the ACCC) on 10 May 2006. I apologise for the delay in responding.

MasterCard described the conduct as follows:

MasterCard proposes to run a trade promotion jointly with DFS Australia Pty Ltd (DFS) with the offer to supply benefits and privileges to a consumer on the condition that the consumer uses a MasterCard credit card to purchase goods from DFS.

I confirm that legal immunity conferred on MasterCard for its involvement in the notified conduct commenced on 24 May 2006.

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.

The notification has been placed on the ACCC's public register. Further to your request, as a person authorised by the Commission, I confirm that the information contained in items 3(b)(i) and 3(b)(ii) of the Notification Form G will be excluded from the public register.

As with any notification, the ACCC may act to remove the immunity afforded by the 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.



A copy of this letter has been placed on the ACCC's public register. If you wish to discuss any aspect of this matter, please contact Shannon Bona on 03 9290 1479.

Yours, sincerely

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

Scott Gregson
General Manager
Adjudication Branch