



**Australian  
Competition &  
Consumer  
Commission**

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Our Ref: N40999/N41000  
Contact Officer: Shannon Bona  
Contact Phone: 03 9290 1479

3 August 2006

Mr Bill Nicholas  
PO Box 401  
NORTH MELBOURNE VIC 3051

Dear Mr Nicholas

**Third line forcing Notifications:  
N40999 lodged by Its My Super Pty Ltd  
N41000 lodged by Online Shares Pty Ltd**

I refer to the above Form G notifications lodged by Its My Super (N40999) and Online Shares (N41000) on 28 July 2006.

As you may be aware, the ACCC assesses exclusive dealing notifications by applying a public interest test. Immunity may be granted where the public benefit from the anti-competitive conduct outweighs any public detriment. To assist the ACCC in considering a notification, it is important to clearly identify the notified conduct and to set out the public benefits likely to arise from the conduct.

In respect of the above notifications, could you please clarify the following matters:

- i) that the Share Trading Account (referred to at 2(b) in N40999) must also be opened with Suncorp; and
- ii) the full trading name of the Suncorp entity that the accounts must be opened with.

In addition, please provide the following information:

- iii) the public benefit likely to arise from the conduct described in N41000; and
- iv) further details of the cost savings likely to arise from the conduct described in N40999 and any other public benefits flowing from the conduct.

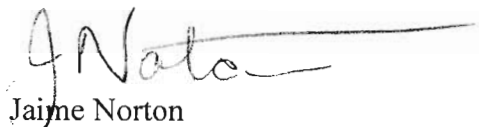
Immunity commences 14 days after lodgement of a third line forcing notification, however the ACCC may remove the immunity afforded by a notification if it is satisfied that the likely public benefit of the conduct does not outweigh the likely public detriment.



Please provide your response regarding these matters by **11 August 2006**.

This letter has been placed on the ACCC's public register. If you wish to discuss any aspect of this matter further, please contact Shannon Bona on 039 290 1479 or at [shannon.bona@acc.gov.au](mailto:shannon.bona@acc.gov.au).

Yours sincerely

A handwritten signature in black ink, appearing to read 'J Norton', with a long horizontal line extending to the right.

Jaime Norton  
A/g Director  
Adjudication Branch