



**Australian  
Competition &  
Consumer  
Commission**

Our Ref: N41034 – N41037  
Contact Officer: Jaime Norton  
Contact Number: (03) 9290 1477

PO Box 1199  
Dickson ACT 2602  
470 Northbourne Ave  
Dickson ACT 2602  
ph (02) 6243 1111  
fax (02) 6243 1199  
[www.accc.gov.au](http://www.accc.gov.au)

24 November 2006

Ms Amanda Bodger  
Mallesons Stephen Jaques  
Level 50, Bourke Place  
600 Bourke Street  
MELBOURNE VIC 3000

Dear Ms Bodger

**Third line forcing notifications lodged by various Telstra Licensed Shops (TLS)**

I refer to third line forcing notifications received by the Australian Competition and Consumer Commission (the ACCC) on 30 October 2006 from the following parties:

- Madcow Pty Ltd (N41034)
- Systech Communications Pty Ltd (N41035)
- Tassie Communications Pty Ltd (N41036)
- Gold Telecom Pty Ltd (N41037).

Identical conduct is described in each notification. The notifying parties each describe the conduct the subject of their notification as follows:

TLS proposes to:

- (i) supply or offer to supply a TLS Product and/or Promotional Product to retail customers on the condition that the customer acquires or agrees to acquire telecommunication services or products or particular telecommunications service plans from Telstra;
- (ii) refuse to supply or refuse to offer to supply a TLS Product and/or Promotional Product to retail customers for reason that the customer has not acquired or has not agreed to acquire telecommunication services or products or particular telecommunications service plans from Telstra;



(iii) give or allow or offer to give or allow a discount, allowance, rebate or credit in relation to a TLS Product and/or Promotional Product to retail customers on the condition that the customer acquires or agrees to acquire telecommunication services or products or particular telecommunications service plans from Telstra.

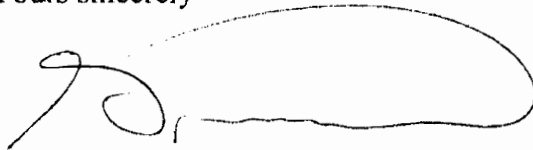
Legal immunity conferred by the notifications will commence on 13 November 2006.

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 these notifications 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 Jaime Norton on (03) 9290 1477 or at [jaime.norton@acc.gov.au](mailto:jaime.norton@acc.gov.au).

Yours sincerely

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

Scott Gregson  
General Manager  
Adjudication Branch