



Australian
Competition &
Consumer
Commission

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Our Ref: C2006/1997
Contact Officer: Woodrow Inman
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3 November 2006

Mr Robert Gregory
Partner
Maddocks
140 William Street
Melbourne VIC 3000

By facsimile: (03) 9288 0666

Dear Mr Gregory

Third line forcing notifications lodged by Marshall Baker Homes Pty Ltd (Marshall Baker Homes) and Waterways Residential Development Pty Ltd (Waterways) - notifications N41029 & N41030

I refer to the above third line forcing notifications lodged with the Australian Competition and Consumer Commission (the ACCC) on 25 October 2006. The notifications have been placed on the ACCC's public register.

I understand the notified conduct to be as follows:

"Sell 13 lots in a medium density stage of the Waterways Residential Development to be known as Artesian on the condition that the purchaser of the lot enters into a building contract with Marshall Baker Homes for the construction of a house on the lot."

Legal immunity conferred by the notifications comes into force on 8 November 2006.

On the basis of the information that you have provided, it is not intended that further action be taken on this matter at this stage.

As with any notification, please note that the ACCC may act to remove the immunity afforded by the 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 Woodrow Inman on (02) 6243 1088.

Yours sincerely

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

Scott Gregson
General Manager
Adjudication Branch