



**Australian
Competition &
Consumer
Commission**

PO Box 1199
Dickson ACT 2602
470 Northbourne Ave
Dickson ACT 2602

ph (02) 6243 1111
fax (02) 6243 1199

www.accc.gov.au

Our Ref: 26468
Contact Officer: Tina Pigliardo
Contact Number: (03) 9290 1481

23 November 2006

Ms Anne-Marie Allgrove
Partner
Baker & McKenzie
PO Box R126
Royal Exchange
NSW 1223

Dear Ms Allgrove

**Re: Third line forcing notification N92708 – MasterCard Asia/Pacific (Australia)
Pty Ltd**

I refer to the above third line forcing notification lodged with the Australian Competition and Consumer Commission (the ACCC) on 20 November 2006. The notification has been placed on the ACCC's public register.

MasterCard Asia/Pacific (Australia) Pty Ltd (MasterCard) has described the conduct as follows:

MasterCard proposes to run a trade promotion with the offer to supply benefits and privileges to a consumer on the condition that the consumer has acquired a MasterCard credit card from the Commonwealth Bank of Australia and makes a valid purchase using their Commonwealth Bank of Australia credit card.

Legal immunity conferred by the notification will commence on 4 December 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.

As with any notification, please note that 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 do not hesitate to contact Ms Tina Pigliardo on (03) 9290 1481.

Yours sincerely

A handwritten signature in black ink, appearing to read 'David Hatfield', written in a cursive style.

David Hatfield
A/g General Manager
Adjudication Branch