



Our Ref: C2006/1963
Your Ref: 219/14756/80049852
Contact Officer: Tim Scott
Contact Number: 02 6243 1221

**Australian
Competition &
Consumer
Commission**

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23 November 2006

Mr Bruce Lloyd
Partner
Clayton Utz
PO Box H3
Australia Square
Sydney NSW 1215

Dear Mr Lloyd

Mirvac Limited Notification: N31738

I refer to the above third line forcing notification lodged with the Australian Competition and Consumer Commission (the ACCC) on 23 October 2006, and to our letter dated 6 November 2006 and your letter dated 21 November 2006.

Mirvac Limited proposes to enter into arrangements in which Mirvac will provide work to plumbers on condition that they acquire the visible plumbing fixtures and fittings for use in Mirvac projects from Tradelink Plumbing Centres. Mirvac has also entered into an arrangement with Tradelink in which a discount, based on volume of purchases, will be provided to plumbers who acquire visible plumbing fixtures and fittings from Tradelink for use in Mirvac's projects.

As noted in our earlier letter to you, legal immunity conferred by the notification came into force on 6 November 2006.

On the basis of the information that you have provided in the notification and your subsequent letter, 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 Tim Scott on 02 6243 1221.

Yours sincerely

David Hatfield
Acting General Manager
Adjudication Branch

