



**Australian
Competition &
Consumer
Commission**

Our Ref: N92858
Contact Officer: Ilona Balint
Contact Number: 02 6243 1113

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23 March 2007

Ms Tina van Epen
Senior Associate
Sparke Helmore
PO Box 812
NEWCASTLE NSW 2300

Dear Ms van Epen,

**Third line forcing notification lodged by The Athlete's Foot Australia Pty Limited
(N92858)**

I refer to the above notification lodged with the Australian Competition and Consumer Commission (the ACCC) on 20 March 2007. The notification has been placed on the ACCC's public register.

The notifying party has described the conduct as follows:

The Athlete's Foot proposes to offer to new NIB members who join any combined hospital and extras package a \$100 discount on the purchase of footwear and accessories at The Athlete's Foot upon presentation of the \$100 gift card supplied to the new member from NIB. The offer will be made from time to time from 1 April 2007 to 31 December 2007.

Legal immunity conferred by the notification will come into force on 4 April 2007.

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.

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 feel free to contact Ilona Balint on 02 6243 1113.

Yours sincerely

A handwritten signature in black ink, appearing to read 'Scott Gregson', is written over a light grey rectangular background.

Scott Gregson
General Manager
Adjudication Branch