



**Australian
Competition &
Consumer
Commission**

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Our Ref: N92873 to N92875
Contact Officer: Ilona Balint
Contact Number: (02) 6243 1113

5 April 2007

Ms Kim Kilby
Legal Adviser
ActewAGL
GPO Box 366
CANBERRA ACT 2601

Dear Ms Kilby

Notifications of proposed third line forcing conduct by AGL ACT Retail Investments Pty Ltd (N92874), ACTEW Retail Ltd (N92875) and TransACT Capital Communications Pty Ltd (N92873)

I refer to the above third line forcing notifications lodged by AGL ACT Retail Investments Pty Limited and ACTEW Retail Limited (hereinafter ActewAGL) and TransACT Capital Communications Pty Ltd (TransACT) with the Australian Competition and Consumer Commission (the ACCC) on 28 March 2007. These notifications have been placed on the public register.

The notifications relate to a proposal whereby ActewAGL and TransACT would invite customers within greater Queanbeyan and Jerrabomberra to acquire services from each of the parties in one of the valid combinations. Depending on the specific services acquired, the customer would be eligible for a discount on the ActewAGL component of selected services, obtain a free Privileges Card and waiver of the Grapevine ISP connection fee if ISP is included in the bundle. To be eligible for the discount the customer is required to enter into a 24-month contract with each of the parties.

Legal immunity conferred by the notifications will come into force on 12 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 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.

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 Ilona Balint on 02 6243 1113.

Yours sincerely

A handwritten signature in black ink, appearing to be 'Scott Gregson', written over a faint dotted line.

Scott Gregson
General Manager
Adjudication Branch