



Australian
Competition &
Consumer
Commission

Our Ref: C2007/68
Contact Officer: Isabelle Arnaud
Contact Phone: 02 6243 1049

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

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

www.accc.gov.au

10 January 2007

Mr Michael Gray
Freehills
Level 32, MLC Centre
Martin Place
SYDNEY NSW 2000

Dear Mr Gray

Third line forcing notification N92746 lodged by Pacific Optical Pty Limited

I refer to the above third line forcing notification lodged with the Australian Competition and Consumer Commission (the ACCC) on 21 December 2006. The notification has been placed on the ACCC's public register.

Pacific Optical Pty Limited proposes to supply retail eye care products at a discount (which may be a percentage discount, cash back offer or discount if more than one product is purchased) to customers on condition that customers are members of NIB.

Legal immunity conferred by the notification came into force on 4 January 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 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 Isabelle Arnaud on 02 6243 1049.

Yours sincerely

Scott Gregson
General Manager
Adjudication Branch

