



**Australian  
Competition &  
Consumer  
Commission**

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Our Ref: C2007/29  
Contact Officer: Nadia Cooke  
Contact Number: (03) 9290 1478

16 January 2007

Ms Melissa Kirby  
Legal and Regulatory Manager - EnergyAustralia  
Como Office Tower  
Suite 2, Level 12  
644 Chapel Street  
South Yarra VIC 3141

Dear Ms Kirby

**Third line forcing notifications N92739 and N92740  
lodged by Energy Australia and IPower**

I refer to the above third line forcing notifications lodged with the Australian Competition and Consumer Commission (ACCC) on 20 December 2006 by Energy Australia Pty Limited and IPower Pty Limited. The notifications have been placed on the ACCC's public register and website.

The notifications describe the proposed conduct as follows:

EA-IPR proposes to offer members of the Port Adelaide Football Club Limited ("PAFC") an exclusive energy deal, which includes an annual \$50.00 credit for each year the customer remains a member of PAFC.

EA-IPR Retail Partnership (trading as EnergyAustralia) is a partnership comprising Energy Australia Pty Limited and IPower Pty Limited.

Legal immunity conferred by the notifications commenced on 3 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 these 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.

This letter has been placed on the ACCC's public register and website. If you wish to discuss any aspect of this matter, please contact Nadia Cooke on (03) 9290 1478 or at [Nadia.Cooke@acc.gov.au](mailto:Nadia.Cooke@acc.gov.au).

Yours sincerely

A handwritten signature in black ink, appearing to read 'Scott Gregson', with a long horizontal flourish extending to the right.

Scott Gregson  
General Manager  
Adjudication Branch