



**Australian  
Competition &  
Consumer  
Commission**

PO Box 1199  
Dickson ACT 2602  
470 Northbourne Ave  
Dickson ACT 2602  
ph (02) 6243 1111  
fax (02) 6243 1199  
[www.accc.gov.au](http://www.accc.gov.au)

Our Ref: C2007/1255  
Contact Officer: Eve Massey  
Contact Number: (02) 6243 1354

28 June 2007

Mr Stephen Atkinson  
Principal  
Atkinson & Associates  
1094 Doncaster Road  
Doncaster East VIC 3109

cc: Emma Zipper  
Head of Legal  
BUPA Australia Health Pty Ltd

Dear Mr Atkinson,

**Re: Third line forcing notification N92952 lodged by BUPA Australia Health Pty Ltd on behalf of Stephen A. Atkinson trading as Atkinson & Associates**

I refer to the above third line forcing notification lodged with the Australian Competition and Consumer Commission (the ACCC) on 15 June 2007. The notification has been placed on the ACCC's public register.

Atkinson & Associates proposes to offer providers of ancillary services (namely dentists, physiotherapists and chiropractors) discounts off its products from time to time on the condition that they become part of BUPA Australia Health Pty Ltd's Member's First provider network.

Legal immunity conferred by the notification will come into force on 29 June 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 Eve Massey on (02) 6243 1354.

Yours sincerely

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

**Scott Gregson**  
**General Manager**  
**Adjudication Branch**