



**Australian  
Competition &  
Consumer  
Commission**

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[www.accc.gov.au](http://www.accc.gov.au)

Our Ref: N93060  
Contact Officer: Louise Hird  
Contact Number: (03) 9290 1484

31 August 2007

Catherine Parr  
Partner  
Allens Arthur Robinson  
Level 29, Deutsche Bank Place  
Corner Hunter and Philip Streets  
Sydney NSW 2000

Dear Ms Parr

**Third line forcing Notification N93060 – Westpac Banking Corporation**

I refer to the above third line forcing notification lodged with the Australian Competition and Consumer Commission (ACCC) on 12 July 2007. The notification has been placed on the ACCC's public register.

You have described the notified conduct as Westpac offering a Protected Equity Loan, which allows an investor to invest in a basket of shares and units (**Securities**), to customers on condition that customers use JDV Margin Lending Pty Ltd as the sole sponsor for the uncertificated Securities.

Legal immunity conferred by the notification commenced on 26 July 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.

I take this opportunity, however to draw your attention to recent amendments to the *Trade Practices Act* and Regulations that came into effect on 1 January 2007. The amendments to the regulations introduce new and revised authorisation and notification forms and fees.

While your notification was submitted on an old form G, together with your attached submission, it would seem that all relevant information required under the revised form G has been provided.

More information, together with the revised forms, can be found on the ACCC website, [www.accc.gov.au](http://www.accc.gov.au) and should assist in lodging future notifications.

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 Ms Louise Hird on 03 9290 1484 or at [louise.hird@acc.gov.au](mailto:louise.hird@acc.gov.au).

Yours sincerely

A handwritten signature in black ink, consisting of a stylized 'S' followed by a long horizontal stroke that loops back to the left.

Scott Gregson  
General Manager  
Adjudication Branch