



**Australian
Competition &
Consumer
Commission**

Our Ref: C2007/1775
Contact Officer: Hew Atkin
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2 October 2007

Ms Jennifer Huppert
Maddocks Lawyers
140 William St
Melbourne VIC 3000

Dear Ms Huppert

Third line forcing notification N93120 – Cardinia Shire Council

I refer to the above third line forcing notification lodged with the Australian Competition and Consumer Commission (ACCC) on 21 September 2007. The notification has been placed on the ACCC's public register.

You have described the conduct as follows:

Cardinia Shire Council propose to offer the sale of lots in the South East Business Park on condition that the Purchaser enter into a Maintenance Agreement in respect of the lot with SEBP Maintenance Pty Ltd.

Legal immunity conferred by the notification will commence on 5 October 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 Hew Atkin on (02) 6243 1363.

Yours sincerely

Scott Gregson
General Manager
Adjudication Branch