



**Australian
Competition &
Consumer
Commission**

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Our Ref: C2008/175
Contact Officer: Gina D'Ettorre
Contact Phone: 03 9290 1483

11 February 2008

Mr David Lewis
Executive Officer
Eastern Goldfields YMCA
PO Box 179
KALGOORLIE WA 6433

Dear Mr Lewis

Third line forcing notification N93273 lodged by Eastern Goldfields YMCA and Youth Services Inc.

I refer to the above third line forcing notification lodged by Eastern Goldfields YMCA and Youth Services Inc. (Eastern Goldfields YMCA) with the Australian Competition and Consumer Commission (the ACCC) on 16 January 2008. The notification has been placed on the ACCC's public register.

Eastern Goldfields YMCA proposes to offer consumers a discount on YMCA Gym memberships on condition that they are also a member of Healthguard Health Benefits Fund Limited, trading as GMF Health.

Legal immunity conferred by the notification came into force on 30 January 2008.

On the basis of the information 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 this 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.

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 Gina D'Ettorre on 03 9290 1483 or by email at gina.dettorre@accc.gov.au.

Yours sincerely

A handwritten signature in black ink, appearing to read 'David Hatfield', written in a cursive style.

David Hatfield
Acting General Manager
Adjudication Branch