

Roy, Lauren

From: Blanch, Belinda on behalf of Adjudication
Sent: Friday, 18 April 2008 3:15 PM
To: Chisholm, Shane; Roy, Lauren
Subject: FW: Ebay application N93365, 11th April 2008 [SEC=UNCLASSIFIED]
Categories: SEC=UNCLASSIFIED
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From: colin [mailto:
Sent: Friday, 18 April 2008 12:57 PM
To: Adjudication
Subject: Ebay application N93365, 11th April 2008

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Sir

I am a disability support pensioner that has used Ebay for many years. During that time I have used it without any problems to purchase as well as sell items on the Auction site. As an Ebay user, I have a 100% rating as both a purchaser & seller.

Relating to the proposed changes, I believe that they affect both buyer & seller in different ways. As it removes the options available to the seller & successful bidder in reaching a suitable means of sending & receiving the item in question. Any arrangement in this way does not affect Ebay in any way, as they still receive their set percentage payments.

As a part time seller on Ebay, I only sell items that are surplus to my needs, thus they are all 2nd hand items, near new or in as new condition. I pay Ebay a percentage fee for the listing in which Ebay redeems this whether the item sells or not. If not sold, a minimum charge is applied, & if sold the percentage basis comes in. Often it is hard to actually cover the cost of the item especially when not sold.

When I list an item I do so on the basis of source of payment accepted is via Postal Money Order or COD, these options offer the winning bidder basic insurance on the product. I advertise that on confirmation of the winning bid I will cost the postage & packaging only on the actual cost of the item via the postal service & any outlay on my part in the actual packaging.

This has worked out, & no complaints have been received from any of the past purchasers.

From what I see of the application by Ebay to use their agent, Paypal as the exclusive payment means & remove the options that I have used in the past, is actually a restraint of trade, whilst I accept that Ebay is offering a service, it is a service that is significantly changed from the original agreement I agree to online when I set up an customer account.

It prevents me from both entering into any agreement as an option on a sale as both a purchaser or seller for the payment of any item in question. The options I mention that have been used without problems from any of my dealings with both Australian & overseas transactions has always been via the Ebay channels, including the exchanging of emails for payments.

As a person who may only use Ebay throughout a year on infrequent occasions, to go down the path of registering & selling in the manner proposed by Ebay will cost me more than at the moment, & as a result I will no longer support Ebay.

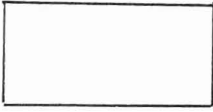
I also consider, (as mentioned) a restraint of trade, & wonder why Ebay is wanting change to this method when it will disadvantage many people who use Ebay, & force them to fold up their businesses, & possibly move to other sites. If this happens Ebay will actually be a loser.

Likewise, I also ask the question as to why Ebay is trying to adopt this method of doing business only here in

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Australia, & nowhere else in the world. My understanding is that a similar action the United States of America was rejected by the courts as being an Anti Trust action.

Yours Sincerelly
Colin Hussey



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