

Roy, Lauren

From: Petreski, Sonya on behalf of Adjudication
Sent: Tuesday, 22 April 2008 2:46 PM
To: Chisholm, Shane; Roy, Lauren
Subject: FW: eBay International AG - Notification - N93365 [SEC=UNCLASSIFIED]
Categories: SEC=UNCLASSIFIED
ACCC Classification: SEC=UNCLASSIFIED

From: [REDACTED]
Sent: Tuesday, 22 April 2008 1:16 PM
To: Adjudication
Subject: eBay International AG - Notification - N93365

**EXCLUDED FROM
PUBLIC REGISTER**

To Whom it May Concern
 22 April 2008

Re: eBay International AG - Notification - N93365

I wish to express my objection to ebay being granted any exemption from compliance with the Trade Practices Act 1975 in respect of the manner in which **ebay Australia** proposes to force sellers to accept payment through paypal or by cash on pick up of the goods.

In my opinion this proposal is nothing more than a grab by ebay for further revenue at the expense of the sellers and ultimately the buyers as the increased cost of sales is passed on. There is no evidence from any independent bodies to substantiate any claims by ebay that restricting the purchase method to paypal will provide improved buyer and seller protection.

In my opinion the dispute resolution system employed by ebay and paypal is deficient in respect of the procedures and time frames for resolution of disputes before the dispute is closed by ebay/paypal regardless of whether the dispute has been resolved. Restricting the means of payment will not improve protection to either party in any given transaction.

This application (toted as a test case for the rest of the world) has the hallmarks of a market environment being created with reasonable policies and procedures to ensure the development and spread of the market, followed by the constricting of terms and conditions after the market environment is established, until eventually ebay/paypal has a throttle hold monopoly. The next step would be to sue any other potential market development as using their "patented" system to further reduce competition.

Under the present system for payments, the buyers have a choice as to who they buy from dependant on where the seller is and the terms of payment allowed by the seller. The seller has the opportunity to aim at their desired markets and choose the means of payment in line with the perceived risk versus cost. It is a system of choice that works and allows sellers the prospect of a reasonable margin/return on the investment of their time and money. Granting ebay this exemption would eradicate the sellers choice, cause unnecessary financial hardship and restrict the market.

In my opinion this application/proposal should be rejected and the protections made available to the Australian public through the Trade Practices Act should be maintained.

Yours faithfully

[REDACTED]

**EXCLUDED FROM
PUBLIC REGISTER**

28/04/2008