



**Australian  
Competition &  
Consumer  
Commission**

GPO Box 3131  
Canberra ACT 2601

23 Marcus Clarke Street  
Canberra ACT 2601

tel: (02) 6243 1111  
fax: (02) 6243 1199

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

Our Ref: N93254  
Contact Officer: Louise Hird  
Contact Number: (03) 9290 1484

16 January 2008

Simon Snow  
Partner  
Gilbert and Tobin  
GPO Box 3810  
Sydney NSW 2001

Dear Mr Snow

**Third line forcing Notification N93254 –  
Vodafone Pty Ltd**

I refer to the above third line forcing notification lodged with the Australian Competition and Consumer Commission (ACCC) on 20 December 2007. The notification has been placed on the ACCC's public register.

You have described the notified conduct as Vodafone offering benefits such as goods and/or services at a discount, allowances, rebates or credit in relation to the supply of those goods and/or services on condition that the customer is either a member of the Housing Industry Association (HIA), an employee of HIA and or an employee of a member companies of HIA, and is subsequently also eligible to join the HIA closed user group.

Legal immunity conferred by the notification commenced on 3 January 2008.

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

Yours sincerely

A handwritten signature in black ink, appearing to read "David Hatfield". The signature is written in a cursive, slightly slanted style.

David Hatfield  
Acting General Manager  
Adjudication Branch