



**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

Our Ref: C2008/927
Contact Officer: Joanne Palisi
Contact Number: 02 6243 1323

24 June 2008

Mr James Swanson
C/- Crown Solicitor's Office
GPO Box 464
ADELAIDE SA 5001

Dear Mr Swanson

Third line forcing notification N93431 lodged by South Australian Housing Trust

I refer to the above third line forcing notification lodged with the Australian Competition and Consumer Commission (the ACCC) on 5 June 2008. The notification has been placed on the ACCC's public register.

The South Australian Housing Trust (the Trust) proposes to offer 16 allotments to purchasers on the basis that any land sale contract that they enter into with the Trust will be subject to a condition that settlement on the sale will not take place until they have entered into a building contract with one of the HLP Providers to build a dwelling on the land in accordance with a design chosen by the purchaser from an approved range.

The 16 allotments are located within the suburbs of Kilburn and Prospect in Adelaide.

The HLP Providers selected by the Trust are Rossdale Homes Pty Ltd and Ian Wood Homes Pty Ltd.

Legal immunity conferred by the notification came into force on 19 June 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.

I note that under the notified arrangements the Trust is "forcing" the services of the HLP Providers and the ACCC's assessment is based on the Trust ensuring that the nominated builders meet, and continue to meet, the necessary licensing and

competency standards and all terms and conditions are disclosed to prospective purchasers.

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 Joanne Palisi on 02 6243 1323.

Yours sincerely

A handwritten signature in black ink, appearing to be 'R. Chadwick', with a stylized flourish at the end.

Dr Richard Chadwick
General Manager
Adjudication Branch