



Australian
Competition &
Consumer
Commission

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Our Ref: C2008/1531
Contact Officer: Jasmine Tan
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26 September 2008

Mr Frank Poeta
Partner
Freehills
250 St Georges Terrace
PERTH WA 6000

Dear Mr Poeta

Third line forcing notifications N93587 and N93588 lodged by Saville Australia Pty Ltd and Keyset Pty Ltd

I refer to the above third line forcing notifications lodged with the Australian Competition and Consumer Commission (the ACCC) on 15 September 2008. The notifications have been placed on the ACCC's public register.

Saville Australia Pty Ltd and Keyset Pty Ltd, together referred to as Saville, propose to offer for sale, or offer for sale at a particular price or with a particular discount, allowance, rebate or credit, 44 residential lots of land in the Waikiki Blue development on condition that purchasers will enter into a contract with a builder nominated by Saville to construct a house on the lots (House and Land Package). The Waikiki Blue development is located in Safety Bay, Perth metropolitan area.

Legal immunity conferred by the notifications will commence on 29 September 2008.

On the basis of the information that you have provided, it is not intended that further action be taken in these matters at this stage.

As with any notification, please note that the ACCC may act to remove the immunity afforded by these notifications 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 assessment has been made on the basis that Saville will disclose all relevant terms and conditions to prospective clients.

A copy of this letter has been placed on the ACCC's public register. If you wish to discuss any aspect of these matters, please do not hesitate to contact Jasmine Tan on (02) 6243 1363.

Yours sincerely

A handwritten signature in black ink, appearing to read "R.C." followed by a long, thin, horizontal line.

Dr Richard Chadwick
General Manager
Adjudication Branch