



**Australian
Competition &
Consumer
Commission**

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Our Ref: C2009/1672
Contact Officer: Erin Donohue
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21 October 2009

Ms Amanda Bodger
Mallesons Stephen Jaques
Level 50, Bourke Place
600 Bourke Street
Melbourne VIC 3000

Dear Ms Bodger

**Third line forcing notifications N94221-N94240 lodged by various Telstra Dealers
and Telstra Licensed Shops**

I refer to the third line forcing notifications lodged with the Australian Competition and Consumer Commission (the ACCC) on 6 October 2009. A list the Notifying Parties is included in Schedule A of this letter.

The notifications have been placed on the ACCC's public register.

Under the notifications, the Notifying Parties propose to:

- Supply, or offer to supply, a TLS Product/Dealer Product and/or Promotional Product to retail customers on the condition that the customer acquires, or agrees to acquire, telecommunications services or products or particular telecommunications services plans from Telstra.

Refuse to supply, or refuse to offer to supply, a TLS Product/Dealer Product and/or Promotional Product to retail customers for the reason that the customer has not acquired, or has not agreed to acquire, telecommunications services or products or particular telecommunications services plans from Telstra.

- Give or allow, or offer to give or allow, a discount, allowance, rebate or credit in relation to a TLS Product/Dealer Product and/or Promotional Product to retail customers on the condition that the customer acquires, or agrees to acquire, telecommunication services or products or particular telecommunications services plans from Telstra.

Legal immunity conferred by notifications commenced on 20 October 2009.

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 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 the Notifying Parties and Telstra will disclose all relevant terms and conditions to prospective customers.

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 Erin Donohue on (02) 6243 1291.

Yours sincerely

A handwritten signature in black ink, appearing to be 'R Chadwick', written over a light grey rectangular background.

Dr Richard Chadwick
General Manager
Adjudication Branch

SCHEDULE A

Entity Name	Notification Reference
Total Communications (TAS) Pty Ltd	N94221
ID-Plate Pty Ltd	N94222
Phonomena Pty Ltd	N94223
Data Mobility Voice Pty Ltd	N94224
Tri Comms Pty Ltd	N94225
Re-Connect Communications Pty Ltd	N94226
Audiocom Pty Ltd	N94227
Adrian Kipps Electrical Pty Ltd	N94228
SSS Holdings Pty Ltd	N94229
Catholic Resources Limited	N94230
Datamini Pty Ltd	N94231
Wireless Communications Pty Ltd	N94232
Bird Communications Pty Ltd	N94233
Rivercom Pty Ltd	N94234
Dalford Tours (WA) Pty Ltd	N94235
Edenbray Pty Ltd	N94236
HCC (SA) Pty Ltd	N94237
Deolas Pty Limited	N94238
Madmitch Pty Ltd	N94239
Leading Edge Telecoms Wagga Pty Ltd	N94240