



**Australian
Competition &
Consumer
Commission**

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Our Ref: C2009/1222
Contact Officer: Jasmine Tan
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3 July 2009

Ms Carly Long
Solicitor
Mallesons Stephen Jaques
Level 30 Waterfront Place, 1 Eagle Street
BRISBANE QLD 4000

Dear Ms Long

Third line forcing notification N94024 lodged by Delfin Realty (Qld) Pty Ltd

I refer to the above third line forcing notification lodged with the Australian Competition and Consumer Commission (the ACCC) on 23 June 2009. The notification has been placed on the ACCC's public register.

Delfin Realty (Qld) Pty Ltd (Delfin Realty) has described the notified conduct as:

offering residential lots for sale at Springfield Lakes and Woodlands on the condition that the prospective purchaser acquire home building services from one of a group of specified builders, including Cooper Connell Pty Ltd.

Legal immunity conferred by the notification will commence on 7 July 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 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.

This assessment has been made on the basis that Delfin Realty and the nominated builders 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 this matter, please do not hesitate to contact Jasmine Tan on (02) 6243 1363.

Yours sincerely

A handwritten signature in black ink, appearing to be 'R Chadwick', with a horizontal line extending to the right.

Dr Richard Chadwick
General Manager
Adjudication Branch