



**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)

Contact Officer: Erin Donohue  
Contact Number: (02) 6243 1291

30 January 2009

Mr Jason Wallis  
Wallis Property Co Pty Ltd  
Suite 10, 56 Kings Park Rd  
West Perth WA 6005

Dear Mr Wallis

**Third line forcing notifications N93752 and N93753 lodged by Daws & Son Pty  
Ltd and Devoncourt Pty Ltd**

I refer to the above third line forcing notifications lodged with the Australian Competition and Consumer Commission (the ACCC) on 27 January 2009. The notifications have been placed on the ACCC's public register.

Daws & Son and Devoncourt propose to offer vacant lots to buyers on the condition that buyers enter into a contract with a nominated builder (Webb & Brown-Neaves Pty Ltd or Residential Building WA Pty Ltd), to construct a house on the lot.

Legal immunity conferred by the notification will commence on 10 February 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 Daws & Son and Devoncourt 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 Erin Donohue on (02) 6243 1291.

Yours sincerely

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

Dr Richard Chadwick  
General Manager  
Adjudication Branch