



**Australian
Competition &
Consumer
Commission**

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Our Ref: C2009/1980
Contact Officer: Tess Macrae
Contact Number: 03 9290 1835

5 February 2010

Ms Kate Cooper
General Counsel
Ticketek Pty Ltd
GPO Box 1610
Sydney NSW 2000

Dear Ms Cooper

Third line forcing notification N94342 lodged by Ticketek Pty Limited

I refer to the above third line forcing notification lodged with the Australian Competition and Consumer Commission (the ACCC) on 9 December 2009. The notification has been placed on the ACCC's public register.

Ticketek Pty Limited proposes to provide Fitness First Members the following types of offers:

- Discounted tickets whereby inventory will be offered to Fitness First Members at a discount from prices advertised to the general public.
- Ticket packages whereby bundles of tickets and other non-ticket products and services will be made available by Ticketek to Fitness First Members.
- Pre-sales whereby tickets to certain events may be made available to Fitness First Members in advance of the on-sale date for the general public.

Legal immunity conferred by the notification commenced on 23 December 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 Ticketek will disclose all relevant terms and conditions to 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 Tess Macrae on 03 9290 1835.

Yours sincerely

A handwritten signature in black ink, appearing to be 'R. Chadwick', enclosed in a light grey rectangular box.

Dr Richard Chadwick
General Manager
Adjudication Branch