



**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)

Our Ref: Trackit 41148 & 41159  
Contact Officer: Yi Liu  
Contact Number: (02) 6243 4942

23 March 2010

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

Dear Ms Bodger

**Third line forcing notifications N94561 and N94560 lodged by Telstra Dealers**

I refer to the third line forcing notifications lodged with the Australian Competition and Consumer Commission (the ACCC) by:

- Stolz Furnishers Pty Ltd on 10 March 2010 (N94561); and
- Rayco Electrical Pty Ltd on 11 March 2010 (N94560).

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

Under the notifications, the notifying parties (Dealers) propose to:

- supply or offer to supply a 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 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 relations to a 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 plan from Telstra.

Legal immunity conferred by the notifications will commence on 24 March 2010 for Stolz Furnishers Pty Ltd and on 25 March 2010 for Rayco Electrical Pty Ltd.

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.

This assessment has been made on the basis that the Dealers and Telstra will disclose all relevant terms and conditions to prospective customers.

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.

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 Yi Liu on (02) 6243 4942.

Yours sincerely

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

Dr Richard Chadwick  
General Manager  
Adjudication Branch