



**Australian
Competition &
Consumer
Commission**

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Our Ref: N94580
Contact Officer: Jaime Martin
Contact Number: (03) 9290 1477

6 April 2010

Mr Patrick Archer
Victorian Developments Manager
Jarrah Property Pty Ltd
PO Box 7350, St Kilda Road
Melbourne VIC 8004

Dear Mr Archer

Third line forcing notification N94580 lodged by Jarrah Property Pty Ltd

I refer to the above third line forcing notification lodged with the Australian Competition and Consumer Commission (the ACCC) on 29 March 2010. The notification has been placed on the ACCC's public register.

Jarrah Property Pty Ltd (Jarrah) has described the conduct as follows:

Jarrah proposes to supply a limited number of developed residential lots to purchasers contingent on such purchasers concurrently entering into a industry standard domestic building contract with a registered builder in accordance with the *Domestic Building Contracts Act 1995 (Vic)* and who is nominated by Jarrah, for the supply of construction services relating to a dwelling design approved by Jarrah.

In particular, I note that the notified conduct relates to the supply of 50 subdivided residential lots at the Carlingford Estate in Victoria.

Legal immunity conferred by the notification will commence on 12 April 2010.

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 Jarrah 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 contact Jaime Martin on (03) 9190 1477.

Yours sincerely

A handwritten signature in black ink, consisting of a large, stylized capital letter 'R' followed by a long, sweeping horizontal line that ends in a small arrowhead pointing to the right.

Dr Richard Chadwick
General Manager
Adjudication Branch