



**Australian
Competition &
Consumer
Commission**

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Our Ref: C2010/450
Contact Officer: Jasmine Tan
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1 June 2010

[Name]
[Title]
[Company]

By email to [email address]

Dear [Name]

**Exclusive dealing notification N94674, lodged by FOXTEL Management Pty Limited –
interested party consultation**

The Australian Competition and Consumer Commission (the ACCC) has received a notification from FOXTEL Management Pty Ltd (Foxtel). The ACCC invites you to comment on the notification. Attached is a summary of the notification process including how to make a submission to the ACCC.

Foxtel proposes to supply customers with the ability to purchase and download videos and all associated services delivered via the internet on condition that the customer uses a Telstra BigPond broadband connection for the carriage of those services.

Legal protection conferred by the notification commenced on 18 May 2010.

A full copy of the notification is available on the ACCC's website <www.accc.gov.au/ExclusiveDealingRegister>. Alternatively, you can contact the ACCC to obtain a hard copy of the notification.

Request for submissions

The ACCC invites you to make a submission on the likely public benefits and effect on competition, or any other public detriment, from the proposed arrangements.

If you intend to provide a written submission in relation to Foxtel's notification, please do so by **18 June 2010**.

Alternatively, if you would like to provide comments orally, please contact the ACCC to organise a suitable time.

Submissions, including oral submissions, will be placed on the ACCC's public register subject to any request for exclusion (guidelines are attached).

Timetable

The ACCC will progress its assessment of the notification in a timely manner. An indicative timetable is set out below for your information.

4 May 2010	Lodgement of notification.
1 June 2010	Public consultation process begins.
18 June 2010	Closing date for submissions from interested parties.
June 2010	Applicant responds to issues raised in the public consultation process.
July/August 2010	Decision.

Please advise if you do not wish to make a submission at this time, but would like to be informed of the ACCC's decision on the notification. If you are able to please provide a nominated contact email address for future correspondence.

You can also forward this letter to any other party who may wish to make a submission to the ACCC regarding the notification.

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



Dr Richard Chadwick
General Manager
Adjudication Branch

Notification N94674 – Foxtel Management Pty Ltd

List of interested parties

1. Apple
2. AAPT
3. Austar
4. Department of Broadband, Communications and the Digital Economy
5. Fetch TV
6. iiNet
7. Internode
8. Microsoft
9. Optus
10. Primus Telecom
11. Quickflix
12. SelecTV
13. Sony
14. Telstra
15. TiVo (Hybrid Television Services)
16. TPG
17. TransACT