



**Australian
Competition &
Consumer
Commission**

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Our Ref: C2010/958
Contact Officer: Marie Monforte
Contact Number: 02 6243 1280

(November 2010

Mr Caleb Dalziell
Yaran Pty Ltd
19 Lyall Street
South Perth WA 6151

Dear Mr Dalziell

**Third line forcing notifications N95066, N95067, N95068, N95069 and N95070
lodged by Yaran Pty Ltd and Ors**

I refer to the above third line forcing notifications lodged with the Australian Competition and Consumer Commission (the ACCC) on 22 October 2010. The notifications have been placed on the ACCC's public register.

Yaran Pty Ltd and Ors propose to offer 10 green titled lots of land in Highlands Estate, Bridgetown (WA) to prospective purchasers on the condition that any purchaser of a lot also enters into a contract with a Yaran nominated builder for the construction of a residential dwelling on the respective lot. This resembles house and land package notifications previously allowed to stand.

Legal immunity conferred by the notifications will commence on 5 November 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 these 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.

This assessment has been made on the basis that the Applicants 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 Marie Monforte on (02) 6243 1280.

Yours sincerely

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

Dr Richard Chadwick
General Manager
Adjudication Branch