



**Australian
Competition &
Consumer
Commission**

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Our Ref: C2010/974
Contact Officer: Marie Monforte
Contact Number: 02 6243 1280

4 November 2010

Mr Michael Brown
c/- Yaran Pty Ltd
19 Lyall Street
South Perth WA 6151

Dear Mr Brown

**Third line forcing notification N95103 lodged by: Faryar Gorjy; Shahyar Gorjy;
and Yaran Pty Ltd as trustee for the Central Trust (Baloo)**

I refer to the above third line forcing notification lodged with the Australian Competition and Consumer Commission (the ACCC) on 25 October 2010. The notification has been placed on the ACCC's public register.

Baloo proposes to offer 16 lots of land in Falcon (WA) to prospective purchasers on the condition that any purchaser of a lot also enters into a contract with a Baloo nominated builder for the construction of a residential dwelling on the respective lot.

Legal immunity conferred by the notification will commence on 8 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 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 Baloo 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, consisting of a stylized 'R' followed by a horizontal line extending to the right.

Dr Richard Chadwick
General Manager
Adjudication Branch