



**Australian
Competition &
Consumer
Commission**

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Our Ref: 45795
Contact Officer: Clare McGinness
Contact Number: (03) 9290 6909

2 | July 2011

Kellie Dean
Company Secretary
M2 Telecommunications Group
Level 10, 60 City Road
Southbank VIC 3006

Dear Ms Dean

Third line forcing notification N95381 lodged by M2 Commander Pty Ltd

I refer to the above third line forcing notification lodged with the Australian Competition and Consumer Commission (the ACCC) on 2 May 2011. The notification has been placed on the ACCC's public register.

M2 Commander Pty Ltd will provide its small to medium business customers with a discount on the cost of telecommunications goods and services if they enter into a finance arrangement with CAFG Australease Pty Limited in order to procure finance for the purchase of telecommunications goods (such as handsets, routers and other telecommunications equipment) for use in connection with those services.

Legal immunity conferred by the notification commenced on 16 May 2011.

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 M2 Commander Pty Ltd will disclose all relevant terms and conditions to prospective customers, including but not limited to:

- the condition to enter into a finance arrangement with CAFG Australease Pty Limited to obtain the discounted telecommunications services, and the nature of the finance arrangement with CAFG Australease Pty Limited, and
- all relevant terms and conditions of the telecommunications service contract, including the cost of the telecommunications services if the customer does not enter into a finance arrangement with CAFG Australease Pty Limited.

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.

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 Clare McGinness on (03) 9290 6909.

Yours sincerely

A handwritten signature in black ink, appearing to read 'S Philp', written in a cursive style.

Susan Philp
A/g General Manager
Adjudication Branch