



**Australian
Competition &
Consumer
Commission**

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Our Ref: 47393
Contact Officer: Hannah Ransom
Contact Number: (02) 6243 1255

November 2011

Amanda Bodger, Partner
Mallesons Stephen Jacques
Level 50, Bourke Place
600 Bourke Street
Melbourne VIC 3000

Dear Ms Bodger,

Third line forcing notification N95613 lodged by Watson & Winch Pty Ltd

I refer to the above third line forcing notification lodged with the Australian Competition and Consumer Commission (the ACCC) on 26 October 2011. The notification has been placed on the ACCC's public register.

Watson & Winch Pty Ltd ("W&W") proposes to:

- a) supply or offer to supply W&W products and/or promotional products to retail customers on the condition that the customer acquires a telecommunications services plan from Telstra;
- b) refuse to supply or refuse to offer to supply W&W Products and/or promotional products to retail customers for the reason that the customer has not acquired or has not agreed to acquire a telecommunications services plan from Telstra;
- c) give or allow or offer to give or allow a discount, allowance, rebate or credit in relation to W&W Products and/or promotional products to retail customers on the condition that the customer acquires or agrees to acquire telecommunications services or products from Telstra.

Legal immunity conferred by the notification will commence on 9 November 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.

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 Watson & Winch Pty Ltd 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 Hannah Ransom on (02) 6243 1255.

Yours sincerely

A handwritten signature in black ink, consisting of a stylized 'R' followed by a long horizontal line extending to the right.

Dr Richard Chadwick
General Manager
Adjudication Branch