

Our Ref: 47502
Contact Officer: Anna Giannakos
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**Australian
Competition &
Consumer
Commission**

21 November 2011

Mr Paul Holm
Anzarut & Holm Pty Ltd
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Sydney NSW 1230

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Dear Mr Holm

Third line forcing notification N95624 – lodged by Tyco Australia Pty Ltd trading as ADT Security

I refer to the above third line forcing notification lodged with the Australian Competition and Consumer Commission (the ACCC) on 9 November 2011. The notification has been placed on the ACCC's public register.

ADT security proposes to supply or offer to supply electronic monitoring of alarms and related services at a particular price, or to give a discount or rebate on such supply, on the condition that the customer also acquires alarm installation and/or security doors and/or physical barrier systems from Security365 Pty Ltd (or its franchisees) (Security365).

Legal immunity conferred by the notification commenced on 23 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 ADT Security will disclose all relevant terms and conditions to prospective customers.

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 Anna Giannakos on (03) 9290 6920 or by email anna.giannakos@accc.gov.au

Yours sincerely

Dr Richard Chadwick
General Manager
Adjudication Branch