



**Australian
Competition &
Consumer
Commission**

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Our Ref: C2011/27
Contact Officer: Clare McGinness
Contact Number: (02) 2643 1049

13 January 2011

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

Dear Ms Dean

Third line forcing notification N95215 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 17 December 2010. The notification has been placed on the ACCC's public register.

M2 Commander Pty Ltd proposes to provide its small to medium business customers with a discount on the cost of telecommunications services if they enter into a finance arrangement with Flexirent Capital 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 the services.

Legal immunity conferred by the notification commenced on 31 December 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 M2 Commander Pty Ltd 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 Clare McGinness on (02) 6243 1049.

Yours sincerely

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

David Hatfield
A/g General Manager
Adjudication Branch