



**Australian
Competition &
Consumer
Commission**

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Our Ref: 48918
Contact Officer: Mark Basile
Contact Number: (03) 9290 1855

3 September 2012

Kieran Magee
Group Product Manager
ICT Distribution Pty Ltd
2/25 Palmerston Crescent
South Melbourne VIC 3205

Dear Mr Magee

Third line forcing notifications N96081 - N96117 lodged by ICT Distribution Pty Ltd on behalf of 37 Telstra Licensed Shops

I refer to the above third line forcing notifications lodged with the Australian Competition and Consumer Commission (the ACCC) on 22 August 2012. The notifications have been placed on the ACCC's public register.

I note that the Telstra Licensed Shops are:

1. Asiani Bibi Pty Ltd
2. KH McWaters
3. SJ McWaters
4. Fox Computer Management Pty Ltd
5. I Know IT Pty Ltd
6. New Intellect Pty Ltd
7. Jem Computer Systems Pty Ltd
8. M.E.L. Productions Pty Ltd
9. C2001 Pty Ltd
10. The Trustee for Bonneys Hardware and Electrical
11. Briefcase Enterprises Pty Ltd
12. Panaconnect Pty Ltd
13. JP Computer solutions Pty Ltd
14. AJ Korsh
15. MB Korsh
16. New Technology Solutions Pty Ltd
17. Pinpoint Computer Services Pty Ltd
18. Components Plus Pty Ltd
19. Total Information Technology Solutions Pty Ltd
20. PA McFarlane
21. TM McFarlane

22. Macquarie Regional Enterprises Pty Ltd
23. Ouvrir Pty Ltd
24. DM Johnson
25. HG Johnson
26. Thomas Zagon
27. Patience Harvest Pty Ltd
28. The Trustee for the Mason Brown Family Trust
29. AVO Electronic Systems Pty Ltd
30. Centrix Solutions Pty Ltd
31. Data & Telecommunications Specialists Pty Ltd
32. EQG Holdings Pty Ltd
33. Hotline IT Pty Ltd
34. Infocom Computer Systems Pty Ltd
35. I.T. Basecamp Pty Ltd
36. The Trustee for G&J McGrath Family
37. The Trustee for Kinsella Family Trust

(Together the Telstra Licensed Shops)

The Telstra Licensed Shops propose to:

(i) supply or offer to supply a TLS Product and/or Promotional Product to retail customers on the condition that the customer acquires or agrees to acquire telecommunications services or products or particular telecommunications services plans from Telstra;

(ii) refuse to supply or refuse to offer to supply a TLS Product and/or Promotional Product to retail customers for the reason that the customer has not acquired or has not agreed to acquire telecommunications services or products or particular telecommunications services plans from Telstra;

(iii) give or allow or offer to give or allow a discount, allowance, rebate or credit in relation to a TLS Product and/or Promotional Product to retail customers on the condition that the customer acquires or agrees to acquire telecommunications services or products or particular telecommunications services plans from Telstra.

Legal immunity conferred by these notifications will commence on 5 September 2012.

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 these notifications 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 the Telstra Licensed Shops and Telstra 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 Mark Basile on (03) 9290 1855.

Yours sincerely

A handwritten signature in blue ink, consisting of a stylized 'R' followed by a long horizontal line.

Dr Richard Chadwick
General Manager
Adjudication Branch