



**Australian  
Competition &  
Consumer  
Commission**

GPO Box 3131  
Canberra ACT 2601

23 Marcus Clarke Street  
Canberra ACT 2601

tel: (02) 6243 1111  
fax: (02) 6243 1199

[www.accc.gov.au](http://www.accc.gov.au)

Our Ref: 49848  
Contact Officer: Mark Basile  
Contact Number: (03) 9290 1855

9 October 2012

Wai-Hwoon Low1  
Principal, Russell Kennedy Lawyers  
Level, 2,469 La Trobe Street  
Melbourne 3000

Dear Ms Low

**Third line forcing notification N96173 lodged by Croydon Developments Pty Ltd**

I refer to the above third line forcing notification lodged with the Australian Competition and Consumer Commission (the ACCC) on 28 September 2012. The notification has been placed on the ACCC's public register.

Croydon Developments Pty Ltd proposes to offer vacant lots to buyers on the condition that buyers enter a contract to construct a home with Metricon Homes Pty Ltd.

Legal immunity conferred by the notification will commence on 12 October 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 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 Croydon Developments Pty Ltd, and Metricon Homes 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 Mark Basile on (03) 9290 1855.

Yours sincerely



David Hatfield  
Acting General Manager  
Adjudication Branch