



**Australian  
Competition &  
Consumer  
Commission**

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Our Ref: 50009  
Contact Officer: Anna Giannakos  
Contact Number: (03) 9290 6920

31 October 2012

Mr Matthew Lees  
Arnold Bloch Leibler  
Level 21  
333 Collins St  
Melbourne Vic 3000

Dear Mr Lees

**Third line forcing notification N96223 lodged by Abbotcrest Pty Ltd**

I refer to the above third line forcing notification lodged with the Australian Competition and Consumer Commission (the ACCC) on 25 October 2012. The notification has been placed on the ACCC's public register.

Abbotcrest proposes to offer vacant lots at the Aura Park, Somerfield estate, Keysborough, Victoria, to buyers on the condition that buyers enter a contract with a builder nominated by Abbotcrest, namely Latitude 37 Projects Pty Ltd, to construct the house on the lot.

Legal protection conferred by the notification will commence on 8 November 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 legal protection provided 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 Abbotcrest Pty Ltd will disclose all relevant terms and conditions to prospective customers.

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](mailto:anna.giannakos@accc.gov.au).

Yours sincerely

Dr Richard Chadwick  
General Manager  
Adjudication Branch