



Australian
Competition &
Consumer
Commission

Our Ref: 50078
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5 December 2012

Frank Poeta	David Rowan
Partner	Solicitor
Herbert Smith Freehills	Herbert Smith Freehills
GPO Box U1942	
Perth WA 6845	

Dear Mr Poeta and Mr Rowan

Third line forcing notification N96250 lodged by Tennyson Nominees Pty Ltd

I refer to the above third line forcing notification lodged with the Australian Competition and Consumer Commission (the ACCC) on 6 November 2012. The notification has been placed on the ACCC's public register.

Tennyson proposes to offer vacant lots at the Baldivis Quarter estate, Baldivis, Western Australia, to buyers on the condition that buyers enter a contract with a builder nominated by Tennyson to construct the house on the lot.

Legal protection conferred by the notification will commence on 22 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 Tennyson Nominees 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 Sam Campbell on (03) 9290 1870 or by email sam.campbell@accc.gov.au.

Yours sincerely

Dr Richard Chadwick
General Manager
Adjudication Branch