

Contact Officer: Shane Chisholm  
Contact Number: (02) 6243 1036



**Australian  
Competition &  
Consumer  
Commission**

10 December 2012

Michael Panegyres  
Senior Associate  
Allion Legal

By email: [mpanegyres@allionlegal.com](mailto:mpanegyres@allionlegal.com)

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)

Dear Mr Panegyres

### **Third line forcing notification N96280 lodged by Tamala Park Regional Council**

I refer to the above third line forcing notification lodged with the Australian Competition and Consumer Commission (the ACCC) on 19 November 2012. The notification has been placed on the ACCC's public register.

Tamala Park Regional Council is developing 'Catalina Estate' and proposes to offer residential lots for sale on condition that the buyer will enter into a building contract with a nominated builder. It is proposed that 50 of the 90 lots in the estate will be sold as house and land packages.

Legal protection conferred by the notification commenced on 3 December 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 Tamala Park Regional Council and the nominated builders 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 Shane Chisholm on (02) 6243 1036

Yours sincerely

A handwritten signature in blue ink, appearing to be 'Richard Chadwick'.

Dr Richard Chadwick  
General Manager  
Adjudication Branch