

Our Ref: TRACKIT 50369
Contact Officer: Gina D'Ettorre
Contact Number: 03 9290 1483



**Australian
Competition &
Consumer
Commission**

11 December 2012

Mr David Gardiner
CEO
Next Media Pty Ltd
Level 6, Building A 207 Pacific Highway
ST LEONARDS NSW 2065

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Dear Mr Gardiner

Third line forcing notification N96465 lodged by Next Media Pty Ltd

I refer to the above third line forcing notification lodged with the Australian Competition and Consumer Commission (the ACCC) on 7 December 2012. The notification has been placed on the ACCC's public register.

Next Media Pty Ltd proposes to offer a discount on a 12 month subscription to the *Healthy Food Guide* magazine, and other promotions from time to time, to consumers on condition that they are a member of Bupa Australia.

Legal protection conferred by the notification will commence on 21 December 2012.

On the basis of the information 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 Next Media and any other relevant parties 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 Gina D'Ettorre on 03 9290 1483.

Yours sincerely

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

Dr Richard Chadwick
General Manager
Adjudication Branch

CC Ms Emma Zipper
General Counsel & Company Secretary
Bupa Australia Group