



**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

Our Ref: C2012/124
Contact Officer: Imogen Hartcher-O'Brien
Contact Phone: (02) 6243 1049

13 March 2012

Ms Nikki Cox
Operation Manager
DB Dental Group
Unit 20, 2-4 Pensioner Guard Road
North Fremantle WA 8159

By email: nikki@dbdental.com.au

Dear Ms Cox

Third line forcing notification N95722 lodged by DB Dental

I refer to the above third line forcing notification lodged with the Australian Competition and Consumer Commission (the ACCC) on 14 February 2012. The notification has been placed on the ACCC's public register.

DB Dental proposes to offer NIB customers discounted dental services at DB Dental centres which may result in NIB customers incurring no or little out of pocket expenses. DB Dental's offer will include a discounted rate on dental services from DB Dental and a range of 'no gap' dental services as defined by the following six Australian Dental Association item numbers: 111, 114, 121, 011, 013 and 012 (no gap services). The level of no gap services available to NIB customers will depend on the level the customer's private health insurance cover.

Legal immunity conferred by the notification commenced on 28 February 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 DB Dental and NIB will disclose all relevant terms and conditions to prospective clients.

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 Imogen Hartcher-O'Brien on (02) 6243 1049.

Yours sincerely

A handwritten signature in blue ink, appearing to be 'R Chadwick', with a long horizontal stroke extending to the right.

Dr Richard Chadwick
General Manager
Adjudication Branch