



**Australian  
Competition &  
Consumer  
Commission**

Our Ref: 48292  
Contact Officer: Tess Macrae  
Contact Number: 03 9290 1835

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22 March 2012

Ms Paula Robinson  
Lawyer  
Minter Ellison Lawyers

*By email: [paula.robinson@minterellison.com](mailto:paula.robinson@minterellison.com)*

Dear Ms Robinson

### **Third line forcing notification N95740 lodged by Jetts Fitness Pty Ltd**

I refer to the above third line forcing notification lodged with the Australian Competition and Consumer Commission (the ACCC) on 28 February 2012. The notification has been placed on the ACCC's public register.

Jetts proposes to offer and/or supply discounted memberships to members, customers or employees of businesses, companies, associations or organisations that are or become a Jetts Affiliate Partner on condition that the member, customer or employee presents evidence that they are a member, customer or employee of the Affiliate Partner. Jetts also proposes to refuse to offer or supply discounted memberships to persons who cannot provide such evidence.

Legal immunity conferred by the notification commenced on 13 March 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 Jetts 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 Tess Macrae on 03 9290 1835.

Yours sincerely

A handwritten signature in blue ink, consisting of a large, stylized 'R' followed by a long horizontal stroke that tapers to the right.

Dr Richard Chadwick  
General Manager  
Adjudication Branch