

Our Ref: 51662
Contact Officer: Hannah Ransom
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**Australian
Competition &
Consumer
Commission**

2 July 2013

Ms Rachel Webber
Special Counsel
Jackson McDonald

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Dear Ms Webber

Third line forcing notification N96833 lodged by MDA National Insurance Pty Ltd

I refer to the above third line forcing notification lodged with the Australian Competition and Consumer Commission (the **ACCC**) on 28 June 2013. The notification has been placed on the ACCC's public register.

MDA National Insurance Pty Ltd (MDANI) proposes to offer discounted professional indemnity insurance to certain ophthalmologists or ophthalmology registrars on condition that they are members of the Australian Society of Ophthalmologists Inc (ASO). MDANI will offer a 7% discount to ASO members. ASO members will not be required to obtain professional indemnity insurance from MDANI as a condition of their membership.

Legal protection conferred by the notification will commence on 12 July 2013.

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 MDANI and the ASO 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 Hannah Ransom on (02) 6243 1255.

Yours sincerely

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

Dr Richard Chadwick
General Manager
Adjudication Branch