



Australian
Competition &
Consumer
Commission

Our Ref: 53787
Contact Officer: Anna Giannakos
Contact Number: (03) 9290 6920

GPO Box 3131
Canberra ACT 2601

10 February 2014

23 Marcus Clarke Street
Canberra ACT 2601

Ms Alice Muhlebach
Partner
Ashurst Australia

tel: (02) 6243 1111
fax: (02) 6243 1199

www.accc.gov.au

By email: alice.muhlebach@ashurst.com

Dear Ms Muhlebach

Third line forcing notification N97220 lodged by Henley Arch Pty Ltd

I refer to the above third line forcing notification lodged with the Australian Competition and Consumer Commission (the ACCC) on 4 February 2014. The notification has been placed on the ACCC's public register.

Henley Arch Pty Ltd proposes to supply or offer to supply customers with a new house with specified features that Henley Arch will construct at a fixed price on condition that the customer acquires land and mortgage management services from Mortgageport Management Pty Ltd (Mortgageport) as part of an "all in one" package.

Legal protection conferred by the notification will commence on 18 February 2014.

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 Henley Arch Pty Ltd 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 Anna Giannakos on (03) 9290 6920 or by email to anna.giannakos@accc.gov.au.

Yours sincerely

Dr Richard Chadwick
General Manager
Adjudication Branch