

Our Ref: 54752
Contact Officer: Sam Campbell
Contact Number: (03) 9290 1870



**Australian
Competition &
Consumer
Commission**

4 June 2014

Ms Kathryn Low
Corporate Lawyer
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By email: romayne.perera@auspost.com.au (attn. Kathryn Low)

Dear Ms Low,

Third line forcing notification N97422 lodged by Australian Postal Corporation

I refer to the above third line forcing notification lodged with the Australian Competition and Consumer Commission (the ACCC) on 28 May 2014. The notification has been placed on the ACCC's public register.

The Australian Postal Corporation (Australia Post) proposes to give, or offer to give, certain discounts or offers to Parcel Locker customers.

Legal protection conferred by the notification will commence on 12 June 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. However, I note that the legal protection provided by the notification only covers third line forcing conduct engaged in by the notifying party, i.e. Australia Post. The notification does not cover discounts or offers from third party Parcel Locker partners (for example 7-Eleven stores or local shopping centres) provided to customers on the condition that they are a Parcel Locker customer. These third party Parcel Locker partners will each have to submit a third line forcing notification in order to obtain legal protection for such conduct.

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 Australia Post 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 Sam Campbell on (03) 9290 1870.

Yours sincerely

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

Dr Richard Chadwick
General Manager
Adjudication Branch