



**Australian
Competition &
Consumer
Commission**

Our Ref: 53577
Contact Officer: Tanya Hobbs
Contact Number: 02 6243 1029

GPO Box 3131
Canberra ACT 2601

23 January 2014

23 Marcus Clarke Street
Canberra ACT 2601

Peter N. Lewis
Director
VSP Global
110 Dalmeny Ave.
Rosebery NSW 2018

tel: (02) 6243 1111
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www.accc.gov.au

Dear Mr Lewis

Third line forcing notifications N97177 lodged on behalf of Maxwell Guernier t/a EyeMax EyeCare

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

Maxwell Guernier proposes to offer a discount on the supply of optometry services and related products (such as completed spectacles and contact lenses) to customers on condition that those customers are members of participating health funds, or the employees of the participating health funds.

Legal protection conferred by the notification commenced on 7 January 2014.

On the basis of the information 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 VSP and Maxwell Guernier 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 Tanya Hobbs on 02 6243 1029.

Yours sincerely

Dr Richard Chadwick
General Manager
Adjudication Branch