



**Australian
Competition &
Consumer
Commission**

Our Ref: 53693
Contact Officer: Anna Giannakos
Contact Number: (03) 9290 6920

GPO Box 3131
Canberra ACT 2601

24 January 2014

23 Marcus Clarke Street
Canberra ACT 2601

Mr Dick Herman
Legal Manager
Australian Couriers Pty Ltd
Level 9, 491 Kent Street
Sydney NSW 2000

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

www.accc.gov.au

Dear Mr Herman

**Third line forcing notification N97207 lodged by Australian Couriers Pty Ltd t/a
Fastway Couriers (Australia) (Fastway)**

I refer to the above third line forcing notification lodged with the Australian Competition and Consumer Commission (the ACCC) on 21 January 2014. The notification has been placed on the ACCC's public register.

Fastway proposes to supply or offer to supply certain parcel delivery services and related goods, or give, or offer to give a discount on certain parcel delivery services and related goods, to a person, on condition that the person acquires services from eBay.

Legal protection conferred by the notification will commence on 4 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 Fastway 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