



Australian  
Competition &  
Consumer  
Commission

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Contact officer: Cameron McKean  
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27 February 2017

John Cowell  
Director  
FUELtrac

By email: [johnc@fueltrac.com.au](mailto:johnc@fueltrac.com.au)

Dear Mr Cowell

#### Information disclosure

The ACCC has recently become aware that on 21 February 2017, information belonging to FUELtrac was inadvertently disclosed by an ACCC staff member to an individual in the Fuel and Metro division of Woolworths Limited.

Specifically, an email chain was inadvertently sent to the individual. While the email chain was primarily comprised of internal emails between ACCC staff members, it did include the following emails:

- email of 1 February 2017 at 4.31pm from Cameron McKean, ACCC to you, titled 'ACCC merger review: BP/Woolworths'
- email of 17 February 2017 at 5.04pm from you to Tom Leuner, ACCC, titled 'FW: Data Assistance on ACCC Merger Petrol Matters – Confidential'
- email of 17 February 2017 at 6.32pm Tom Leuner, ACCC to you titled 'RE: Data Assistance on ACCC Merger Petrol Matters – Confidential'

I have attached copies of the relevant emails.

Shortly after the inadvertent disclosure, the recipient advised that he had received the email chain in error and had not forwarded the emails to anyone else. He also confirmed that he had deleted all copies from his mail box. We will also request him to confirm that he will not disclose the fact of the emails or their contents to any other person.

On behalf of the ACCC, I sincerely apologise to you for this inadvertent disclosure of the emails which included information provided by you to the ACCC. The ACCC takes its responsibilities regarding the handling of third party information very seriously and I am disappointed that our systems and procedures were not adequate in this instance. We will take steps intended to minimise the chances of similar inadvertent disclosures in the future.

Please feel free to contact me on (02) 6243 1226 to discuss any aspect of the above.

Yours sincerely

A handwritten signature in dark ink, appearing to be 'Rami Greiss', written in a cursive style.

Rami Greiss  
Executive General Manager  
Merger and Authorisation Review