

N70208

FORM G

Regulation 9

COMMONWEALTH OF AUSTRALIA
Trade Practices Act 1974-Sub-section 93 (1)
EXCLUSIVE DEALING:
NOTIFICATION

To the Australian Competition and Consumer Commission:

Notice is hereby given, in accordance with sub-section 93 (1) of the Trade Practices Act 1974, of particulars of conduct or of proposed conduct of a kind referred to in subsection 47 (2), (3), (4), (5), (6) or (7), or paragraph 47 (8) (a), (b) or (c) or (9) (a), (b), (c) or (d), of that Act in which the person giving notice engages or proposes to engage.

1. (a) Name of person giving notice:
RACWA Holdings Pty Ltd
- (b) Short description of business carried on by that person:
Commercial and Investment arm of the RAC Group
- (c) Address in Australia for service of documents on that person:
228 Adelaide Terrace Perth Western Australia 6000
2. (a) Description of the goods or services in relation to the supply or acquisition of which this notice relates
Credit card services and credit card reward point scheme, motoring club goods and services, insurance policies
- (b) Description of the conduct or proposed conduct
The conduct of RAC Holdings Pty Ltd offering discounts, monetary incentives and goods and services and credit card contracts on condition that the proposed recipients become a member of the RAC Club and/or acquire an insurance policy from RAC Insurance Pty Ltd, and/or enter into a credit card contract with American Express and/or enter into a credit card reward scheme operated by American Express
3. (a) Class or classes of persons to which the conduct relates: RAC Club members and policy holders with RAC Insurance Pty Ltd
- (b) Number of those persons?
 - (i) At present time 399,553 RAC Club members and 300,000 policy holders with RAC Insurance Pty Ltd
 - (ii) Estimated within the next year:
419,000 RAC Club members and 309,000 policy holders with RAC Insurance Pty Ltd
- (c) Where number of persons stated in item 3 (b) (i) is less than 50, their names and addresses: not applicable
4. Name and address of person authorized by the person giving this notice to provide additional information in relation to this notice
Terry Agnew, RACWA Holdings Pty Ltd, 228 Adelaide Terrace Perth Western Australia 6000

Dated 14 September 2001

Signed by/on behalf of the person giving this notice



TERRY AGNEW

RACWA HOLDINGS PTY LTD

ACCC
14 SEP 2001
PERTH

DIRECTIONS

1. If there is insufficient space on this form for the required information, the information is to be shown on separate sheets, numbered consecutively and signed by or on behalf of the person giving the notice.
2. If the notice is given by or on behalf of a corporation, the name of the corporation is to be inserted in item 1 (a), not the name of the person signing the notice, and the notice is to be signed by a person authorised by the corporation to do so.
3. In item 1 (b), describe that part of the business of the person giving the notice in the course of which the conduct is engaged in.
4. If particulars of a condition or of a reason of the type referred to in subsection 47 (2), (3), (4), (5), (6), (7), (8) or (9) of the Trade Practices Act 1974 have been reduced in whole or in part to writing, a copy of the writing is to be provided with the notice.
5. In item 3 (a), describe the nature of the business carried on by the persons referred to in that item.
6. In item 3 (b) (ii), state an estimate of the highest number of persons with whom the person giving the notice is likely to deal in the course of engaging in the conduct at any time during the next year.

NOTICE

If this notification is in respect of conduct of a kind referred to in subsection 47 (6) or (7), or paragraph 47 (8) (c) or (9) (d), of the Trade Practices Act 1974 ("the Act"), it comes into force at the end of the period prescribed for the purposes of subsection 93 (7A) of the Act ("the prescribed period") unless the Commission gives a notice under subsection 93A (2) of the Act within the prescribed period, or this notification is withdrawn.

The prescribed period is 21 days (if this notification is given on or before 30 June 1996) or 14 days (if this notification is given after 30 June 1996), starting on the day when this notification is given.

If the Commission gives a notice under subsection 93A (2) of the Act within the prescribed period, this notification will not come into force unless the Commission, after completing the procedures in section 93A of the Act, decides not to give a notice under subsection 93 (3A) of the Act. The notification comes into force when that decision is made.

If this notification is in respect of conduct of a kind referred to in subsection 47 (2), (3), (4) or (5), or paragraph 47 (8) (a) or (b) or (9) (a), (b) or (c), of the Act, it comes into force when it is given.