



**Australian Competition & Consumer Commission**

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Australia

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Our Ref: N90928  
Contact Officer: Jewel Gilbert  
Contact Phone: 02 6243 1225  
Your Ref: BDK

31 October 2001

Mr Brian Kewley  
Freehills  
Level 46, 101 Collins Street  
MELBOURNE VIC 3000

Dear Mr Kewley,

**Notification of Third Line Forcing – Diners Club International  
N90928**

I refer to the above third line forcing notification lodged by Diners Club International (“Diners Club”) on 24 October 2001 with the Australian Competition and Consumer Commission (“the Commission”). The notification has been placed on the Commission’s public register. Legal immunity afforded by the notification will come into force on 7 November 2001.

You have described the notified conduct as relating to Diners Club members receiving additional bonus points from Diners Club if the member uses their Diner Club credit card to acquire goods or services from a Bonus Partner. At present, Bonus Partners have been identified as:

- Avis Australia
- Miravac Hotels Pty Ltd
- Six Continents Hotel Group
- Winemakers Choice Pty Ltd

This notification does not provide immunity for third line forcing conduct engaged in by the Bonus Partners.

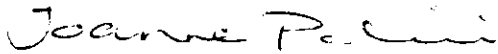


On the basis of the information you have provided, I do not intend to make further inquiries in relation to the notified conduct at this time.

Please note that the Commission may act to remove the immunity afforded by this 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.

If you wish to discuss any aspect of this matter, please do not hesitate to contact Jewel Gilbert on (02) 6243 1225.

Yours sincerely

A handwritten signature in cursive script that reads "Joanne Palisi".

Joanne Palisi  
A/g General Manager  
Adjudication Branch.