



Australian Competition & Consumer Commission

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Our Ref: C2002/599
Contact Officer: Bronwyn Davis
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22 May 2002

Ms Elisabeth Ritchie
NRG Legal
Level 10
48 Hunter Street
SYDNEY NSW 2000

Dear Ms Ritchie

Notifications of Exclusive Dealing – Third Line Forcing- lodged by Juice Station Franchising Pty Ltd (N31144)

I refer to the notification of exclusive dealing third line forcing conduct lodged by Juice Station Franchising Pty Ltd (“Juice Station”) (N31144).

Notification N31144 was lodged with the Australian Competition and Consumer Commission (“the Commission”) on 18 April 2002 and has been placed on the Commission’s public register. Legal immunity provided by the exclusive dealing third line forcing notification commenced on 2 May 2002.

You have described the notified third line forcing conduct as a requirement for franchisees to purchase fruit, bottles and labels from the Fruit Station Pty Ltd and to purchase fruit juicing machines and certain fit-out from nominated suppliers.

In respect of this conduct, I bring to your attention the requirement under the Franchising Code of Conduct for a franchisor to disclose in the Franchise Disclosure Document any commission or rebate received through an agreement with a third party supplier.

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.



Please note that the Commission may act to remove the immunity afforded by this third line forcing notification at a later stage if it is satisfied that the public benefit arising from the notified conduct does not outweigh the public detriment arising from the conduct.

This letter has been placed upon the Commission's public register. If you wish to discuss any aspect of this matter further, please do not hesitate to contact Bronwyn Davis on (02) 6243 1371.

Yours sincerely

A handwritten signature in black ink, appearing to read 'T Grimwade', with a stylized flourish at the end.

Tim Grimwade
General Manager
Adjudication Branch