



Australian Competition & Consumer Commission

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Our Ref: N31169
Contact Officer: Jaime Norton
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1 August 2002

Helen Conway
Company Secretary
Caltex Australia Petroleum Pty Ltd
MLC Centre
19-29 Martin Place
Sydney NSW 2000

Dear Ms Conway

**Re: Exclusive dealing notification No. N31169
lodged by Caltex Australia Petroleum Pty Ltd**

I refer to the above exclusive dealing notification lodged with the Australian Competition and Consumer Commission (the Commission) on 9 July 2002.

You have described the conduct as involving Caltex selling 'Starcash cards', at face value or at a discount, to Caltex outlets and third parties. Caltex outlets on-sell 'Starcash cards', and third parties either on-sell or give away those cards, to end consumers who can use the card to purchase fuel or non-fuel items at participating Caltex service stations in the Caltex network. Legal immunity provided by the notification commenced on 23 July 2002.

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 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 letter has been placed on the Commission's public register. If you wish to discuss any aspect of this matter, please do not hesitate to contact Ms Jaime Norton on (02) 6243 1208.

Yours sincerely

Handwritten signature of Tim Grimwade, consisting of stylized initials 'TG' followed by a cursive name.

Tim Grimwade
General Manager
Adjudication Branch