



Australian Competition & Consumer Commission

FB

Our Ref: C2003/1340
Your Ref: 114513
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14 November 2003

Mr Greg Hipwell
Partner
Deacons
GPO Box 4592
MELBOURNE VIC 3001

Dear Mr Hipwell

**Re: Exclusive dealing notification N40607
lodged by Stihl Pty Ltd**

I refer to the above notification for exclusive dealing lodged by your client, Stihl Pty Ltd (Stihl), with the Australian Competition and Consumer Commission (the Commission) on 13 October 2003. Legal immunity provided by the notification commenced on that date.

Your client has described the conduct as the supply by Stihl of its products to dealers who participate in its Imaging Program in accordance with Stihl's Imaging Guidelines, on the condition that the dealers do not acquire any competing product ranges from other manufacturers for promotion and resale within their businesses.

On the basis of the information provided by your client, it is not intended that further action be taken in this matter at this stage.

As with any notification, 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 public benefit arising from the notified conduct does not outweigh the public detriment arising 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 Isabelle Arnaud on 02 6243 1049.

Yours sincerely

Tim Grimwade
General Manager
Adjudication Branch

