



Australian Competition & Consumer Commission

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Our Ref: C2002/1809
Contact Officer: Amanda Dadd
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4 February 2003

Andrew Soszynski
Caltex Australia Petroleum Pty Ltd
Level 12, 19-29 Martin Place
SYDNEY NSW 2000

Dear Mr Soszynski

Notification Exclusive Dealing – Caltex Australia Petroleum Pty Ltd (N31205)

I refer to the above third line forcing notification lodged by Caltex Australia Petroleum Pty Ltd (“Caltex”) (N31205) on 4 December 2002 with the Australian Competition and Consumer Commission (“the Commission”). The notification has been placed on the Commission’s public register. Legal immunity from the Trade Practices Act came into effect on 18 December 2002.

The notification details an arrangement in which Caltex proposes to provide certain rebates to GE Capital Fleet Services Australia Pty Ltd (“GE”) in return for GE requesting the issue of Caltex Fuel Cards to clients of GE or employees of clients of GE.

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.



If you wish to discuss any aspect of this matter, please do not hesitate to contact Amanda Dadd on (02) 6243 1391.

A copy of this letter has been placed on the Commission's public register.

Yours sincerely

Handwritten signature of Tim Grimwade, consisting of a stylized 'T' and 'G' followed by a cursive flourish.

Tim Grimwade
General Manager
Adjudication Branch