



Australian Competition & Consumer Commission

PO Box 1199
Dickson ACT 2602
470 Northbourne Ave
Dickson ACT 2602
Australia
Ph (02) 6243 1111
Fax (02) 6243 1199

Our Ref: C2004/746
Contact Officer: Isabelle Arnaud
Contact Number: (02) 6243 1049

7 June 2004

Geoff Carter
Minter Ellison Lawyers
Level 16
Rialto Towers
525 Collins Street
MELBOURNE VIC 3000

Dear Mr Carter

**Re: Third line forcing notification No. N91400
lodged by Hertz Australia Pty Limited**

I refer to the above third line forcing notifications lodged with the Australian Competition and Consumer Commission (the Commission) on 26 May 2004.

You have described the conduct as the offer by Hertz Australia Pty Limited of a discount, allowance, rebate or credit in relation to the supply of motor vehicle rental services and other ancillary services on the condition that the person will acquire membership services from an Australian Motoring Organisation or an affiliated International Motoring Organisation. Legal immunity provided by the notification will come into force 9 June 2004.

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.

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 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 Isabelle Arnaud on 02 6243 1049.

Yours sincerely

Handwritten signature of Tim Grimwade, consisting of a stylized 'Ti' followed by a cursive 'Grimwade'.

Tim Grimwade
General Manager
Adjudication Branch