



**Australian
Competition &
Consumer
Commission**

Our Ref: C2004/1249
Contact Officer: Scott Gregson
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07 September 2004

Mr Peter Hede
Divisional Manager Quickstop
Foodland Associated Limited
Level 1
1 Lakeside Drive
BURWOOD EAST VIC 3151

Dear Mr Hede

**Notification of exclusive dealing lodged by
Queensland Fuel Supplies Pty Ltd trading as Independent Fuel Supplies (N40757)**

I refer to the above third line forcing notification lodged by Queensland Fuel Supplies Pty Ltd trading as Independent Fuel Supplies (IFS) with the Australian Competition and Consumer Commission (the ACCC) on 27 August 2004.

You have described the conduct in respect of the above notification as the offer by IFS of a discount, allowance, rebate or credit on fuel to consumers on condition they have acquired goods of a specified value from participating supermarkets (currently Action supermarkets). Legal immunity provided by this notification will come into force on 10 September 2004.

The ACCC recently consulted a wide variety of interested parties in relation to a number of similar notifications relating to the petrol and grocery sectors. The ACCC has considered the above notification in light of submissions previously put to it by interested parties in relation to similar notifications and its own investigations. The ACCC considers that the notified conduct is likely to result in a net public benefit and does not intend to take any further action at this stage to remove the immunity afforded by the notification.

Please note, as with any notification, the ACCC may act to remove the immunity afforded by this notification at a later stage if it becomes 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 ACCC's public register. The ACCC has released a report and media release in relation to the consideration of a number of acquisitions in the petrol and grocery sectors, which can be found on the ACCC's website at www.accc.gov.au. If you wish to discuss any aspect of this matter, please do not hesitate to contact Scott Gregson on (02) 6243 1107.

Yours sincerely

Handwritten signature of Tim Grimwade, consisting of a stylized 'T' and 'G'.

Tim Grimwade
General Manager
Adjudication Branch