



Our Ref: C2004/1669
Contact Officer: Scott Gregson
Contact Number: (02) 6243 1107

PO Box 1199
Dickson ACT 2602
470 Northbourne Ave
Dickson ACT 2602
ph (02) 6243 1111
fax (02) 6243 1199
www.accc.gov.au

02 November 2004

Mr Stephen Williams
86-88 Macintosh Street
FORSTER NSW 2428

Dear Mr Williams

**Notification of exclusive dealing lodged by
S Williams (N91552)**

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

You have described the conduct in respect of the above notification as the offer of discounted fuel to consumers upon proof of purchase to the value of \$20 or more at Clifton's Fresh Chickens, Foster Arcade or Lobby's Seafood & Takeaway located at Foster. Legal immunity provided by this notification will come into force on 10 December 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



Tim Grimwade
General Manager
Adjudication Branch