



Our Ref: N91718 - N91745
Contact Officer: Tania Mayrhofer
Contact Number: (02) 6243 1070

**Australian
Competition &
Consumer
Commission**

24 May 2005

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Mr Robert Barnes
Barnes & Wenden Attorneys
Level 12
44 Market St
Sydney NSW 2000

Dear Mr Barnes

**Re: Third line forcing notifications – Servo Savers scheme
Nos. N91718 – N91745**

I refer to the attached listing of third line forcing notifications lodged by various fuel retailers with the Australian Competition and Consumer Commission (the ACCC) on 16 May 2005. These notifications have been placed on the ACCC's public register.

These notifications described the conduct as follows:

“The sale of fuel at a discount subject to the customer purchasing a specified dollar amount of goods or services from participating businesses.”

Legal immunity conferred by the notifications will commence on 30 May 2005.

In 2004, the ACCC concluded a comprehensive consultation process in relation to a number of similar notifications relating to the petrol and grocery sectors. The ACCC has considered the above notifications 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.

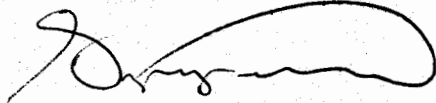
Please note, as with any notification, the ACCC may act to remove the immunity afforded by these notifications at a later stage if it becomes satisfied that the likely benefit to the public from the conduct will not outweigh the likely detriment to the public from the conduct.

I also note that in promoting the offer consumers should be made aware of any exclusions or conditions that may apply.



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 Tania Mayrhofer on (02) 6243 1070.

Yours sincerely

A handwritten signature in black ink, appearing to read 'Scott Gregson', with a large, sweeping flourish at the end.

Scott Gregson
A/g General Manager
Adjudication Branch

- Lagglands Pty Ltd – N91718
- The Bremilin Group – N91719
- Baida Brothers – N91720
- Trinity Petroleum Services Pty Ltd – N91721
- Bransfords (Qld) Pty Ltd - N91722
- Camp Service Station Pty Ltd – N91723
- Yongola Holdings Pty Ltd – N91724
- Malpass Enterprises Pty Ltd – N91725
- Kalhire Pty Ltd – N91726
- Wilmarah Pty Ltd – N91727
- F & L Holdings Pty Ltd – N91728
- Lidocole Pty Ltd – N91729
- MJ & CN Schlink – N91730
- McDonald & Murphy Pty Ltd – N91731
- Tip Top Group of Companies Pty Ltd – N91732
- Tafloc Investments Pty Ltd – N91733
- Andreck Nominees Pty Ltd – N91734
- Ronald E Marks – N91735
- Carey Nominees Qld Pty Ltd – N91736
- Marinos & Son Pty Ltd – N91737
- William & Lynette McCasker – N91738
- NRMP Pty Ltd – N91739
- Rose & Richard Baker – N91740
- KJ Steffensen Investments Pty Ltd – N91741
- Becram Pty Ltd – N91742
- Golden Form Pty Ltd – N91743
- Illywood Pty Ltd – N91744
- Pitstop Fuel & Convenience Stores Pty Ltd – N91745