



Our Ref: C2005/443
Contact Officer: Anthony Parker
Contact Number: (02) 6243 1338

**Australian
Competition &
Consumer
Commission**

11 March 2005

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Ameet Bains
Minter Ellison Lawyers
525 Collins Street
MELBOURNE VIC 3000

Dear Mr Bains

Re: Potential third line forcing notification No. N91630 lodged by Inchcane Automotive Retail Pty Ltd

I refer to the above potential third line forcing notification lodged with the Australian Competition and Consumer Commission (the ACCC) on 8 March 2005.

Legal immunity provided by the notification will commence on 22 March 2005.

The notification details an arrangement whereby the notifying party, Inchcane Automotive Retail Pty Ltd (trading as Subaru Melbourne) proposes to offer financial benefits to members of the Impreza WRX Club (WRX Club). These benefits are in connection with the acquisition of new and used Subaru vehicles and associated servicing of Subaru vehicles. These benefits are provided on condition that a person acquires membership and other services from the WRX Club, where ownership of a Subaru vehicle is a prerequisite for such membership.

On the basis of the information that you have provided, it is not intended that further action be taken in respect of the notification at this stage.

As with any notification, please note that the ACCC 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 Anthony Parker on (02) 6243 1338.

Yours sincerely

Scott Gregson
A/g General Manager
Adjudication Branch

