



**Australian
Competition &
Consumer
Commission**

Our Ref: C2006/1014
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30 June 2006

Mr Paul Tannous
Director
Menmoon Pty Ltd
6 Binyon Close
Wetherill Park NSW 2164

Dear Mr Tannous,

**Re: Third line forcing notification N92509 lodged by Menmoon Pty Ltd
(Menmoon)**

I refer to the above third line forcing notification lodged with the Australian Competition and Consumer Commission (the ACCC) on 30 May 2006 and to your letter received on 26 June 2006 which clarifies the conduct.

The notified conduct is as follows:

Menmoon proposes to sell/lease the petrol service station located at 569 Great Western Highway Werrington NSW on the condition the purchaser/lessee enters into an exclusive supply agreement with BP.

Legal immunity conferred by the notification came into force on 13 June 2006.

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. The ACCC notes that the purchaser of the particular service station should be made aware of the third line forcing requirement prior to entering the purchase/lease agreement.

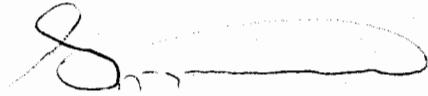
As with any notification, please note that the ACCC may act to remove the immunity afforded by the notification at a later stage if it is satisfied that the likely benefit to the public from the conduct will not outweigh the likely detriment to the public from the conduct.

I advise that I have granted confidentiality to the third paragraph of your letter received on 26 June 2006 which identifies the purchasers of the petrol service station.



A copy of: Your notification; your letter received on 26 June 2006, with the third paragraph removed; and this letter have been placed on the ACCC's public register. If you wish to discuss any aspect of this matter, please do not hesitate to contact Kelvin Binning on (02) 6243 1351.

Yours sincerely

A handwritten signature in black ink, appearing to read 'Scott Gregson', with a long horizontal flourish extending to the right.

Scott Gregson
General Manager
Adjudication Branch