

**BARNES & WENDEN**  
**ATTORNEYS**

LEVEL 12,  
44 MARKET STREET  
SYDNEY NSW 2000  
DX 1004 SYDNEY

**ROBERT BARNES**  
TEL: 02 - 9279 0544  
FAX: 02 - 9279 0577  
robbarnes@ozemail.com.au

**JOHN WENDEN**

Our ref: RB:CAS  
Your ref:

30 January 2006

Ursual Everett  
Acting Senior Project Officer  
Australian Competition and Consumer Commission  
PO Box 1199  
DICKSON ACT 2602

Dear Ms Everett

**SERVO SAVERS PROMOTION**

I refer to previous correspondence and enclose 6 further Form G for various service station proprietors and their businesses together with cheque for \$600.00.

The Notifications are made on exactly the same basis as the previous Notifications and the same submissions as to the effect on competition are made in relation to the enclosed Notifications.

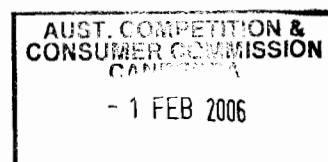
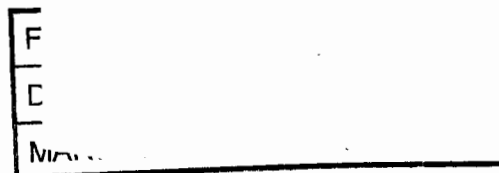
I also enclose a copy of a list of the various service station proprietors and their businesses.

If you require any further information, please let me know.

Yours faithfully



**Robert Barnes**  
*cc Servo Savers*



ABN 79 290 687 655

LIABILITY IS LIMITED BY THE SOLICITORS SCHEME, APPROVED UNDER THE PROFESSIONAL STANDARDS ACT 1994 (NSW).



27-Jan-06

## Postage List - Head Office ONLY

Contract No. is: 617, 632, 749, 802, 805, 811)

Dale **Aratula Holdings Pty Ltd**

6712 Cunningham Hwy, ARATULA QLD 4309

David **Ozden Sarikaya T/As Nedzo**

204 Widford St, BROADMEADOWS VIC 3047

Don **Shilton & Banks Pty Ltd**

18 Baroy St, FALCON WA 6210

Gazanfer **Gazanfer Bagec**

124-130 Somerton Rd, ROXBURGH PARK VIC 3064

Gregory **Bervalda Pty Ltd**

PO Box 219, MACEDON VIC 3440

David **RG Huett Pty Ltd**

138 Emu Bay Rd, DELORAINE TAS 7304

# Form G

Commonwealth of Australia  
Trade Practices Act 1974 — Sub-section 93(1)  
**EXCLUSIVE DEALING  
NOTIFICATION**

To the Australian Competition and Consumer Commission:

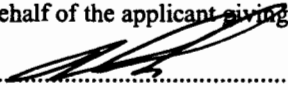
Notice is hereby given, in accordance with sub-section 93(1) of the Trade Practices Act 1974, of particulars of conduct or of proposed conduct of a kind referred to in sub-section 47(2), (3), (4), (5), (6) or (7), or paragraph 47 (8) (a), (b) or (c) or (9) (a), (b), (c) or (d) of that Act in which the person giving notice engages or proposes to engage.

(PLEASE READ DIRECTIONS AND NOTICES ON BACK OF FORM)

1. (a) Name of person giving notice..... ARATULA Holdings PTY LTD  
Trading as P.F. ARATULA  
.....  
(See Direction 2 on the back of this form)
- (b) Short description of business carried on by that person  
Retail sale of fuel and petroleum products and associated consumer items  
.....  
.....
- (c) Address in Australia for service of documents on that person  
6712 Cunningham Highway Aratula QCO 4300  
.....  
.....
2. (a) Description of the goods or services in relation to the supply or acquisition of which this notice relates  
Fuel  
.....  
.....
- (b) Description of the conduct or proposed conduct  
Sale of fuel at a discount subject to customer purchasing a specified dollar amount of goods or  
services at 'participating businesses' — see attachments  
.....  
(See Direction 4 on the back of this Form)
3. (a) Class or classes of persons to which the conduct relates  
Any customer of the service station  
.....  
.....
- (b) Number of those persons—  
(i) At present time ..... Not possible to estimate  
(ii) Estimated within the next year..... Not possible to estimate
- (c) Where number of persons stated in item 3 (b) (i) is less than 50, their names and addresses  
Not applicable  
.....  
.....
4. Names and address of person authorised by the person giving this notice to provide additional information in relation to this notice..... Robert Barnes, Barnes & Wenden  
.....  
..... 44 Market Street  
.....  
..... Sydney NSW 2000

Dated 16/01/06

Signed by/on behalf of the applicant giving notice

  
.....  
(Signature)

Dale Wharton CASH  
.....  
(Full Name)

Director  
.....  
(Description)

### DIRECTIONS

1. If there is insufficient space on this form for the required information, the information is to be shown on separate sheets, numbered consecutively and signed by or on behalf of the person giving the notice
2. If the notice is given by or on behalf of a corporation, the name of the corporation is to be inserted in item 1(a), not the name of the person signing the notice, and the notice is to be signed by a person authorised by the corporation to do so.
3. In item 1(b), describe that part of the business of the person giving the notice in the course of which the conduct is engaged in.
4. If particulars of a condition or of a reason of the type referred to in sub-section 47(2), (3), (4), (5), (6), (7), (8) or (9) of the *Trade Practices Act 1974* have been reduced in whole or in part to writing, a copy of the writing is to be provided with the notice.
5. In item 3 (a), describe the nature of the business carried on by the persons referred to in that item.
6. In item 3(b) (ii), state an estimate of the highest number of persons with whom the person giving the notice is likely to deal in the course of engaging in the conduct at any time during the next year.

### NOTICE

If this notification is in respect of conduct of a kind referred to in sub-section 47(6) or (7) or paragraph 47(8)(c) or (9) (d) of the *Trade Practices Act 1974* ("the Act"), it comes into force at the end of the period prescribed for the purposes of subsection 93(7a) of the Act ("the prescribed period") unless the Commission gives a notice under sub-section 93A(2) of the Act within the prescribed period, or this notification is withdrawn.

The prescribed period is 21 days (if this notification is given on or before 30 June 1996) or 14 days (if this notification is given after 30 June 1996), starting on the day when this notification is given.

If the Commission gives a notice under sub-section 93A(2) of the Act within the prescribed period, this notification will not come into force unless the Commission, after completing the procedures in section 93A of the Act, decides not to give a notice under subsection 93(3A) of the Act. The notification comes into force when that decision is made.

If this notification is in respect of conduct of a kind referred to in subsection 47(2), (3), (4) or (5), or paragraph 47(8)(a) or (b) or (9)(a), (b) or (c), of the Act, it comes into force when it is given.

# Form G

Commonwealth of Australia  
Trade Practices Act 1974 --- Sub-section 93(1)  
**EXCLUSIVE DEALING  
NOTIFICATION**

To the Australian Competition and Consumer Commission:

Notice is hereby given, in accordance with sub-section 93(1) of the *Trade Practices Act 1974*, of particulars of conduct or of proposed conduct of a kind referred to in sub-section 47(2), (3), (4), (5), (6) or (7), or paragraph 47 (8) (a), (b) or (c) or (9) (a), (b), (c) or (d) of that Act in which the person giving notice engages or proposes to engage.

(PLEASE READ DIRECTIONS AND NOTICES ON BACK OF FORM)

1. (a) Name of person giving notice..... OZDEN SARIKAYA / as NEDZO  
.....  
(See Direction 2 on the back of this form)
- (b) Short description of business carried on by that person  
Retail sale of fuel and petroleum products and associated consumer items  
.....
- (c) Address in Australia for service of documents on that person  
~~BROADMEADOWS~~ 204 WIDFORD ST.  
BROADMEADOWS 3047
2. (a) Description of the goods or services in relation to the supply or acquisition of which this notice relates  
Fuel  
.....
- (b) Description of the conduct or proposed conduct  
Sale of fuel at a discount subject to customer purchasing a specified dollar amount of goods or services at 'participating businesses' - see attachments  
.....  
(See Direction 4 on the back of this Form)
3. (a) Class or classes of persons to which the conduct relates  
Any customer of the service station  
.....
- (b) Number of those persons--  
(i) At present time ..... Not possible to estimate  
(ii) Estimated within the next year..... Not possible to estimate
- (c) Where number of persons stated in item 3 (b) (i) is less than 50, their names and addresses  
Not applicable  
.....
4. Names and address of person authorised by the person giving this notice to provide additional information in relation to this notice..... Robert Barnes, Barnes & Wenden  
..... 44 Market Street  
..... Sydney NSW 2000

Dated

16/01 2006

Signed by/on behalf of the applicant giving notice

  
.....  
(Signature)

DAVID SARIKAYA  
.....  
(Full Name)

eg. Manager  
.....  
(Description)

#### DIRECTIONS

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3. In item 1(b), describe that part of the business of the person giving the notice in the course of which the conduct is engaged in.
4. If particulars of a condition or of a reason of the type referred to in sub-section 47(2), (3), (4), (5), (6), (7), (8) or (9) of the *Trade Practices Act* 1974 have been reduced in whole or in part to writing, a copy of the writing is to be provided with the notice.
5. In item 3 (a), describe the nature of the business carried on by the persons referred to in that item.
6. In item 3(b) (ii), state an estimate of the highest number of persons with whom the person giving the notice is likely to deal in the course of engaging in the conduct at any time during the next year.

#### NOTICE

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Commonwealth of Australia  
Trade Practices Act 1974 — Sub-section 93(1)  
**EXCLUSIVE DEALING  
NOTIFICATION**

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(PLEASE READ DIRECTIONS AND NOTICES ON BACK OF FORM)

1. (a) Name of person giving notice..... SHILTON & BANILS Pty Ltd  
.....  
(See Direction 2 on the back of this form)  
(b) Short description of business carried on by that person  
Retail sale of fuel and petroleum products and associated consumer items  
.....  
(c) Address in Australia for service of documents on that person  
18 BARKY ST  
FALCON WA 6210  
.....
2. (a) Description of the goods or services in relation to the supply or acquisition of which this notice relates  
Fuel  
.....  
(b) Description of the conduct or proposed conduct  
Sale of fuel at a discount subject to customer purchasing a specified dollar amount of goods or  
services at 'participating businesses' - see attachments  
.....  
(See Direction 4 on the back of this Form)
3. (a) Class or classes of persons to which the conduct relates  
Any customer of the service station  
.....  
(b) Number of those persons--  
(i) At present time ..... Not possible to estimate  
(ii) Estimated within the next year..... Not possible to estimate  
(c) Where number of persons stated in item 3 (b) (i) is less than 50, their names and addresses  
Not applicable  
.....
4. Names and address of person authorised by the person giving this notice to provide additional information in  
relation to this notice..... Robert Barnes, Barnes & Wenden  
.....  
44 Market Street  
.....  
Sydney NSW 2000  
.....

Dated ..... 01 01 2006

Signed by/on behalf of the applicant giving notice

Edward William Smity

(Signature)

Edward William Smity

(Full Name)

Director

(Description)

### DIRECTIONS

1. If there is insufficient space on this form for the required information, the information is to be shown on separate sheets, numbered consecutively and signed by or on behalf of the person giving the notice
2. If the notice is given by or on behalf of a corporation, the name of the corporation is to be inserted in item 1(a), not the name of the person signing the notice, and the notice is to be signed by a person authorised by the corporation to do so.
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5. In item 3 (a), describe the nature of the business carried on by the persons referred to in that item.
6. In item 3(b) (ii), state an estimate of the highest number of persons with whom the person giving the notice is likely to deal in the course of engaging in the conduct at any time during the next year.

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Trade Practices Act 1974 --- Sub-section 93(1)  
**EXCLUSIVE DEALING  
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(PLEASE READ DIRECTIONS AND NOTICES ON BACK OF FORM)

1. (a) Name of person giving notice..... ~~GAZZA~~ **GAZZANFER GAZZA** T/as Caltex Roxburgh Park

(See Direction 2 on the back of this form)

(b) Short description of business carried on by that person  
Retail sale of fuel and petroleum products and associated consumer items

(c) Address in Australia for service of documents on that person **124-130 SOMERTON**  
**ROAD Roxburgh Park**

2. (a) Description of the goods or services in relation to the supply or acquisition of which this notice relates  
Fuel

(b) Description of the conduct or proposed conduct  
Sale of fuel at a discount subject to customer purchasing a specified dollar amount of goods or services at 'participating businesses' - see attachments

(See Direction 4 on the back of this Form)

3. (a) Class or classes of persons to which the conduct relates  
Any customer of the service station

(b) Number of those persons--

(i) At present time ..... Not possible to estimate  
(ii) Estimated within the next year ..... Not possible to estimate

(c) Where number of persons stated in item 3 (b) (i) is less than 50, their names and addresses  
Not applicable

4. Names and address of person authorised by the person giving this notice to provide additional information in relation to this notice..... Robert Barnes Barnes & Wenden

44 Market Street  
Sydney NSW 2000

Dated **16-11-05**

Signed by/on behalf of the applicant giving notice

Signature

**GAZZANFER GAZZA**

(Full Name)

**MANAGER**

(Description)

### DIRECTIONS

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6. In item 3(b) (ii), state an estimate of the highest number of persons with whom the person giving the notice is likely to deal in the course of engaging in the conduct at any time during the next year.

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# Form G

Commonwealth of Australia  
Trade Practices Act 1974 --- Sub-section 93(1)  
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To the Australian Competition and Consumer Commission:

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(PLEASE READ DIRECTIONS AND NOTICES ON BACK OF FORM)

1. (a) Name of person giving notice..... BERNALDA PTY LTD

(See Direction 2 on the back of this form)

(b) Short description of business carried on by that person  
Retail sale of fuel and petroleum products and associated consumer items

(c) Address in Australia for service of documents on that person  
PO Box 219 MACEDON VIC 3440

2. (a) Description of the goods or services in relation to the supply or acquisition of which this notice relates  
Fuel

(b) Description of the conduct or proposed conduct  
Sale of fuel at a discount subject to customer purchasing a specified dollar amount of goods or services at 'participating businesses' - see attachments

(See Direction 4 on the back of this Form)

3. (a) Class or classes of persons to which the conduct relates  
Any customer of the service station

(b) Number of those persons--  
(i) At present time ..... Not possible to estimate  
(ii) Estimated within the next year..... Not possible to estimate

(c) Where number of persons stated in item 3 (b) (i) is less than 50, their names and addresses  
Not applicable

4. Names and address of person authorised by the person giving this notice to provide additional information in relation to this notice..... Robert Barnes, Barnes & Wenden  
44 Market Street  
Sydney NSW 2000

Dated 19/1/06, 2006

Signed by/on behalf of the applicant giving notice

GREGORY B MSWENKEY  
(Signature)

GREGORY B MSWENKEY  
(Full Name)

Director  
(Description)

### DIRECTIONS

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### NOTICE

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# Form G

Commonwealth of Australia  
Trade Practices Act 1974 — Sub-section 93(1)  
**EXCLUSIVE DEALING  
NOTIFICATION**

To the Australian Competition and Consumer Commission:

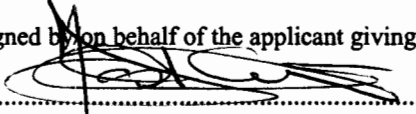
Notice is hereby given, in accordance with sub-section 93(1) of the *Trade Practices Act 1974*, of particulars of conduct or of proposed conduct of a kind referred to in sub-section 47(2), (3), (4), (5), (6) or (7), or paragraph 47 (8) (a), (b) or (c) or (9) (a), (b), (c) or (d) of that Act in which the person giving notice engages or proposes to engage.

(PLEASE READ DIRECTIONS AND NOTICES ON BACK OF FORM)

1. (a) Name of person giving notice..... R.G. HUETT PTY LTD.  
.....  
(See Direction 2 on the back of this form)  
(b) Short description of business carried on by that person  
Retail sale of fuel and petroleum products and associated consumer items  
.....  
(c) Address in Australia for service of documents on that person  
138 EMU BAY ROAD DELORAINÉ TAS 7304  
.....
2. (a) Description of the goods or services in relation to the supply or acquisition of which this notice relates  
Fuel  
.....  
(b) Description of the conduct or proposed conduct  
Sale of fuel at a discount subject to customer purchasing a specified dollar amount of goods or  
services at 'participating businesses' - see attachments  
.....  
(See Direction 4 on the back of this Form)
3. (a) Class or classes of persons to which the conduct relates  
Any customer of the service station  
.....  
(b) Number of those persons--  
(i) At present time ..... Not possible to estimate  
(ii) Estimated within the next year..... Not possible to estimate  
(c) Where number of persons stated in item 3 (b) (i) is less than 50, their names and addresses  
Not applicable  
.....
4. Names and address of person authorised by the person giving this notice to provide additional information in relation to this notice..... Robert Barnes, Barnes & Wenden  
.....  
44 Market Street  
.....  
Sydney NSW 2000

Dated 23/12/2006

Signed on behalf of the applicant giving notice

  
.....  
(Signature)  
DAVID K EASTLEY  
.....  
(Full Name)  
Manager / Director  
.....  
(Description)

### DIRECTIONS

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If this notification is in respect of conduct of a kind referred to in sub-section 47(6) or (7) or paragraph 47(8)(c) or (9) (d) of the *Trade Practices Act 1974* ("the Act"), it comes into force at the end of the period prescribed for the purposes of subsection 93(7a) of the Act ("the prescribed period") unless the Commission gives a notice under sub-section 93A(2) of the Act within the prescribed period, or this notification is withdrawn.

The prescribed period is 21 days (if this notification is given on or before 30 June 1996) or 14 days (if this notification is given after 30 June 1996), starting on the day when this notification is given.

If the Commission gives a notice under sub-section 93A(2) of the Act within the prescribed period, this notification will not come into force unless the Commission, after completing the procedures in section 93A of the Act, decides not to give a notice under subsection 93(3A) of the Act. The notification comes into force when that decision is made.

If this notification is in respect of conduct of a kind referred to in subsection 47(2), (3), (4) or (5), or paragraph 47(8)(a) or (b) or (9)(a), (b) or (c), of the Act, it comes into force when it is given.