



Our Ref: C2006/1797
Contact Officer: Kelvin Binning
Contact Number: (02) 6243 1351

**Australian
Competition &
Consumer
Commission**

6 October 2006

Mr Ian Grosse
Marketing Manager
Link Energy Pty Ltd
Lvl 5 Kirin Centre
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APPLECROSS WA 6153

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Dear Mr Grosse

Re: Third line forcing notification No. N92658 lodged by Link Energy Pty Ltd

I refer to the above third line forcing notification lodged with the Australian Competition and Consumer Commission (the ACCC) on 26 September 2006. The notification has been placed on the ACCC's public register.

Link Energy proposes to:

Offer customers a discount of four cents-per-litre off the retail price of fuel from the Caltex Katanning service station on condition that customers make purchases up to a specified value from Coles, Co-op and IGA supermarkets.

Legal immunity conferred by the notification will commence on 10 October 2006.

Your notification has been considered in light of submissions previously put to it by interested parties in relation to similar notifications and its own investigations. In light of this previous consideration and the information you have provided, the ACCC 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 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.

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.



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 large, sweeping flourish at the end.

Scott Gregson
General Manager
Adjudication Branch