



Australian
Competition &
Consumer
Commission

Our Ref: C2006/2036 &
C2006/2085
Contact Officer: Woodrow Inman
Contact Number: (02) 6243 1088

14 November 2006

Ms Erica Moorhouse
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FUJIFILM Australia Pty Ltd
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*Faxed
14/11/06
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Dear Ms Moorhouse

Exclusive dealing notifications lodged by Fujifilm Australia Pty Ltd (Fujifilm) - N92680, N92681 & N92690.

I refer to the above exclusive dealing notifications lodged with the Australian Competition and Consumer Commission (the ACCC) on 31 October 2006 (N92680 and N92681) and 6 November 2006 (N92690). The notifications have been placed on the ACCC's public register.

In relation to N92680 and N92681, I understand the notified conduct to be as follows:

Supply Fujifilm promotional goods and services; supply Fujifilm promotional goods and services at a particular price; or allow or offer to give or allow a discount, allowance, rebate or credit in relation to Fujifilm promotional goods and services on the condition that the customer acquire a Fujifilm branded good or service from Dick Smith/Tandy; and

Refuse to supply Fujifilm promotional goods and services; refuse to supply Fujifilm promotional goods and services at a particular price; or refuse to give or allow or offer to give or allow a discount, allowance, rebate or credit in relation to Fujifilm promotional goods and services for the reason that the customer has not acquired or has not agreed to acquire a Fujifilm branded good or service from Dick Smith/Tandy.



Legal immunity conferred by the notifications came into force on 14 November 2006.

In relation to N92690, I understand the notified conduct to be as follows:

Supply magazine subscriptions to consumers, at no charge, on the condition that the consumers acquire or agree to acquire Fujifilm FinePix S6500fd digital cameras from a Fletchers store; and

Refuse to supply magazine subscriptions to consumers for the reason that the consumers have not acquired or have not agreed to acquire a Fujifilm FinePix S6500fd digital camera from a Fletchers store.

Legal immunity conferred by notification N92690 comes into force on 20 November 2006.

On the basis of the information that you have provided, it is not intended that further action be taken on these matters at this stage.

As with any notification, please note that the ACCC may act to remove the immunity afforded by the notifications 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.

This letter has been placed on the ACCC's public register. If you wish to discuss any aspect of these matters, please do not hesitate to contact Woodrow Inman on (02) 6243 1088.

Yours sincerely



David Hatfield
Acting General Manager
Adjudication Branch