



Our Ref: C2006/2067  
Contact Officer: Kelvin Binning  
Contact Number: 02 6243 1351

**Australian  
Competition &  
Consumer  
Commission**

23 November 2006

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Mr Peter Lim  
Corporate Counsel  
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Dear Mr Lim

**Third line forcing notification N92684 lodged by Caltex Petroleum Services Pty Ltd (Caltex)**

I refer to the above third line forcing notification lodged by Caltex with the Australian Competition and Consumer Commission (the ACCC) on 7 November 2006. The notifications have been placed on the ACCC's public register.

Caltex has described the conduct as:

supply fuel discounts to customers of the Caltex branded service station located at 21 Barsden Street, Camden NSW on condition they acquire certain services from J Martin & P Martin Family Partnership trading as Taplins Automotive Repairs (Taplins) which conducts business as a mechanic at 28 Edwards Street Camden NSW 2570.

Legal immunity conferred by the notification commenced on 21 November 2006.

The ACCC has considered the notification 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 the 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 'D Hatfield', is enclosed in a light grey rectangular box.

David Hatfield  
A/g General Manager  
Adjudication Branch