



Monday, 13 February 2006

Mr Scott Gregson
General Manager
Adjudication Branch
Australian Competition & Consumer Commission
P O Box 1199
Dickson ACT 2602

Re : Submissions for "Exclusive dealing notification N31496 lodged by James Hardie Australia Pty Ltd"

Dear Mr Gregson,

As a small business retailer in the building and hardware supplies industry we find it important to have the ability and freedom to choose appropriate suppliers of goods to best meet our customers needs. As a retailer we have, as far as we are aware, the opportunity to purchase fibre cement products from three different companies. Each of these companies offers some differences in product, and also different levels of service to us the retailer.

Currently we have the opportunity of purchasing from James Hardie Australia, BGC and C.S.R., choosing what is appropriate from each of these manufacturers for our customer requirements. We do not feel that we should be limited in our product selection because one company is unable to differentiate product enough to protect it under other areas of law other than restricting the retailer's selection of product. Floor space denies us the opportunity to stock a full range of fibre cement products, which requires us to be selective in which products and companies we stock.

Yours Faithfully

Robert Clark
Manager

