



**Australian
Competition &
Consumer
Commission**

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Our Ref: C2007/1997
Contact Officer: Sarah Chubb
Contact Number: (02) 6243 1088

16 November 2007

Ms Lydia Yu
Director
Auster Enterprise Pty Ltd
19 Dean Avenue
Mt Waverley VIC 3149

Dear Ms Yu

Third line forcing notification N93182 lodged by Auster Enterprise Pty Ltd

I refer to the above third line forcing notification lodged with the Australian Competition and Consumer Commission (the ACCC) on 22 October 2007. The notification has been placed on the ACCC's public register.

According to the notification, Auster Enterprise Pty Ltd proposes to lease its premises (a service station site) to Liquid Fuel Pty Ltd on the condition that Liquid Fuel Pty Ltd acquires petroleum products from BP Australia Pty Ltd for sale at the premises.

Legal immunity conferred by the notification came into force on 5 November 2007.

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

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

Lodgement fee

Notification N93182 was accompanied by a lodgement fee of \$600. However, the applicable lodgement fee for a third line forcing notification is \$100. Accordingly, please find enclosed a cheque for the amount of \$500 by way of refund for the overpaid amount.

A copy of 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 Sarah Chubb on (02) 6243 1088.

Yours sincerely

A handwritten signature in black ink, consisting of a stylized 'S' followed by a long horizontal stroke that tapers to a point on the right.

Scott Gregson
General Manager
Adjudication Branch