

Dated: 22/03/07

FILE No:
DOC:
MARS/PRISM:

N92864

Form G

Commonwealth of Australia
Trade Practices Act 1974 — subsection 93 (1)

NOTIFICATION OF EXCLUSIVE DEALING

To the Australian Competition and Consumer Commission:

Notice is hereby given, in accordance with subsection 93 (1) of the *Trade Practices Act 1974*, of particulars of conduct or of proposed conduct of a kind referred to subsections 47 (2), (3), (4), (5), (6), (7), (8) or (9) of that Act in which the person giving notice engages or proposes to engage.

PLEASE FOLLOW DIRECTIONS ON BACK OF THIS FORM

1. Applicant

- (a) Name of person giving notice:
(Refer to direction 2)

EON VENTURES Trading as efragrance.....

- (b) Short description of business carried on by that person:
(Refer to direction 3)

online fragrance retailer / www.efragrance.com.au

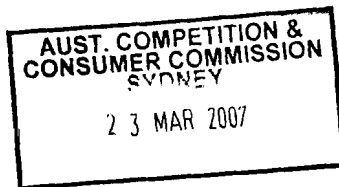
- (c) Address in Australia for service of documents on that person:

Suite 1, 15 Woodburn St, Balfern NSW 2016
of
Postal 70 Bore (600) Strawberry Hills NSW 2012

2. Notified arrangement

- (a) Description of the goods or services in relation to the supply or acquisition of which this notice relates:

Promotional offers targeted to members of Westpac Plus Program.



(b) Description of the conduct or proposed conduct:

members receive access to a bonus and/or discount offers will vary over a 12 month period ie can be updated and changed every 3 months.
(Refer to direction 4)

3. Persons, or classes of persons, affected or likely to be affected by the notified conduct

(a) Class or classes of persons to which the conduct relates:
(Refer to direction 5)

Westpac banking customers taking part in the program.

(b) Number of those persons:

(i) At present time:

Nil

(ii) Estimated within the next year:

(Refer to direction 6)

will vary depending on the type of offer.

(c) Where number of persons stated in item 3 (b) (i) is less than 50, their names and addresses:

4. **Public benefit claims**

- (a) Arguments in support of notification:
(Refer to direction 7)

members who take up individual offers have access to special offers some 'exclusive' and can take advantage of discounts they may not have had prior access to.

- (b) Facts and evidence relied upon in support of these claims:

.....
.....
.....
.....

5. **Market definition**

Provide a description of the market(s) in which the goods or services described at 2 (a) are supplied or acquired and other affected markets including: significant suppliers and acquirers; substitutes available for the relevant goods or services; any restriction on the supply or acquisition of the relevant goods or services (for example geographic or legal restrictions):
(Refer to direction 8)

eyrargance delivers nationwide and accepts orders via the internet or phone. If we are unable to provide a specific bonus as stated. T's & C's will reflect that a bonus of equal or greater value will be supplied.

6. **Public detriments**

- (a) Detriments to the public resulting or likely to result from the notification, in particular the likely effect of the notified conduct on the prices of the goods or services described at 2 (a) above and the prices of goods or services in other affected markets:
(Refer to direction 9)

All members of the program have similar access to offers. ongoing eyrargance has its own membership program which offers similar benefits. (eyrargance membership is free.)

- (b) Facts and evidence relevant to these detriments:

.....
.....
.....
.....

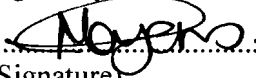
7. Further information

- (a) Name, postal address and contact telephone details of the person authorised to provide additional information in relation to this notification:

Christine Mayers
Ph: 02 8309 3294

Dated... 22/03/07

Signed by/on behalf of the applicant


(Signature)

Christine Mayers
(Full Name)

ebinsurance.com.au
(Organisation)

Promotions Manager
(Position in Organisation)

contact details are attached, please do not hesitate to contact me if you have any queries or would like further information.

DIRECTIONS

1. In lodging this form, applicants must include all information, including supporting evidence that they wish the Commission to take into account in assessing their notification.

Where there is insufficient space on this form to furnish the required information, the information is to be shown on separate sheets, numbered consecutively and signed by or on behalf of the applicant.

2. If the notice is given by or on behalf of a corporation, the name of the corporation is to be inserted in item 1 (a), not the name of the person signing the notice, and the notice is to be signed by a person authorised by the corporation to do so.
3. Describe that part of the business of the person giving the notice in the course of the which the conduct is engaged in.
4. If particulars of a condition or of a reason of the type referred to in section 47 of the *Trade Practices Act 1974* have been reduced in whole or in part to writing, a copy of the writing is to be provided with the notice.
5. Describe the business or consumers likely to be affected by the conduct.
6. State an estimate of the highest number of persons with whom the entity giving the notice is likely to deal in the course of engaging in the conduct at any time during the next year.
7. Provide details of those public benefits claimed to result or to be likely to result from the proposed conduct including quantification of those benefits where possible.
8. Provide details of the market(s) likely to be affected by the notified conduct, in particular having regard to goods or services that may be substitutes for the good or service that is the subject matter of the notification.
9. Provide details of the detriments to the public which may result from the proposed conduct including quantification of those detriments where possible.