



Australian  
Competition &  
Consumer  
Commission

Our Ref: Trackit 28447  
Contact Officer: Sharon Clancy  
Contact Number: (02) 6243 1217

Faxed 31/5/07  
SC

31  
30 May 2007

PO Box 1199  
Dickson ACT 2602  
470 Northbourne Ave  
Dickson ACT 2602

ph (02) 6243 1111  
fax (02) 6243 1199

[www.accc.gov.au](http://www.accc.gov.au)

Ms Belinda Atkinson  
Senior Associate  
Dibbs Abbott Stillman  
Level 14, 120 Edward Street  
Brisbane QLD 4000

By facsimile: (07) 3100 5001

Dear Ms Atkinson

**Third line forcing notification N92930 lodged by Yamaha Motor Australia Pty Ltd (Yamaha Australia)**

I refer to the above third line forcing notification lodged with the Australian Competition and Consumer Commission (the ACCC) on 29 May 2007. The notification has been placed on the ACCC's public register.

The notification concerns:

- Yamaha Australia supplying or offering to supply extended warranty services to purchasers of new Yamaha branded outboard motors on the condition that the purchaser will acquire after-sales servicing and support services for their Yamaha branded outboard motor from a Yamaha Dealer
- Yamaha Australia refusing to supply, or offer to supply, extended warranty services to purchasers of new Yamaha branded outboard motors for the reason that the owner has not acquired, or has not agreed to acquire, after-sales servicing and support services for their Yamaha branded outboard motor from a Yamaha Dealer.

Legal immunity conferred by the notification will come into force on 12 June 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 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.



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 Sharon Clancy on 02 6243 1217.

Yours sincerely

A handwritten signature in black ink, appearing to read 'S. Gregson', written over a light grey rectangular background.

Scott Gregson  
General Manager  
Adjudication Branch