



**Australian
Competition &
Consumer
Commission**

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Our Ref: C2009/627
Contact Officer: Susan Philp
Contact Number: 02 6243 1347

25 March 2009

Ms Gladys Lau
Director
Flourish and Evergreen Pty Limited
6 / 19 Angas Street
Meadowbank NSW 2191

Dear Ms Lau

**Third line forcing notification N93884 lodged by
Flourish and Evergreen Pty Limited**

I refer to the above third line forcing notification lodged with the Australian Competition and Consumer Commission (the ACCC) on 12 March 2009. The notification has been placed on the ACCC's public register.

Flourish and Evergreen Pty Limited proposes to assign the lease of the service station located at 152 Moorefields Road Kingsgrove to MIBG Holding Pty Limited on condition that MIBG accepts the assignment of an exclusive supply arrangement with BP Australia Pty Limited.


Legal immunity conferred by the notification will commence on 26 March 2009.

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.

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 Susan Philp on (02) 6243 1347.

Yours sincerely

A handwritten signature in black ink, appearing to be 'R Chadwick', with a long horizontal flourish extending to the right.

Dr Richard Chadwick
General Manager
Adjudication Branch