



**Australian  
Competition &  
Consumer  
Commission**

GPO Box 3131  
Canberra ACT 2601

23 Marcus Clarke Street  
Canberra ACT 2601

tel: (02) 6243 1111  
fax: (02) 6243 1199

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

Our Ref: C2010/932  
Contact Officer: Gareth Jamieson  
Contact Number: (02) 6243 4980

/ March 2011

Wendy Peter  
Partner  
Allens Arthur Robinson  
GPO Box 1776Q  
Melbourne VIC 3001

**By Email: [Wendy.Peter@aar.com.au](mailto:Wendy.Peter@aar.com.au)**

Dear Ms Peter

### **Third line forcing notification N95053 lodged by FCA Holdings Limited**

I refer to the above third line forcing notification lodged with the Australian Competition and Consumer Commission (the ACCC) on 13 October 2010. The notification has been placed on the ACCC's public register.

FCA Holdings Limited (**FCA**) proposes to introduce a program to offer selected motor vehicle dealers a reduced interest rate on wholesale motor vehicle financing on the condition that Macquarie Leasing will have first right of refusal to offer motor vehicle financing to the dealer's retail customers.

Legal immunity conferred by the notification commenced on 27 October 2010.

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.

This assessment has been made on the basis that FCA will disclose all relevant terms and conditions to prospective participating motor vehicle dealers.

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 Gareth Jamieson on (02) 6243 4980.

Yours sincerely

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

Dr Richard Chadwick  
General Manager  
Adjudication Branch