



**Australian
Competition &
Consumer
Commission**

Our Ref: 52015
Contact Officer: Anna Giannakos
Contact Number: (03) 9290 6920

GPO Box 3131
Canberra ACT 2601

21 August 2013

23 Marcus Clarke Street
Canberra ACT 2601

Jeremy Davey
Corporate Solicitor, Legal, Risk & Compliance
Toyota Motor Corporation

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

www.accc.gov.au

By email: Jeremy.Davey@toyota.com.au

Dear Mr Davey

Third line forcing notification N96910 lodged by Toyota Motor Corporation Australia Limited (TMCA)

I refer to the above third line forcing notification lodged with the Australian Competition and Consumer Commission (the ACCC) on 13 August 2013. The notification has been placed on the ACCC's public register.

TMCA proposes to supply, or offer to supply, a discount on Toyota motor vehicles to a customer on condition that the customer is a member, or becomes a member, of an Eligible Association, and

TMCA proposes to refuse supply, or offer to supply, a discount on Toyota motor vehicles to a customer on the condition that the person is a member of, or becomes a member of, an Eligible Association, and therefore have not agreed to acquire services from an Eligible Association.

Legal protection conferred by the notification will commence on 27 August 2013.

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 legal protection provided 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 TMCA will disclose all relevant terms and conditions to prospective customers.

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 Anna Giannakos on (03) 9290 6920 or by email at anna.giannakos@accc.gov.au.

Yours sincerely

Dr Richard Chadwick
General Manager
Adjudication Branch