

Form G

Commonwealth of Australia
Competition and Consumer Act 2010 — 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 *Competition and Consumer Act 2010*, 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)

N99709

The Star Entertainment QLD Limited ABN 78 010 741 045 trading as "The Star Gold Coast" Broadbeach Island, Broadbeach, Gold Coast QLD 4218

(b) **Short description of business carried on by that person:**

(Refer to direction 3)

Hotelier and casino operator, and provider of a range of ancillary goods and services at or from the Applicant's premises.

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

The Star Entertainment Group
Level 3, 159 William Street
BRISBANE QLD 4000

Attention: Mr Adam Ferenczy

2. Notified arrangement

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

Restaurant services at or from the Applicant's premises.

(b) **Description of the conduct or proposed conduct:**

(Refer to Direction 4)

The Applicant proposes to:

- Offer a complimentary bottle of wine (**Offer**) to patrons who identify themselves as Citibank customers, order at least one main meal per adult and pay for their entire meal using a

"Citibank" or "Citi" branded credit or debit card (**Eligibility Criteria**);

- Refuse to make the Offer to patrons who do not pay for their entire meal using a "Citibank" or "Citi" branded credit or debit card and otherwise meet the Eligibility Criteria.

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)

Patrons of restaurants at the Applicant's premises.

(b) **Number of those persons:**

(i) **At present time:**

At the present time, approximately 1,005 people patronise restaurants at the Applicant's premises each day.

(ii) **Estimated within the next year:**
(Refer to direction 6)

Within the next year, it is estimated that the highest number of people who will patronise restaurants at the Applicant's restaurants on any day is approximately 2,750.

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

Not Applicable.

4. Public benefit claims

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

Patrons of restaurants at the Applicant's premises and who meet the Eligibility Criteria will have the right to accept the Offer, thereby obtaining a complimentary bottle of wine.

The notified conduct will promote competition in various markets such as the markets in which credit and debit card services are provided, the market in which loyalty scheme services are provided, the market that in which restaurant services are provided and the market in which gaming services are provided.

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

The Applicant understands that the broader promotion conducted by

Citigroup Pty Ltd, of which the notified conduct will be part, has operated successfully for well over two years.

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)

Restaurant services at or from the Applicant's premises are supplied in the market for the provision of restaurant services in and around the Gold Coast, Queensland.

The notified conduct may also affect the other markets identified in paragraph 4(a) above.

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)

The Applicant submits that the notified conduct will not involve any public detriments because:

- Patrons of restaurants at the Applicant's premises are not required to use a "Citibank" or "Citi" branded credit or debit card to pay for their meal, unless they wish to meet the Eligibility Criteria for the Offer.
- Patrons of restaurants at the Applicant's premises are not obliged to accept the Offer.
- The notified conduct will promote competition in the market in which restaurant services are provided by the Applicant and the other markets identified in paragraph 4(a) above.

(b) Facts and evidence relevant to these detriments:

Not Applicable

7. **Further information**

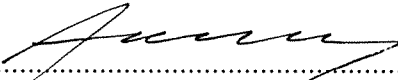
- (a) **Name, postal address and contact telephone details of the person authorised to provide additional information in relation to this notification:**

Mr Adam Ferenczy
General Counsel Qld
The Star Entertainment Group
Level 3, 159 William Street
BRISBANE QLD 4000

T: 07 3228 6319
E: adam.ferenczy@star.com.au

Dated: 13 June 2017

Signed by/on behalf of the Applicant



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The Star Entertainment QLD Limited ABN 78 010 741 045