

31st December 2020

Mr David Jones
General Manager
Competition Exemptions
ACCC
GPO Box 3131
Canberra ACT 2601

By email: david.jones@acc.gov.au

Dear Mr Jones,

RE: Subaru Aust Pty Limited - Use of exclusive dealing notifications

In reference to your letter dated 22nd December 2020, please see Subaru Australia's response below to the three (3) lodged notifications in 2006, 2007 and 2009:

1. **N41001 (2006)** - regarding the supply of extended warranty services to owners of vehicles on condition the owner acquires aftersales servicing and support services from a Subaru dealer (and refusal to supply extended warranty services if the owner does not comply with this condition).
 - **Subaru Australia response:** Subaru Australia is not engaging in conduct that is subject to the notification. Subaru Australia is therefore content to withdraw the notification.
2. **N93063 (2007)** - regarding the supply of extended warranty services to purchasers of used Subaru vehicles which meet certain criteria on condition the purchaser acquires aftersales servicing for the vehicle from a Subaru service provider (and refusal to supply extended warranty services if the purchaser does not comply with this condition).
 - **Subaru Australia response:** Subaru Australia is not engaging in conduct that is subject to the notification. Subaru Australia is therefore content to withdraw the notification.
3. **N93988 (2009)** - regarding the supply of extended warranty services to purchasers of genuine Subaru accessories on condition the purchaser acquires the accessories and fitting services from authorised Subaru dealers.
 - **Subaru Australia response:** Subaru Australia is engaging in conduct that is the subject of the notification and therefore does not wish to withdraw the notification. In particular Subaru Australia continues to offer a Genuine Parts and Accessories Warranty on the terms set out in the notification. A copy of the Genuine Parts and Accessories Warranty can be viewed at: <https://www.subaru.com.au/owners/warranty> and then clicking on the "**Parts and Accessories Warranty**" link at the bottom of the page.

I trust the foregoing adequately answers the ACCC's questions. If you would like to discuss this matter further, please contact myself on [REDACTED] or [REDACTED] or by email to [REDACTED].

Kind regards,

[REDACTED]

Mark Robinson
General Manager – Ownership Experience
Subaru (Aust) Pty Limited