



Collective bargaining class exemption notice form

1. Who is in the collective bargaining group?

Describe or list the current members of the group and those who may join the group in the future.

If you have a small group that will not change, you can list the names of all members.

If you expect to add new members over time, you should provide a **general description of the members of the group**. For example: *A group of dairy farmers in the Manning Valley area in New South Wales.*

Motor vehicle dealers who are authorised resellers of Toyota motor vehicles pursuant to a franchise or dealership agreement with Toyota Motor Corporation Australia Limited and who are also members of the National Toyota Dealers Association ("NTDA") from time to time, including any committees, sub-committees, working groups or representative boards of the NTDA ("the Group").

2. Who does the group propose to collectively bargain with?

If you intend to negotiate with just one particular target business, or a small number of known target businesses, you can list the names of each target business.

If you do not yet know all the businesses or organisations you will bargain with (e.g. your group will run a tender) or you expect to add new target businesses over time, you should provide a **general description of the type of target businesses the group intends to collectively bargain with**. For example: *Dairy processing companies.*

Toyota Motor Corporation Australia Limited ("Toyota")

3. What does the group propose to collectively bargain about?

Describe the goods or services that the group proposes to bargain about with the target businesses. For example: *Supply of raw milk.*

- 1) The acquisition of motor vehicles, spare parts, accessories and related services ("Target Products") and the rights to sell Toyota vehicles and associated rights ("Franchise Rights").
- 2) The supply of services to Toyota, including warranty repair services and similar services.

Without limitation, the Group proposes that bargaining with Toyota may include bargaining in relation to:

- the prices charged by Toyota for Target Products and related terms;
- discounts in respect of Target Products;
- 'holdbacks' in relation to any part of the purchase price of Target Products;
- rebates Toyota pays to dealers;
- sales and other targets that are linked in any way to discounts, rebates and holdbacks;
- the prices paid by Toyota to dealers for warranty work and related terms;
- the prices paid by dealers to Toyota for pre-delivery services conducted by or on behalf of Toyota and related terms; and / or
- the terms of any agreement setting out the terms pursuant to which Toyota grants Franchise Rights to each member of the Group ("Franchise Agreements").

4. Contact details

A person the ACCC can contact in relation to the collective bargaining arrangements. This can be any member of the group or a nominated representative who is able to provide the ACCC with further information about the group if required. The contact person's name, telephone number, email address and signature will be redacted when the ACCC places this notice on its public register.

Please advise the ACCC as soon as possible if the contact person, or their details, change.

Contact person (name and, if relevant, position):

Telephone number:

Email address:

Signature of contact person:

