



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.*

All motor vehicle dealers who are authorised resellers of Nissan motor vehicles pursuant to a franchise agreement with Nissan Motor Co. (Australia) Pty. Ltd. ("Nissan") ABN 54 004 663 156 and are members of the Nissan National Dealer Council Incorporated ("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.*

Nissan Motor Co. (Australia) Pty. Ltd. ABN 54 004 663 156

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.*

The acquisition of motor vehicles, spare parts, accessories ("Target Products"), the acquisition of right to sell Nissan vehicles and associated rights (Franchise Rights) and the acquisition of training, services and various products.

Without limitation, the Group, including any duly appointed Sub-committees and Co-op Advertising Committees, proposes that bargaining with Nissan may include bargaining in relation to:

- the prices charged by Nissan for Target Products;
- discounts in respect of Target Products;
- holdbacks and rebates Nissan pays to members of the Group;
- sales and other targets that are linked in any way to discounts, rebates, holdbacks and margin retention programs;
- the prices paid by Nissan to members of the Group for warranty work and related terms;
- the terms of any agreement setting out the terms pursuant to which Nissan 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:	
Date:	3rd November 2021 