

NOTICE OF APPLICATION FOR EXEMPTION

- Applicants:
1. Fuel Supplies (C. I.) Limited (“**FSCI**”)
 2. Plouasne Investments Limited (“**Plouasne**”)
- Agreement: FSCI and Plouasne have agreed to exclusively sell and purchase respectively motor fuel, to be retailed at the site of Oakhurst Garage, La Route de St Aubin, St Helier, JE2 3SG
- Industries Involved: The provision of motor fuel in Jersey for retail purposes.

The JCRA has received an application for an exemption under Article 9 of the Competition (Jersey) Law 2005 (the ‘**Law**’) concerning a Motor Fuels Supply Agreement (the ‘**Agreement**’) between FSCI and Plouasne. Under the Agreement, Plouasne agrees to purchase motor fuels exclusively from FSCI on a wholesale level for retail sale at Oakhurst Garage in Jersey. The term of the Agreement is less than three years.

As the Agreement requires Plouasne to purchase its total requirements of motor fuels from FSCI during the term, it can be seen as restricting competition by eliminating the ability of Plouasne to potentially purchase motor fuels from other actual or potential suppliers, which may infringe Article 8(1) of the Law. However, FSCI states that the Agreement satisfies the exemption criteria.

The JCRA invites any comments regarding the application for exemption. The deadline for comments is 21 October 2009. Please make your comments by letter marked for the attention of Kerstee Norris at the address below, or by e-mail to k.norris@jcra.je. A non-confidential version of the Request will be made available on request.