

Aug 1989

9-2

CT-89/3

THE COMPETITION TRIBUNAL

IN THE MATTER OF an Application by the Director of Investigation and Research under sections 92 and 105 of the Competition Act, R.S.C., 1985, c.C-34, as amended;

AND IN THE MATTER OF the acquisition by Imperial Oil Limited of the shares of Texaco Canada Inc.

COMPETITION TRIBUNAL  
TRIBUNAL DE LA CONCURRENCE

Aug 18 1989 *108*

REGISTRAR - REGISTRARIE

OTTAWA, ONT. #142

P R O D U C T

B E T W E E N :

THE DIRECTOR OF INVESTIGATION AND RESEARCH

COMPETITION TRIBUNAL  
TRIBUNAL DE LA CONCURRENCE

Applicant

File No. CT-89/3  
No. de dossier  
Director v Imperial  
et

- and -

IMPERIAL OIL LIMITED

Respondent

Exhibit No 9-2  
No. de la pièce

- and -

Filed on Oct. 18/89; 10h 50  
Déposée le  
Registrar J. Lagacé  
Greffier

ATTORNEY GENERAL OF QUEBEC

Intervenor

SUPPLEMENTARY AFFIDAVIT  
OF WILLIAM T. STANBURY

I, William T. Stanbury, of the City of Vancouver, in the Province of British Columbia in Canada MAKE OATH AND SAY AS FOLLOWS:

1. I am the UPS Foundation Professor of Regulation and Competition Policy in the Faculty of Commerce and Business Administration in the University of British Columbia and have been retained by the Director of Investigation and Research, Consumer and Corporate Affairs - Canada, to provide my

opinion on effects on competition in the Atlantic region resulting from the merger of Imperial Oil Limited with Texaco Canada Inc., and on the efficacy of the Draft Consent Order submitted to the Competition Tribunal.

2. This affidavit is supplementary to my affidavit dated the 20th day of July, 1989, and is intended to clarify certain points contained in Exhibit "A" of that affidavit. This affidavit does not affect the conclusions set out in my earlier affidavit.

3. With regard to paragraph 14(a) on page 4 of Exhibit "A", I now understand that Shell has one terminal in the Atlantic region.

4. With regard to paragraph 27 on page 9 of Exhibit "A", the figure of 4.3 cents/litre in Nova Scotia should read 4.6 cents/litre.

5. With regard to Table 3 on page 13 of Exhibit "A", the source of information consisted of company submissions as well as National Energy Board data.

6. I make this affidavit pursuant to Rule 42(1) of the  
Competition Tribunal Rules.

SWORN before me at the )  
City of Hull, in the )  
Province of Quebec, this )  
3<sup>rd</sup> day of August, 1989. )

*Johnston*

*W.T. Stanbury*  
W.T. Stanbury