

URGENT MEMBER ADVICE

TAKATA AIRBAG COMPULSORY RECALL

UPDATE:

- Tuesday 3 April 2018 is the deadline for suppliers (defined in the Recall Notice and discussed in the first MTAA briefing note) largely manufacturers and RAWs Workshops / importers to provide the ACCC their:
 - Communication and Engagement Plan in accordance with the Takata Recall notice (Example of the template is at Attachment A to this briefing note); and
 - Recall Initiation Schedule (Example Template is at Attachment B to this Schedule)**NB: These requirements are not required of new, second-hand, used car retailers, wholesalers etc. (The templates are provided for background information only)**

The ACCC will examine each of these plans and once endorsed will provide significant detail on the future affected vehicles and schedule for recall based on factors described in the recall notice.
- A face-to-face briefing was provided to VACC Members in Melbourne last week on 27 March 2018. The briefing included presentations by ACCC and a legal representative assisting the ACCC.
- MTAA has formally requested the ACCC consider taking the same briefing on a national roadshow to all capital cities and potentially large regional centres and has offered to coordinate and facilitate this roadshow. At the time of writing this briefing, MTAA is awaiting advice. Members will be advised if the ACCC agrees to this request.
- The presentation largely covered:
 - The reasons for the Takata Airbag Compulsory Recall
 - The Recall Notice and the requirements of manufacturers, RAWs Workshops, new car retailers, used and second hand retailers, wholesalers, auction houses, recyclers and dismantlers.
 - A Q and A session was also part of the briefing which clarified a number of questions relating to obligations and requirements of the Recall Notice and to allow issues and concerns to be raised with the ACCC.
 - Work is still progressing on addressing some matters including obligations and requirements for recyclers and dismantlers and MTAA and Members are working with the ACCC on this matter.
 - Other matters are addressed in this update.
- Some Manufacturers have contacted the MTAA and individual Members seeking to provide advice to the second hand / used dealer and parts and dismantling sectors. MTAA and Members will be passing information on as it becomes available and is seeking to establish a coordination centre for all manufacturers through the MTAA Secretariat and MTAA Member contact points.
- The FCAI has appointed a coordinator for addressing manufacturer responses to the Takata AirBag Recall and MTAA will be coordinating with this person on behalf of members and various sectors to ensure a streamlined and coordinated approach to the recall.
- Background on the Takata Recall and the Recall notice can be found in the original MTAA briefing note issued earlier in March and at:

<http://www.productsafety.gov.au/publication/consumer-goods-motor-vehicles-with-affected-takata-airbag-inflators-and-specified-spares-parts-recall-notice-2018>

Latest Information:

Implications / requirements for Auction Houses

- The Recall Notice requires suppliers of vehicles to clearly communicate the serious safety risk and the need for future replacement to prospective purchasers prior to the sale of any vehicle with an Affected Takata Airbag Inflator.
- The Recall Notice also prohibits the sale of vehicles with Affected Takata Airbag Inflators that are under 'active' recall by a vehicle manufacturer.
- Auction houses must ensure that they comply with their obligations under the Recall Notice when they are considered to be supplying the vehicle, or may face financial penalties for contravening the Australian Consumer Law (ACL).
- **Where an auction house owns an affected vehicle and sells it to a consumer by way of auction, the ACCC's view is that they will be 'supplying' the vehicle in trade or commerce and will be subject to obligations and prohibitions in the Recall Notice, including the prohibition on the supply of vehicles that are subject to active recall.**
- **Where an auction house auctions an affected vehicle on behalf of another person (i.e. as an agent), the auction house is unlikely to be considered as the supplier and if so, will not attract obligations under the Recall Notice.**
- Whether the auction house is acting as an agent or not will depend on the particular arrangements between the vehicle owner and the auction house. Where the auction house is acting as an agent for the owner of an affected vehicle, and the owner is a person who supplies second-hand vehicles in trade or commerce (i.e. the owner is a business and not a private individual), the auction house may still contravene the prohibition on the supply of vehicles that are subject to active recall on an ancillary basis under the ACL, if the vehicle being auctioned is under active recall and the auction house is aware of this at the time they auction the vehicle.
- Auction houses who are unsure of their legal obligations under the ACL, including how the Recall Notice applies to them, are encouraged to seek independent legal advice.
- If as an Auction House you are considered to be a supplier (see definition above), the Recall Notice requires you to do the following:
 - **Check the recall status of each second-hand vehicle in your possession.**
 - If you sell second-hand vehicles you must check the VIN and other recall information for each second-hand vehicle in your possession in order to find out if the vehicle is under active recall or is subject to a future recall. You can find out by using the Recall Database and Recall Initiation Schedule that will be published on the relevant vehicle manufacturer's website.

Latest Information:

Implications / requirements for Auction Houses (cont.)

- **Vehicles under 'active' recall:**
 - You must not sell a vehicle that is under active recall. Active recall means when a vehicle manufacturer has initiated recall action for that vehicle. Vehicle suppliers must notify the ACCC when they initiate recall action for a vehicle or category of vehicles and this information will be published on the ACCC Product Safety Australia Website.
 - The vehicle manufacturer's Recall Initiation Schedule (once published by vehicle manufacturer and/or ACCC after 2 April 2018) will set out the dates when different types of vehicles will fall under active recall and the vehicle manufacturer will take steps to notify affected consumers to schedule replacement.
 - If you determine that a vehicle is under active recall, you must make arrangements with the relevant vehicle manufacturer to have the Affected Takata Airbag Inflator/s replaced. The replacement will be at the vehicle manufacturer's cost.
 - You should check for active recalls periodically as vehicles are added to the recall.
 - You can subscribe to receive updates about the Takata recall on the ACCC website.
- **Vehicles subject to future recall initiation:**
 - You may sell a vehicle that is scheduled for future recall without replacement, but you must ensure that you notify a prospective purchaser of the vehicle prior to sale that the vehicle has an Affected Takata Airbag Inflator that will require future replacement in accordance with the requirements of the Recall Notice.
 - The nature of this communication will vary depending on whether the vehicle is less or more than 6 years of age post manufacture (using January of the model year as a proxy for date of manufacture).
 - For second-hand vehicles that are more than six years post-manufacture, you must ensure that the consumer is notified orally and in writing that:
 - the vehicle has a faulty Takata airbag inflator which poses a risk of serious injury or death which increases as the vehicle gets older and is exposed to high heat and humidity. The combination of age, high temperatures and humidity can affect the airbag so that, if the vehicle is involved in a collision, the airbag can go off with too much explosive force causing sharp metal fragments to shoot out and kill or seriously injure people in the vehicle;

Latest Information:

Implications / requirements for Auction Houses (cont.)

- the inflator requires replacement, and to minimise the risk of injury or death, it is critical that the inflator be replaced as soon as possible after recall action is initiated by the vehicle manufacturer;
 - the vehicle manufacturer will initiate recall of the inflator at the time specified in the Recall Initiation Schedule which is (or will be, as applicable) on the vehicle manufacturer's website;
 - the vehicle manufacturer will arrange for replacement of the inflator by making direct contact with the purchase when recall action is initiated, if the purchaser's contact details are known by the vehicle manufacturer, and
 - further information is available on the vehicle manufacturer's website, and the purchaser can also contact the vehicle manufacturer for further information.
- For second hand vehicles that are less than six years post-manufacture, you must ensure that the consumer is notified orally and in writing that: f
 - the vehicle has a faulty Takata airbag inflator which, depending on its age and other factors, will pose a risk of serious injury or death in the future;
 - the inflator will require replacement, and to avoid the risk of injury or death, it is critical that the inflator be replaced as soon as possible after recall action is initiated by the vehicle manufacturer, because as it gets older, a combination of high temperatures and humidity can affect it and, if the vehicle is involved in a collision, the airbag can go off with too much explosive force causing sharp metal fragments to shoot out and kill or seriously injure people in the vehicle;
 - the vehicle manufacturer will initiate recall of the inflator at the time specified in the Recall Initiation Schedule which is (or will be, as applicable) on the vehicle manufacturer's website.
 - the vehicle manufacturer will arrange for replacement of the inflator by making direct contact with the purchase when recall action is initiated, if the purchaser's contact details are known by the vehicle manufacturer, and
 - further information is available on the vehicle manufacturer's website, and the purchaser can also contact the vehicle manufacturer for further information.

Latest Information:

Implications / requirements for Auction Houses (cont.)

- At the time of supplying a vehicle that is not under active recall, but which you believe or know it to have an Affected Takata Airbag Inflator, you must seek the purchaser's consent to provide their contact details (including postal address, telephone and email address) to the relevant vehicle manufacturer so that the vehicle manufacturer can contact them regarding replacement of the Affected Takata Airbag Inflator.
- You must provide the purchaser's details to the relevant vehicle manufacturer if consent is obtained. Where a purchaser does not provide consent, you must encourage the purchaser to contact the vehicle manufacturer directly and provide contact details.
- While the obligations described above apply to auction houses in circumstances where they are considered to be 'supplying' a vehicle in trade or commerce, auction houses are encouraged, as a matter of best practice, to carry out these actions for all vehicles that are auctioned through their businesses.

This formal ACCC advice can be found at:

<https://www.productsafety.gov.au/publication/takata-recall-guidance-for-auction-houses>

Latest Information:

Implications / requirements for Spare Parts businesses

- The Recall Notice prohibits you from selling, or installing into a vehicle, Affected Takata Airbag Inflators if they have been salvaged from a vehicle.
- The Recall Notice also prohibits you from selling, or installing into a vehicle, new and unused Affected Takata Airbag Inflators unless this is expressly authorised by the relevant vehicle manufacturer as an interim replacement.
- Suppliers of spare parts have obligations under the Recall Notice to identify and remove Affected Takata Airbag Inflators from the spare parts market.
- If you are a supplier of spare parts, you must ensure that you comply with these obligations or you may face financial and other penalties for contravening the Australian Consumer Law.
- If you are a supplier of spare parts, the Recall Notice requires you to:
 - Use your best endeavours to identify whether any parts in your possession are, or contain, Affected Takata Airbag Inflators. Best endeavours in this context includes reading information provided by a vehicle manufacturer to you directly, periodically checking vehicle recall details (including lists of VINs of affected vehicles, Recall Databases and Recall Initiation Schedules) available on vehicle manufacturers' websites and checking the Product Safety Australia website.
 - It is important to check regularly, as more information will be provided in future as vehicle manufacturers plan their recall activity.
 - If you become aware that you have an Affected Takata Airbag Inflator in your possession, you must make arrangements for the part to be safely retrieved by contacting the relevant vehicle manufacturer's head office or one of their dealers to arrange for the affected spare part to be safely retrieved.
 - When notifying the vehicle manufacturer or dealer, you must specify your name and relevant details for the spare part/s including quantity, type and any other relevant information.
 - The vehicle manufacturer must arrange for the safe retrieval of the Affected Takata Airbag Inflator at its own cost.

This formal ACCC advice can be found at:

<https://www.productsafety.gov.au/publication/takata-recall-guidance-for-suppliers-of-spare-parts>

Latest Information:

Implications / requirements for vehicle manufacturers

ACCC issued guidance materials for **vehicle manufacturers** can be found at:

<https://www.productsafety.gov.au/publication/takata-recall-guidance-for-vehicle-manufacturers>

Implications / requirements for authorised vehicle dealers

ACCC issued guidance materials for **authorised vehicle dealers** can be found at:

<https://www.productsafety.gov.au/publication/takata-recall-guidance-for-authorised-vehicle-dealers>

Implications / requirements for independent second hand dealers

ACCC issued guidance materials for authorised **independent second hand vehicle dealers** can be found at:

<https://www.productsafety.gov.au/publication/takata-recall-guidance-for-independent-secondhand-vehicle-dealers>

Implications / requirements for grey importers and RAWs participants

ACCC issued guidance materials for **grey importers and RAWs participants** can be found at:

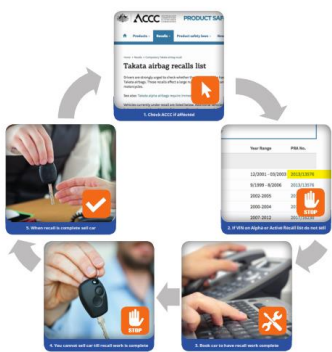
<https://www.productsafety.gov.au/publication/takata-recall-guidance-for-grey-importers-and-raws-participants>

Latest Information:

Point Of Sale materials

- VACC has developed a series of Point of Sale Posters for use by new and used car dealers, wholesalers and other suppliers including recall notice consumer proformas and windscreen / engine bay stickers which is a compliance requirement in some sale scenarios.
- The posters are in A3 and A1 and are designed as an aid for workshops etc. rather than consumer facing. The Letters are contained as attachments to this brief. Legal disclaimers should be applied as per your own organisations policy.
- MTAA Members wishing to utilise the work already carried out by VACC or to use the posters as templates for their own should contact Gavin van Langenberg, Graphic Designer, VACC Marketing, Media, Communications & Publications on 03 9829 1189 or contact Michael McKenna, VACC Industry Policy Advisor on 03 9829 1280 or 0418 822 939.

For any used vehicle on an ALPHA or Active Recall list



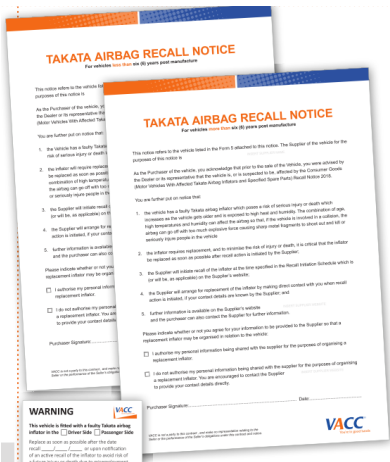
How to sell a car on a Future Recall list



Note: For any point-of-sale regarding an ALPHA or Active Recall list:
* Any sale of an affected vehicle is subject to a given priority. If you can trade in a consumer's car it is subject to a recall for an Alpha or Active Recall list. If you cannot trade in the car, you must ensure that the vehicle is sold to a consumer who is not subject to a recall. Information about Alpha or Active Recall lists will be available on the ACCC website from April 2018, and on manufacturers' websites no later than 2 July 2018. The information will be set out in a table called a 'Recall Initiation Schedule'.

All point of sale materials for vehicles with Takata airbags, must state that ACCC has listed these vehicles that are not yet under other recall, but are known to be subject to future recalls by their manufacturer by visiting product.safety.gov.au. This list will be updated from time to time. Information about future recall vehicles will be available on the ACCC website from April 2018, and on manufacturers' websites no later than 2 July 2018. The information will be set out in a table called a 'Recall Initiation Schedule'.

Sale of new or demonstrator vehicle with active recall after 31 December 2018



BACKGROUND MEANINGS & OTHER MATERIAL

Some terms are still causing confusion. The following ACCC provided definitions should clarify.

Supplier: Under the Recall Notice, a vehicle's **supplier** is the first person to supply a vehicle with a defective Takata airbag into Australia. In most cases this will be the Australian head office of the vehicle manufacturer (also known as Original Equipment Manufacturer or OEM). A supplier can also include a business that imports and supplies vehicles from overseas that are not generally available for purchase in Australia (known as parallel imports).

Dealer: A dealer **is not** a supplier for the purposes of the Recall Notice, but a supplier (see definition above) may use its authorised dealer network to perform some of the actions required by the compulsory recall (such as replacement of the Takata airbag inflator).

Active Recall: **Dealers must not sell a vehicle that is under active recall.**
Active recall means when a vehicle manufacturer has initiated recall action for that vehicle. This means that the vehicle manufacturer has taken steps to notify owners of that type of vehicle that they can schedule a replacement. When vehicle manufacturers initiate recall action for a category of vehicles, they must notify the ACCC via the Product Safety Australia website and these vehicles will be added to the list of affected vehicles on the website <https://www.productsafety.gov.au/recalls/compulsory-takata-airbag-recall/takata-airbag-recalls-list>

The vehicle manufacturer's Recall Initiation Schedule (once published by vehicle manufacturer and/or ACCC in April 2018) will set out the dates when different types of vehicles will fall under active recall and the vehicle manufacturer will take steps to notify affected consumers to schedule replacement.

As a dealer you must check the VIN and other recall information for each vehicle in your possession to find out if it is under active or future recall. You can find out by using the Recall Database and Recall Initiation Schedule that will be published on the relevant manufacturer's website and by regularly checking the ACCC Product Safety Australia Website and signing up for recall alerts. Vehicle manufacturers are required to provide the ACCC with a Recall Initiation Schedule by 3 April 2018 that will list all vehicles scheduled for future recall (this may be updated over time). If a vehicle is under active recall, you must make arrangements with the relevant vehicle manufacturer to have the affected Takata Airbag Inflator/s replaced. **The replacement will be at the vehicle manufacturer's cost.**

You should check for active recalls periodically as vehicles are added to the recall. You can subscribe to receive updates about the Takata recall on the ACCC's website at <https://www.productsafety.gov.au/newsletter/subscribe>

Voluntary

Recall:

Before 28 February 2018 some suppliers (manufacturers) had voluntarily recalled affected vehicles to have the Takata Airbag Inflator/s replaced.

Alpha

airbags:

Takata airbags called 'alpha' are considered to pose the highest safety risk of all the recalled Takata airbags. These require urgent replacement. **Alpha** airbags are identified on the current recall list at: <https://www.productsafety.gov.au/recalls/compulsory-takata-airbag-recall/takata-airbag-recalls-list>. **You should check periodically for updates as vehicles will be added to the list.**

Future

Recall:

The supplier will notify consumers with vehicles subject to 'future recall' and you can also find out on the supplier's Recall Initiation Schedule. Dealers may sell a vehicle that is scheduled for future recall without replacement, but you must ensure that you notify a prospective purchaser of the vehicle prior to sale that the vehicle has an affected Takata Airbag Inflator that will require future replacement in accordance with the requirements of the Recall Notice. The nature of this communication will vary depending on whether the vehicle is less or more than six years of age post-manufacture (using January of the model year as a proxy for date of manufacture).

SELLING A FUTURE RECALL VEHICLE (LESS THAN SIX YEARS OLD)

If the vehicle is not in active recall, but is listed for future recall, the Member may still sell the vehicle provided that they inform the consumer orally and in writing that:

1. the Vehicle has a faulty Takata airbag inflator which, depending on its age and other factors, will pose a risk of serious injury or death in the future;
2. the inflator will require replacement, and to avoid the risk of injury or death, it is critical that the inflator be replaced as soon as possible after recall action is initiated by the Supplier, because as it gets older, a combination of high temperatures and humidity can affect it and, if the vehicle is involved in a collision, the airbag can go off with too much explosive force causing sharp metal fragments to shoot out and kill or seriously injure people in the vehicle;
3. the Supplier will initiate recall of the inflator at the time specified in the Recall Initiation Schedule which is (or will be, as applicable) on the Supplier's website;
4. the Supplier will arrange for replacement of the inflator by making direct contact with the purchaser when recall action is initiated, if the purchaser's contact details are known by the Supplier; and
5. further information is available on the Supplier's website, and the purchaser can also contact the Supplier for further information.

The Member will also need to seek the consent of the consumer to provide their details to the Supplier to give effect to the recall.

A form to assist Dealers communicate to consumers is attached to this brief for vehicles that are less than six years post manufacture.

SELLING A FUTURE RECALL VEHICLE (MORE THAN 6 YEARS OLD)

If the vehicle is not in active recall, but is listed for future recall, the Member may still sell the vehicle provided that they inform the consumer orally and in writing that:

1. the Vehicle has a faulty Takata airbag inflator which poses a risk of serious injury or death which increases as the vehicle gets older and is exposed to high heat and humidity. The combination of age, high temperatures and humidity can affect the airbag so that, if the vehicle is involved in a collision, the airbag can go off with too much explosive force causing sharp metal fragments to shoot out and kill or seriously injure people in the vehicle;
2. the inflator requires replacement, and to minimise the risk of injury or death, it is critical that the inflator be replaced as soon as possible after recall action is initiated by the Supplier;
3. the Supplier will initiate recall of the inflator at the time specified in the Recall Initiation Schedule which is (or will be, as applicable) on the Supplier's website;
4. the Supplier will arrange for replacement of the inflator by making direct contact with the purchaser when recall action is initiated, if the purchaser's contact details are known by the Supplier; and
5. further information is available on the Supplier's website, and the purchaser can also contact the Supplier for further information.

The Member will also need to seek the consent of the consumer to provide their details to the Supplier to give effect to the recall.

A form to assist Dealers communicate to consumers is attached to this brief for vehicles that are more than six years post manufacture.

Form for Suppliers' Submission of Details of Communication and Engagement Plan (CEP) - Grey/Parallel Importers and RAWs Participants

This form is for Suppliers as defined under subparagraph (c) of the definition of the Consumer Goods (Motor Vehicles With Affected Takata Airbag Inflators and Specified Spare Parts) Recall Notice 2018 (Recall Notice) (referred to hereafter as a grey/parallel importer or RAWs participant).

Guidance notes:

- The Recall Notice requires Suppliers to submit a CEP to the ACCC for approval by 3 April 2018.
- A grey/parallel importer or RAWs participant is required by section 7 of the Recall Notice to develop and implement a CEP that adopts some or all of the measures outlined in Schedule 2 of the Recall Notice as are reasonable and appropriate for the circumstances of that Supplier.
- The format of your CEP is optional. This document is not a template for your CEP. This form instead provides you with a framework to inform the ACCC of the components of your plan, and it allows you to provide narrative explanations as well as to submit relevant documents and links to evidence your plan. Completion of the form will assist you to ensure that your CEP meets the minimum requirements of the Recall Notice and will help to avoid gaps in your CEP (as it includes a section on each required aspect of the CEP). A more detailed *Form for Suppliers' Submission of details of Communication and Engagement Plan* is also available. You may use that form (and Schedule 2) as a guide for developing your own CEP—it may assist you to consider the various requirements of Schedule 2 and determine what is reasonable and appropriate for your circumstances.
- The ACCC strongly encourages you to complete and submit the form relevant to your circumstances. Alternatively, you may choose not to complete the form, and may instead simply submit your CEP for the ACCC to assess.
- Terms used in this form have the same definitions/meanings as in the Recall Notice.

Supplier (full name, ABN, ACN and contact details, as applicable)	
Date of completion of form	
<p>1. Summarise your plan for contacting, communicating and engaging with Consumers to maximise rates of replacement of Affected Takata Airbag Inflators in Vehicles you supplied. Include details of planned methods of contact (eg, post, registered post, email, sms, phone, in person, other) and any plan for escalation of efforts to contact Consumers (eg, first using post, then using registered post, etc).</p>	
<p>2. Attach the planned form of your direct communications with Consumers regarding each of the following categories of Vehicle, as applicable (depending on your Supply Profile - the quantity, make, model and target market of Vehicles you have supplied in Australia), or set out the proposed content of those communications:</p> <p>(a) Vehicles containing an Alpha Inflator;</p>	

(b) Vehicles containing an Affected Takata Airbag Inflator other than an Alpha Inflator and which was manufactured more than 6 years previously;

(c) Vehicles containing an Affected Takata Airbag Inflator other than an Alpha Inflator and which was manufactured less than 6 years previously;

(d) a new vehicle (or demonstration vehicle) with an Affected Takata Airbag Inflator; and

(e) Other (please specify).

3. If you have a website, describe or attach the information you plan to post there regarding your recalled Vehicles.

4. Provide information about your Supply Profile, and any other information that you consider relevant for the ACCC to consider in assessing your Communication and Engagement Plan.

Attachment B – Recall initiation schedule template (For Background information only)



Template for Recall Initiation Schedule (due 3 April 2018)

Guidance notes:

This template is for a Supplier to use for preparing a Recall Initiation Schedule pursuant to the Consumer Goods (Motor Vehicles With Affected Takata Airbag Inflators and Specified Spare Parts) Recall Notice 2018 (the Recall Notice). The sample text in this template is for illustration purposes. The template is designed to allow a Supplier flexibility in scheduling recall initiation in accordance with the provisions of the Recall Notice.

- Geographic application – this allows Suppliers to prioritise based on climatic conditions. Suppliers may prioritise by state or territory, or postcode, or some other clear demarcation that consumers can easily understand.
- VIN list – This allows Suppliers to provide a searchable VIN list as part of this Schedule or by link, should a Supplier wish to do so. A Supplier may wish to specify certain VINs from a specified model list based on a priority factor (such as climate). In any event, a Recall Database must be established by no later than 1 July 2018, which will allow a consumer to search by VIN and identify the recall status of their vehicle.
- Other factors – this field allows Suppliers to prioritise by other factors under the Recall Notice, as needed.

Once completed, the schedule should be dated and labelled with a version number as follows:

Supplier A

Recall Initiation Schedule

Version 1, 03/04/2018

Recall initiation date	Make and model	Model year	Geographic application, if applicable	VIN list, if applicable	Other factors, if applicable
3 April 2018	Supplier A, Model A	2005–2014			Driver side inflators
1 May 2018	Supplier A, Model V	2005–2007			
1 October 2018	Supplier A, Model N	2015–2017	QLD, NT, WA, SA, NSW	Link to searchable list	
1 February 2018	Supplier A, Model V	2008–2017			
1 October 2019	Supplier A, Model N	2015–2017	VIC, TAS, ACT		Like for like replacements

TAKATA AIRBAG RECALL NOTICE

(For vehicles more than six (6) years post manufacture)

This notice refers to the vehicle listed in the Form 5 attached to this notice. The Supplier of the vehicle for the purposes of this notice is "[INSERT SUPPLIER NAME]"

As the Purchaser of the vehicle, you acknowledge that prior to the sale of the Vehicle, you were advised by the Dealer or its representative that the vehicle is, or is suspected to be, affected by the *Consumer Goods (Motor Vehicles With Affected Takata Airbag Inflators and Specified Spare Parts) Recall Notice 2018*.

You are further put on notice that:

1. the vehicle has a faulty Takata airbag inflator which poses a risk of serious injury or death which increases as the vehicle gets older and is exposed to high heat and humidity. The combination of age, high temperatures and humidity can affect the airbag so that, if the vehicle is involved in a collision, the airbag can go off with too much explosive force causing sharp metal fragments to shoot out and kill or seriously injure people in the vehicle
2. the inflator requires replacement, and to minimise the risk of injury or death, it is critical that the inflator be replaced as soon as possible after recall action is initiated by the Supplier;
3. the Supplier will initiate recall of the inflator at the time specified in the Recall Initiation Schedule which is (or will be, as applicable) on the Supplier's website;
4. the Supplier will arrange for replacement of the inflator by making direct contact with you when recall action is initiated, if your contact details are known by the Supplier; and
5. further information is available on the Supplier's website "[INSERT SUPPLIER WEBSITE]" , and the purchaser can also contact the Supplier for further information.

Please indicate whether or not you agree for your information to be provided to the Supplier so that a replacement inflator may be organised in relation to the vehicle:

- I authorise my personal information being shared with the supplier for the purposes of organising a replacement inflator.
- I do not authorise my personal information being shared with the supplier for the purposes of organising a replacement inflator. You are encouraged to contact the Supplier "[INSERT SUPPLIER WEBSITE]" to provide your contact details directly.

Purchaser Signature: _____.

Date:_____.

TAKATA AIRBAG RECALL NOTICE

(For vehicles less than six (6) years post manufacture)

This notice refers to the vehicle listed in the Form 5 attached to this notice. The Supplier of the vehicle for the purposes of this notice is "[INSERT SUPPLIER NAME]"

As the Purchaser of the vehicle, you acknowledge that prior to the sale of the Vehicle, you were advised by the Dealer or its representative that the vehicle is, or is suspected to be, affected by the *Consumer Goods (Motor Vehicles With Affected Takata Airbag Inflators and Specified Spare Parts) Recall Notice 2018*.

You are further put on notice that:

1. the Vehicle has a faulty Takata airbag inflator which, depending on its age and other factors, will pose a risk of serious injury or death in the future;
2. the inflator will require replacement, and to avoid the risk of injury or death, it is critical that the inflator be replaced as soon as possible after recall action is initiated by the Supplier, because as it gets older, a combination of high temperatures and humidity can affect it and, if the vehicle is involved in a collision, the airbag can go off with too much explosive force causing sharp metal fragments to shoot out and kill or seriously injure people in the vehicle;
3. the Supplier will initiate recall of the inflator at the time specified in the Recall Initiation Schedule which is (or will be, as applicable) on the Supplier's website;
4. the Supplier will arrange for replacement of the inflator by making direct contact with you when recall action is initiated, if your contact details are known by the Supplier; and
5. further information is available on the Supplier's website "[INSERT SUPPLIER WEBSITE]" , and the purchaser can also contact the Supplier for further information.

Please indicate whether or not you agree for your information to be provided to the Supplier so that a replacement inflator may be organised in relation to the vehicle:

- I authorise my personal information being shared with the supplier for the purposes of organising a replacement inflator.
- I do not authorise my personal information being shared with the supplier for the purposes of organising a replacement inflator. You are encouraged to contact the Supplier "[INSERT SUPPLIER WEBSITE]" to provide your contact details directly.

Purchaser Signature: _____.

Date: _____