



Our ref: AA1000652
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13 December 2023

Dear Interested Party

Australian Medical Association (NSW) Limited – application for revocation of authorisation A91383 and substitution of AA1000652 – draft determination & interim authorisation

The Australian Competition and Consumer Commission (the **ACCC**) has issued a draft determination in respect of the application for authorisation lodged by the Australian Medical Association (NSW) Limited (**AMA NSW**).

For the reasons set out in its draft determination, the ACCC proposes to grant authorisation for 10 years.

A copy of the ACCC's draft determination is attached and also available on the ACCC's authorisations [public register](#).

Interim authorisation

The ACCC has also granted interim authorisation to enable the AMA NSW to continue to engage in the conduct while the ACCC is considering the substantive application.

Interim authorisation protects the arrangements for which authorisation is sought from legal action under the relevant provisions of the *Competition and Consumer Act 2010* while the ACCC considers the substantive application. Interim authorisation remains in place until it is revoked or on the date the ACCC's final determination enters into effect.

Next steps

Once the ACCC issues a draft determination, the applicant or any interested party may make a written submission and/or request that the ACCC convene a 'pre-decision conference'.

Making a submission

If you wish to make a submission in response to the ACCC's draft determination, please do so by **31 January 2024**. Submissions should be lodged via the web form accessible on the [public register](#) for this matter. If you prefer to make an oral submission, please contact Andrew Ng via the details at the end of this letter.

The ACCC will consider any submissions it receives, including any oral submissions made at a pre-decision conference (should one be called - see below), and will then release a final determination in relation to this application.

Submissions will be placed on the ACCC's public register subject to any request for exclusion. Please see the ACCC's publication [Guidelines for excluding information from the public register](#).

Optional pre-decision conference

In some cases the applicant or an interested party requests that the ACCC convene a pre-decision conference in relation to its draft determination. If a conference is called it will be open to the applicant and interested parties to attend and make oral submissions in relation to the draft determination. Conferences are conducted informally and while legal or professional advisers are able to attend they are not entitled to participate in the discussion.

If you wish the ACCC to hold a pre-decision conference in relation to the draft determination you must notify the ACCC in writing by **31 January 2024** by email to exemptions@acc.gov.au.

Timetable

The ACCC will continue to progress its assessment of the application in a timely manner. An updated indicative timetable is set out below for your information.

Indicative date	Stage in assessment process
20 November 2023	Lodgement of application and supporting submission.
13 December 2023	ACCC decision on interim authorisation and draft determination.
December 2023 – January 2024	Public consultation on draft determination including any conference if called.
February 2024	Final determination.

This letter has been placed on the ACCC's public register. If you wish to discuss any aspect of this matter, please do not hesitate to contact Andrew Ng on (03) 9290 1414.

Yours sincerely



Tess Macrae
Director
Competition Exemptions

INTERESTED PARTIES – CONSULTATION ON DRAFT DETERMINATION

Local Health Districts (NSW)

Far West Local Hospital District
Hunter New England
Northern NSW Local Health District
Murrumbidgee Local Health District
Western NSW Local Health District
Southern NSW Local Health District
Mid North Coast Local Hospital District
Central Coast Local Health District
Illawarra Shoalhaven Local Health District
Nepean Blue Mountains Local Health District
Northern Sydney Local Health District
South Eastern Sydney Local Health District
South Western Sydney Local Health District
Sydney Local Health District
Western Sydney Local Health District

Government/Associations

Australian College of Rural and Remote Medicine
Australian Consumers Association
Australian Healthcare and Hospitals Association
Australian Indigenous Doctors' Association
Commonwealth Department of Health and Ageing
Consumers Health Forum
Australian Medical Association
NSW Ministry of Health
Rural Doctors Association of Australia