



Our ref: MA1000020
Contact officer: Alex Reed
Contact phone: 02 6243 1364

9 September 2021

Sharon Henrick
Partner
King & Wood Mallesons

Dear Sharon

Proposed amalgamation of BPAY, eftpos and NPPA – ACCC determination

The ACCC has issued a determination in respect of the application for merger authorisation received from Industry Committee on 22 March 2021.

For the reasons set out in its determination, the ACCC has decided to grant authorisation for the proposed amalgamation of ownership of BPAY Group Holding Pty Ltd (**BPAY**), eftpos Payments Australia Limited (**eftpos**) and NPP Australia Limited (**NPPA**) by way of two related acquisitions of shares, after accepting a court enforceable undertaking (**Undertaking**) from Australian Payments Plus Ltd.

The ACCC's determination and summary of its reasons, together with the Undertaking, are attached.

The ACCC requests that Industry Committee advise in writing when the proposed amalgamation is completed.

Application for review

Pursuant to section 101 of the *Competition and Consumer Act 2010*, a person dissatisfied with this determination may apply to the Australian Competition Tribunal (the **Tribunal**) for a review of the determination. An application for review must be made within 21 days of the date of this determination; that is, on or before 30 September 2021. If no application for a review is lodged by this date, the ACCC's determination will come into force on 1 October 2021.

An application for a review of the ACCC's determination should be lodged directly with the Tribunal. The Tribunal is a separate body from the ACCC and is located within the Federal Court of Australia.

For further information about the Tribunal's process to hear applications for review of ACCC determinations, please refer to the Tribunal's website at www.competitiontribunal.gov.au.

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 Alex Reed on 02 6243 1364 or by email at mergerauthorisations@acc.gov.au.

Yours sincerely

A handwritten signature in blue ink that reads "Black." with a period at the end.

Susie Black
Director
Competition Exemptions