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Our ref: AA1000507
Contact officer: Emma Stiles
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9/07/2020

By email only: [REDACTED]

Dear Ms Benbow

State of New South Wales as represented by the Ministry of Health – application for authorisation AA1000507 – draft determination

The Australian Competition and Consumer Commission (the **ACCC**) has issued a draft determination in respect of the application for authorisation lodged by the State of New South Wales as represented by the Ministry of Health on 30 April 2020.

For the reasons set out in its draft determination, the ACCC proposes to grant conditional authorisation until 30 September 2021.

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

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 lodge your submission by **24 July 2020**. Submissions should be emailed to adjudication@acc.gov.au with the subject "AA1000507 – Applicant – submission". If you prefer to make an oral submission, please contact Emma Stiles 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 the 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 **24 July 2020** by email to adjudication@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 on the ACCC's authorisations public register is set out below for your information.

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|----------------------|--|
| 30 April 2020 | Lodgement of application and supporting submission, including request for interim authorisation. |
| 1 May 2020 | Interim decision. |
| 1 May 2020 | Public consultation process begins. |
| 22 May 2020 | Closing date for submissions on the substantive application for authorisation from interested parties. |
| 9 July 2020 | Draft determination. |
| 24 July 2020 | Closing date for submissions on the draft determination. |
| August 2020 | Conference, if called. |
| August 2020 | 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 Emma Stiles on 02 9102 4036.

Yours sincerely



Susan Philp
Director
Adjudication