



23 Marcus Clarke Street
Canberra ACT 2601

Our ref: AA1000511
Contact officer: Susan Philp
Contact phone: (02) 6243 1313

GPO Box 3131
Canberra ACT 2601

tel: (02) 6243 1111
adjudication@acc.gov.au

5/08/2020

www.accc.gov.au

Dear Interested Party

The AMA (NSW) application for authorisation – VMO collective bargaining – AA1000511 – 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 AMA NSW on 5 May 2020.

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

A copy of the ACCC's draft determination is attached and also 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 **Thursday, 20 August 2020**. Submissions should be emailed to adjudication@acc.gov.au with the subject "AA1000511 – AMA NSW – submission". If you prefer to make an oral submission, please contact Susan Philp 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 close of business on **Thursday, 20 August 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 below for your information.

Indicative date	Stage in assessment process
5 May 2020	Lodgement of application, including request for interim authorisation and supporting submission.
8 May 2020	ACCC decision regarding interim authorisation.
8 May 2020	Consultation on the application and interim authorisation commences.
29 May 2020	Closing date for submissions from interested parties.
June 2020	Applicants respond to issues raised in the public consultation process.
5 August 2020	ACCC Draft determination.
August 2020	Public consultation on draft determination including any conference if called.
September 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 the writer on (02) 6243 1313 or adjudication@acc.gov.au.

Yours sincerely



Susan Philp
Director
Adjudication

Interested Parties

- Adventist Healthcare Limited
- Australian Government Department of Health
- Australian Healthcare & Hospitals Association
- Australian Patients Association
- Australian Private Hospitals Association
- Australian Society of Anaesthetists
- Consumers Health Forum of Australia
- Day Hospitals Australia
- Evolution Healthcare
- Genesis Care Pty Ltd
- Health Care Australia Pty Limited
- Healthscope Operations Pty Limited
- Little Company of Mary Health Care Ltd
- NSW Ministry of Health
- Ramsay Health Care Australia Pty Limited
- Royal Australasian College of Surgeons
- Royal Australian College of General Practitioners
- Royal Australian College of Physicians
- St John of God Health Care
- St Vincent's Health Australia Limited