



Our ref: AA1000669
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11 September 2024

Dear Interested Party

Re: Australian Dental Association Inc application for revocation of authorisation AA1000638 and substitution of AA1000669 – final determination

The Australian Competition and Consumer Commission (the **ACCC**) has issued a determination in respect of the application for authorisation lodged by the Australian Dental Association Inc (**ADA**) on 26 April 2024 (revocation and substitution).

The ADA sought authorisation for the making and giving effect to contracts, arrangements and understandings between 2 or more dental practitioners as to the fees to be charged for dental services provided within shared practices, where at least one party to the agreement is a member of the ADA.

A copy of the ACCC's determination is attached, including a summary of its reasons. For the reasons set out in its determination, the ACCC has decided to grant authorisation for 5 years. The ACCC's assessment is set out in Chapter 4 of its determination.

Application for review

Pursuant to section 101 of the *Competition and Consumer Act 2010* (Cth), a person dissatisfied with this determination may apply to the Australian Competition Tribunal for its review. An application for review must be made within 21 days of the date of this determination; that is, on or before 2 October 2024. If no application to review is lodged by this date, the ACCC's determination will come into force on 3 October 2024.

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

For further information about the process involved in reviewing decisions in the Australian Competition Tribunal please refer to the tribunal's website located at <http://www.competitiontribunal.gov.au/>.

This letter has been placed on the ACCC's public register. If you have any questions or wish to discuss any aspect of this matter, please do not hesitate to contact Rebecca Ryan on (02) 6243 1300 or exemptions@acc.gov.au.

Yours sincerely

Anna Pound
A/g Director
Competition Exemptions