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Our ref: CB10000468  
Contact officer: Tessa Cramond  
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25/07/2019

Dear Sir/Madam

### **Collective Bargaining Notification CB10000468 lodged by Primary Health Tasmania Limited –interested party consultation**

On 15 July 2019 the Australian Competition and Consumer Commission (the **ACCC**) received a collective bargaining notification from Tasmania Primary Health Network Organisation (**Primary Health Tasmania Limited**), on behalf of the participating Primary Health Network Organisations (**PHN Organisations**), proposing to collectively negotiate the terms of IT service agreements with the lead primary health network organisation, the Western Australian Primary Health Alliance (**WAPHA**).

A copy of the Primary Health Tasmania Limited notification is available from the [ACCC's Public Register](#).

The purpose of this letter is to invite your comments as a party who may be interested in providing a submission to the ACCC in relation to these arrangements.

#### **Collective bargaining notification process**

Collective bargaining occurs where two or more competitors come together to negotiate terms and conditions (including price) with a supplier or customer. Without the legal protection provided by a collective bargaining notification, these arrangements can breach the *Competition and Consumer Act 2010* (the **Act**). Please see the ACCC's publication '[Small Business Collective Bargaining Notifications & the Competition and Consumer Act](#)' for a summary of the notification process.

The legal protection provided by a collective bargaining notification commences 14 days after the notification is lodged, unless the ACCC objects within this period.

#### **Request for submissions**

When the ACCC receives a collective bargaining notification it will assess the likely public benefits and detriments, including any lessening of competition, to determine whether it should object to the notification.

You are invited to comment on the likely public benefits and likely effect on competition, or any other public detriment, from the proposed collective bargaining arrangements.

Submissions should be provided by **8 August 2019**. Please email submissions to [adjudication@acc.gov.au](mailto:adjudication@acc.gov.au) with the subject title "CB – Primary Health Tasmania Limited – submission."

Alternatively, if you prefer to make an oral submission please send an email to [adjudication@acc.gov.au](mailto:adjudication@acc.gov.au) to set up a time.

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

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 Tessa Cramond on (03) 9658 6516 or [adjudication@acc.gov.au](mailto:adjudication@acc.gov.au)

Yours sincerely

A handwritten signature in blue ink that reads "DChanning". The signature is stylized with a large, sweeping flourish at the end.

Darrell Channing  
Director  
Adjudication Branch