

5 July 2022

**BY EMAIL ONLY**

David Hatfield  
Director  
The Australian Competition and Consumer Commission  
Level 4, 271 Spring Street  
Melbourne VIC 3000  
david.hatfield@acc.gov.au

Copy to: hannah.ransom@acc.gov.au; alex.cicchini@acc.gov.au

Dear Mr Hatfield

**State of Queensland as represented by Queensland Health for authorisation AA1000572 – Reporting requirements**

1. On 2 December 2021, the Australian Competition and Consumer Commission (**ACCC**) granted authorisation to Queensland Health, together with specified owners or operators of private health facilities (**Participating Providers**) in Queensland (and their related bodies corporate) and each of Queensland's Hospital and Health Services (together, the **Applicants**) to discuss, enter into and give effect to contracts, arrangements or understandings (**Agreement(s)**) which have the broad purpose of maximising healthcare capacity and ensuring the State-wide coordination of healthcare services to facilitate the most efficient and effective allocation of healthcare during the period of the COVID-19 pandemic (the **Conduct**), (**Authorisation AA1000572**). The ACCC granted authorisation until 24 June 2023.
2. Authorisation AA1000572 was subject to the following conditions:
  - (a) Subject to paragraph (b) below, Queensland Health must provide updates to the ACCC on a quarterly basis (or as otherwise agreed with the ACCC), describing any conduct engaged in during that quarter in reliance upon this authorisation; or
  - (b) If no conduct was engaged in during that quarter in reliance upon this authorisation, or if there has been no change in conduct since the last update was provided, Queensland Health is not required to provide an update,

**(Reporting Requirements).**
3. On 13 December 2021, the ACCC confirmed the first report under the Reporting Requirements would be due at the end of March 2022. In accordance with the Reporting Requirements, the reports are due at the end of each quarter.
4. On 28 June 2022, the ACCC granted Queensland Health an extension of one week to submit the second quarterly report in accordance with the Reporting Requirements by 7 July 2022.
5. The purpose of this letter is to provide information necessary to comply with the Reporting Requirements, which is set out in **Annexure 1** to this letter.

Please let us know if the ACCC has any questions.

Yours faithfully  
**MinterEllison**



Partner: Kathryn Finlayson

OUR REF: 1295011

## **Annexure 1 – Reporting Requirements**

### **1. Meeting of the Private Health Facility Coordination Group**

There were no meetings of the Private Health Facility Coordination Group between 1 April 2022 and 30 June 2022.

### **2. Service Review Group Meetings**

Queensland Health and HHS representatives meet with the representatives from Participating Providers from time to time. During the period 1 April 2022 to 30 June 2022, all of these meetings were held between Queensland Health and one Participating Provider; no meetings were held where Queensland Health and multiple Participating Providers were in attendance.