



**Australian Competition & Consumer Commission**

PO Box 1199  
Dickson ACT 2602  
470 Northbourne Ave  
Dickson ACT 2602  
Australia

Ph (02) 6243 1111  
Fax (02) 6243 1199

Our Ref: A90811  
Contact Officer: Gavin Jones  
Contact Phone: 02 6243 1107

10 December 2001

«Name»  
«Company»

Sent to attached list  
C 2001/1711 WF  
C 2001/1712 PR

Dear «Sal»

**Application for Authorisation Nos A90811 & A90812  
lodged by Health Purchasing Victoria**

The Australian Competition and Consumer Commission ('the Commission') has received applications for authorisation from Health Purchasing Victoria ('HPV') for the calling and awarding of a tender by HPV, on behalf of various Victorian Health Services, for the exclusive acquisition of temporary agency nursing staff from suppliers of agency nursing staff by such health services. Under the proposed arrangements HPV, acting on behalf of each health service, would enter into an agreement with each of the successful tenderers for the exclusive provision of agency nursing staff to the health service.

HPV has also requested interim authorisation for its applications, which if granted by the Commission, will enable HPV to proceed with the tender process prior to the Commission issuing a final determination on the basis of the merits of the application. HPV proposes that, if interim authorisation is granted, the tender process will be conditional on final authorisation being granted by the Commission.

As a potentially interested party you are invited to make a written submission to the Commission regarding the likely public benefits and effects on competition of the arrangements for which authorisation is sought.

A copy of the application and supporting submission is enclosed.

Authorisation is a process whereby the Commission, in response to an application, has the power to grant immunity from court action for arrangements or conduct which might otherwise be in breach of the *Trade Practices Act 1974* ('the Act'). A guide is enclosed which outlines the authorisation process under the Act.



In order to grant authorisation the Commission must be satisfied that the public benefit arising from the arrangements outweighs any anticompetitive detriment. To assist the Commission in its consideration of the application it would be helpful to obtain your views on the likely public benefits and detriments including any effect on competition arising from the proposed arrangements.

The Commission asks for submissions to be in writing so they can be made publicly available. They are placed on a public register for this purpose and may be also placed on the Commission's website located at <http://www.accc.gov.au>. The Commission may, where it is considered appropriate, supplement written submissions with discussions with relevant parties on a mutually convenient basis.

Persons lodging a submission with the Commission may request that information included in the submission be treated as confidential and not placed on the public register or website. If confidentiality is granted in respect of information it may be taken into account by the Commission, even though not publicly available. Guidelines for seeking confidentiality are attached.

If you wish to lodge a submission would you please address it to:

The General Manager  
Adjudication Branch  
Australian Competition & Consumer Commission  
P O Box 1199  
DICKSON ACT 2602

Submissions can also be lodged by e-mail to: [adjudication@accc.gov.au](mailto:adjudication@accc.gov.au).

Submissions in relation to the applicant's request for interim authorisation should be made **no later than Friday, 4 January 2002**. Submissions in relation to the substantial applications should be made **no later than Friday, 1 February 2002**.

Should you have any queries or if you wish to discuss any aspect of the application further please contact Gavin Jones on (02) 6243 1107.

Yours «end»

Tim Grimwade  
A/g General Manager  
Adjudication Branch

Name Secretary	Company Nurses Board of Victoria Level 2, 595 Little Collins Street MELBOURNE VIC 3000	Sal Sir/Madam
Managing Director	GHC Nurses Agency 1 <sup>st</sup> Floor, 81-83 Burgundy Street HEIDELBERG 3084	Sir/Madam
Managing Director	PCC Nurses Agency 81 – 83 Burgundy St HEIDELBERG 3084	Sir/Madam
Managing Director	PRN Nurses Pty Ltd 5 Walkers Rd Nunawading 3131	Sir/Madam
Managing Director	Clover Nurses Agency Level 1/580 Church Street RICHMOND VIC 3000	Sir/Madam
Managing Director	Colbrow Nurses Agency 8 Old Warrandyte Rd DOVALE 3111	Sir/Madam
Managing Director	Malvern Nurses Agency 51 Station Street MALVERN 3144	Sir/Madam
Managing Director	ProStaff Nurses Agency Pty Ltd 225 Greensborough Rd Macleod 3058	Sir/Madam
Managing Director	NurseLink Nurses Agency 38 Sainsbury Ave Greensborough 3088	Sir/Madam
Managing Director	Twin Hills Nurses Agency 50 Upper Heidelberg Rd IVANHOE 3079	Sir/Madam
Managing Director	Forest Hill Nurses Agency 10 Echunga Cl FOREST HILL 3131	Sir/Madam
Managing Director	Code Blue Specialist Nurses Agency Pty Ltd 62 Robinson St DANDENONG 3175	Sir/Madam
Managing Director	AMR Nurses Agency Suite 415,370 Street St Kilda Rd MELBOURNE VIC 3004	Sir/Madam
Managing Director	Belmore Nurses Agency 2/47 Railway Rd BLACKBURN VIC 3130	Sir/Madam
Managing Director	Clover Nurses Agency 369 North Rd Caulfield SOUTH VIC 3162	Sir/Madam
Managing Director	Colbrow Nurses Agency 369 North Rd Caulfield SOUTH VIC 3162	Sir/Madam
Managing Director	Northeast Nurses Agency 8 Old Warrandyte Rd DONVALE VIC 3111	Sir/Madam

Ms Jill Lliffe	Secretary Australian Nurses Federation Unit 3, 28 Eyre Street KINGSTON ACT 2604	Ms Lliffe
Ms Lisa Fitzpatrick	Secretary ANF Victoria Box 12600 A'Beckett Street PO MELBOURNE VIC 8006	Ms Fitzpatrick
Ms Marilyn Gendek	Chief Executive Officer Australian Nursing Council PO Box 873 DICKSON ACT 2602	Ms Gendek
Ms Maryanne Craker	Secretary National Enrolled Nurses Association Victoria Branch PO Box 1236 ST ALBANS VIC 3021	Ms Craker
Ms Patricia Faulkner	Secretary Department of Human Services Level 22, 555 Collins Street	Ms Faulkner
Mr David Borthwick	Acting Secretary Department of Health & Aged Care GPO Box 9848 CANBERRA ACT 2601	Mr Borthwick
Managing Director	Melbourne Health Level 10, Connibere Building Royal Melbourne Hospital Flemington Road PARKVILLE, VIC 3052	Sir/Madam
Managing Director	Western Health C/- Western Hospital Gordon Street FOOTSCRAY VIC 3011	Sir/Madam
Managing Director	Northern Health 201 Bell Street PRESTON VIC 3072	Sir/Madam
Managing Director	Austin & Repatriation Medical Hospital Studley Rd HEIDELBERG VIC 3084	Sir/Madam
Managing Director	Royal Victorian Eye & Ear Hospital 32 Gisborne Street EAST MELBOURNE VIC 3002	Sir/Madam
Managing Director	Peter MacCallum Cancer Institute St Andrews Place EAST MELBOURNE VIC 3002	Sir/Madam
Managing Director	Bayside Health C/- The Alfred Commercial Road PRAHRAN VIC 3181	Sir/Madam

Managing Director	Eastern Health C/- Box Hill Hospital Nelson Road BOX HILL VIC 3128	Sir/Madam
Managing Director	Southern Health Monash Medical Centre Clayton Road Clayton vic 3168	Sir/Madam
Managing Director	Peninsula Health PO Box 52 FRANKSTON VIC 3199	Sir/Madam
Managing Director	Dental Health 407 Royal Parade PARKVILLE VIC 3502	Sir/Madam
Managing Director	Women's & Children's Health Level 1, 132 Grattan Street CARLTON VIC 3053	Sir/Madam
Managing Director	Sisters of Charity Health Service 104 Studley Road KEW VIC 3101	Sir/Madam
Managing Director	Barwon Health 272-322 Ryrie Street GEELONG VIC 3220	Sir/Madam