



**Australian  
Competition &  
Consumer  
Commission**

Our Ref: C2005/1917  
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18 July 2006

Ms Fiona Crosbie  
Partner  
Allens Arthur Robinson  
GPO Box 50  
SYDNEY NSW 2001

Dear Ms Crosbie

Thank you for your letter of 13 July 2006.

You have requested a further meeting to discuss matters arising from recent discussions relating to condition C1 proposed in the draft determination.

The ACCC is advanced in its consideration of the matters informed by your submissions of 28 June 2006 and 13 July 2006 and your meetings with ACCC staff on 14 June 2006 and with Commissioner McNeill on 6 July 2006. These submissions have focussed entirely on the possible terms of condition C1.

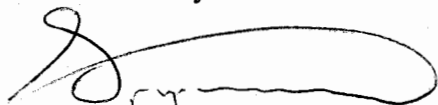
Having regard to the opportunity provided to date, I do not consider a further meeting necessary. In response to your reference to procedural fairness, having put forward its proposed course of action on 7 June 2006 and taking into account Medicines Australia's submissions of 14 and 28 June 2006 and 6 and 13 July 2006, the ACCC has provided significant opportunities to Medicines Australia and it is now a matter it must consider.

I also note your assertion that ACCC representatives had indicated that the ACCC was minded to vary the requirements of condition C1 from those set out in its letter of 7 June 2006. While our meetings have proved useful in discussing the matters at hand, they have been prefaced with advice that ultimately, the terms upon which authorisation may or may not be granted is a matter for the Commission as a whole to consider.



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 Scott Gregson on 02 6243 1132.

Yours sincerely

A handwritten signature in black ink, appearing to read 'Scott Gregson', with a long, sweeping horizontal line extending to the right.

Scott Gregson  
General Manager  
Adjudication Branch