

RECORD OF PHONE CONVERSATION

Phone conversation between the ACCC and Pharmacy Guild of Australia

Date: 30 July 2007

Time: 10:35am

Matter: Application for minor variation of authorisations A30146, A90539 and A90540 relating to the Marketing in Australia of Infant Formula Agreement lodged by Nestle Australia Ltd

Attendees: Eve Massey – ACCC
Jenny Bergin – The Pharmacy Guild of Australia

The purpose of the phone conversation between the ACCC and the Pharmacy Guild of Australia (the Pharmacy Guild) was for the Pharmacy Guild to make comments regarding the application for minor variation to authorisations A30146, A90539 and A90540 lodged by Nestle Australia Ltd.

Jenny Bergin stated that the Pharmacy Guild supported the agreement being industry-wide in its application.

Ms Bergin commented that the 8-10 year time limit appears to be a long time between reviews, but it is an improvement when compared to the current agreement, which has no time limit.

Ms Bergin commented that she thinks there are concerns about how the agreement itself is being implemented and monitored. As such, she is concerned that 8-10 years may be too long a time between reviews. Ms Bergin suggested either a review time of 5 years instead of 8-10 years, or conducting a full review of the agreement now and then again in 8-10 years.