



**Australian  
Competition &  
Consumer  
Commission**

GPO Box 3131  
Canberra ACT 2601

23 Marcus Clarke Street  
Canberra ACT 2601

tel: (02) 6243 1111  
fax: (02) 6243 1199

[www.accc.gov.au](http://www.accc.gov.au)

Our Ref: C2009/1274  
Contact Officer: Monica Bourke  
Contact Phone: 02 6243 1351

16 October 2009

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

*By email: [Fiona.Crosbie@aar.com.au](mailto:Fiona.Crosbie@aar.com.au); [Anna.Pritchard@aar.com.au](mailto:Anna.Pritchard@aar.com.au)*

Dear Ms Crosbie

**Medicines Australia Limited - Applications for revocation and substitution [A91150, A91155-56] and applications for authorisation [A91183-84] - draft determination**

The Australian Competition and Consumer Commission (the ACCC) has issued a draft determination in respect of the applications for revocation and substitution, and the applications for authorisation, lodged by Medicines Australia Limited (Medicines Australia) on 30 June 2009.

**Draft determination**

A copy of the ACCC's draft determination is attached, including a summary of its reasons. For the reasons set out in its draft determination, the ACCC proposes to grant authorisation for five years.

**Next steps**

Once the ACCC issues a draft determination, the applicant or any interested party may request that the ACCC convene a 'pre-decision conference'. A pre-decision conference provides the opportunity for interested parties to make oral submissions in relation to the draft determination. Conferences are conducted informally and while legal or professional advisers are able to attend they are not entitled to participate in the discussion.

If you wish the ACCC to hold a pre-decision conference in relation to the draft determination, you must notify the ACCC in writing by **2 November 2009**.

Alternatively, you are invited to make a written submission in response to the ACCC's draft determination. Submissions should be lodged by **2 November 2009**.

The ACCC will consider any submissions it receives, including any oral submissions made should a pre-decision conference be called, and will then release a final determination in relation to these applications.

Submissions will be placed on the ACCC's public register subject to any request for exclusion (guidelines are attached).

### **Timetable**

The ACCC will continue to progress its assessment of the applications in a timely manner. An updated indicative timetable is set out below for your information.

<b>30 June 2009</b>	Lodgement of application and supporting submission.
<b>7 July 2009</b>	Public consultation process begins.
<b>October 2009</b>	Draft determination.
<b>October 2009</b>	Public consultation on draft determination including any conference if called.
<b>November/December 2009</b>	Final determination.

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 Monica Bourke on (02) 6243 1351.

Yours sincerely



Dr Richard Chadwick  
General Manager  
Adjudication Branch