



**Australian
Competition &
Consumer
Commission**

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

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

28 October 2009

[name]
[address]

Dear [Salutation]

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

Professor Philip Morris has requested that the Australian Competition & Consumer Commission (the ACCC) convene a conference in relation to the draft determination issued by the ACCC on 16 October 2009 proposing to grant authorisations A91150, A91155-56 and A91183-84.

The draft determination follows applications for authorisation by Medicines Australia Limited (Medicines Australia) in respect of its Code of Conduct edition 16 (Code). The ACCC concluded in its draft determination that overall it was satisfied that the public benefit flowing from the Code is likely to outweigh any anti-competitive detriment and proposed to grant authorisation to the applications for five years.

A copy of the application and draft determination can be found on the ACCC's website <www.accc.gov.au/AuthorisationsRegister>.

A pre-decision conference provides a valuable opportunity for applicants and interested parties to make oral submissions to the ACCC about its draft determination.

The ACCC will hold the conference on **17 November 2009** at 2pm. ACCC Deputy Chair Peter Kell will chair the conference. The conference will be held via video link in Sydney, Brisbane and Melbourne. Video links may be available from ACCC offices in other capital cities if necessary.

Under the *Trade Practices Act 1974* (the Act), the conference may be attended by the applicant and other interested parties. If you wish to attend, you must notify the ACCC of your intention by **cob Tuesday 10 November 2009** and briefly indicate why you or your company or organisation has an interest in the matter. Notifications must be in writing and

may be provided to Monica Bourke on monica.bourke@accc.gov.au or by facsimile on 02 6243 1211.

You should provide details of a contact name, telephone number, mailing address and, if possible, a facsimile number or e-mail address so that you can be notified of any late changes to conference arrangements. You should also nominate the city you would prefer to attend. Only parties who notify their intention to attend will receive further correspondence regarding the holding of the conference.

I would note that, while conference participants may bring outside legal or other professional advisers to assist them, the Act prohibits these advisers from participating in conference discussions.

Attached for your information are procedures usually followed at pre-decision conferences.

Alternatively, if you do not wish to attend the conference but wish to make a written submission in response to the draft determination, as addressed in our letter dated 16 October 2009, you may lodge a submission by 2 November 2009.

A copy of this letter has been placed on the ACCC's public register. If you require any further information in regard to the conference please do not hesitate to contact Monica Bourke on (02) 6243 1351.

Yours sincerely

A handwritten signature in black ink, appearing to be 'Richard Chadwick', written over a horizontal line.

Dr Richard Chadwick
General Manager
Adjudication Branch