

TRADE PRACTICES ACT 1974

CONSENT TO WITHDRAWAL OF SECTION 87B UNDERTAKING

BACKGROUND

1. On 25 October 2007, Healthscope Limited ACN 006 405 152 (**Healthscope**) gave, and the Australian Competition and Consumer Commission (**Commission**) accepted, an undertaking under section 87B of the *Trade Practices Act 1974* (Cth) (**the Act**) (**the Undertaking**) in relation to Healthscope's proposed acquisition of Symbion Health Limited (**Symbion**) (**the proposed acquisition**).
2. On 27 November 2007, Healthscope announced it had decided not to proceed with the proposed acquisition. Symbion was subsequently acquired by Primary Health Care Limited on 28 April 2008.
3. As the proposed acquisition did not occur, the obligations contained in the Undertaking are now redundant.
4. Healthscope has requested the Commission's consent to the withdrawal of the Undertaking, and the Commission gives that consent.

WITHDRAWAL

5. Pursuant to section 87B(2) of the Act, the Undertaking is withdrawn in its entirety, with effect on and from the date on which the Commission gives its consent to the withdrawal.

EXECUTED by HEALTHSCOPE LIMITED ACN 006 405 152 in accordance with section 127(1) of the *Corporations Act 2001* (Cth) by authority of its directors:

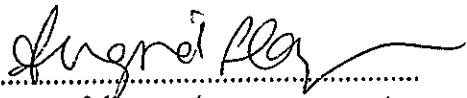


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Signature of director

BRUCE ROBERT DIXON

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Name of director

Dated this 22nd day of May 2009

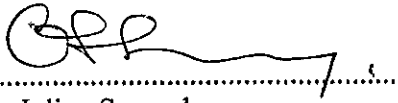


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Signature of director/company secretary

INGRID ANNE PLAYER
INGRID ANNE P

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Name of director/company secretary

CONSENT given by the AUSTRALIAN COMPETITION AND CONSUMER COMMISSION pursuant to section 87B(2) of the *Trade Practices Act 1974* (Cth):



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Graeme Julian Samuel
Chairman
Australian Competition and Consumer Commission

Dated this 29th day of May 2009