



**Australian
Competition &
Consumer
Commission**

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8 September 2010

Ms Linda Evans
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Clayton Utz
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By email: levans@claytonutz.com

c.c Ms Nicole Smith
Lawyer
Clayton Utz
333 Collins Street
Melbourne VIC 3000

By email: nsmith@claytonutz.com

Dear Ms Evans and Ms Smith

**Vision Group Holdings Limited application for authorisation A91217
- Final Determination**

The Australian Competition and Consumer Commission (the ACCC) has issued a determination in respect of the application for authorisation lodged by Vision Group Holdings Limited (Vision Group) on 29 March 2010.

Vision Group sought authorisation to enable it, its employees and ophthalmologists engaged as contractors at Vision Group clinics to discuss and, if relevant, agree and implement fees to be charged to patients for ophthalmology services supplied at Vision Group clinics.

A copy of the ACCC's determination is attached, including a summary of its reasons. The ACCC has decided to grant authorisation for five years until 30 September 2015.

Application for review

Pursuant to section 101 of the *Trade Practices Act 1974*, a person dissatisfied with this determination may apply to the Australian Competition Tribunal for its review. An application for review must be made within 21 days of the date of this determination; that is, on or before 29 September 2010. If no application to review is lodged by this date, the ACCC's determination will come into force on 30 September 2010.

An application for review of the ACCC's determination should be lodged directly with the Australian Competition Tribunal. The Australian Competition Tribunal is a separate body from the ACCC and is located within the Federal Court of Australia.

For further information about the process involved in reviewing decisions in the Australian Competition Tribunal please refer to the tribunal's website located at <http://www.competitiontribunal.gov.au/>.

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 Joanne Palisi on 02 6243 1323.

Yours sincerely

A handwritten signature in black ink, appearing to be 'R Chadwick', written over a light grey rectangular background.

Dr Richard Chadwick
General Manager
Adjudication Branch