



Australian  
Competition &  
Consumer  
Commission

Our Ref: C2010/42  
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11 January 2010

*This letter, with enclosures,  
was sent to the attached  
list of interested parties.  
SC*

Dear

**Exclusive dealing notification N94403 lodged by Specialist Oncology Property Limited**

The Australian Competition and Consumer Commission (the ACCC) has received an exclusive dealing notification from Specialist Oncology Property Limited (SOPL). The ACCC invites your comment on the notification. Information about the exclusive dealing notification process is attached.

**Proposed conduct**

The notification was lodged on 30 December 2009. Under the notified conduct, SOPL will lease a chemotherapy unit located in the medical suites adjacent to Norwest Private Hospital (the Unit) to Healthscope Limited on the condition that:

- all chemotherapy drugs administered by Healthscope Limited at the Unit be obtained exclusively from McBeaths Pharmacy Westmead
- Healthscope Limited enter into a licence agreement providing for McBeaths Pharmacy Westmead to occupy an area within the leased premises.

A copy of the notification, including SOPL's supporting submission, is enclosed.

**Request for submissions**

The ACCC invites you to make a submission on the likely public benefits and effect on competition, or any other public detriment, from the proposed arrangements.

If you intend to provide a submission, please do so by **Friday, 29 January 2010**.

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

Please advise of any corrections to your address details or if you do not wish to receive further correspondence from the ACCC about this matter. You may forward this letter

to any other party who may wish to make a submission to the ACCC regarding the notification.

A copy of 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 Sharon Clancy on (02) 6243 1217.

Yours sincerely

Richard Chadwick  
General Manager  
Adjudication Branch

## **Notification N94403 lodged by Specialist Oncology Property Limited**

### **Interested parties 11 January 2009**

Australian Healthcare & Hospitals Association  
Australian Private Hospitals Association  
Catholic Health Australia  
Department of Health and Ageing  
Consumers Health Forum of Australia  
Medicines Australia  
NSW Department of Health  
Pharmaceutical Society of Australia  
The Pharmacy Guild of Australia