



**Australian  
Competition &  
Consumer  
Commission**

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16 December 2012

Dear Madam/ Sir

**Canberra After-hours Locum Medical Service (CALMS Ltd) – Application for revocation of authorisation A91092 and substitution with A91276 – Draft determination**

The Australian Competition and Consumer Commission (the ACCC) has issued a draft determination in respect of the application for revocation and substitution of authorisation lodged by Canberra After-hours Locum Medical Service (CALMS Ltd) on 23 September 2011.

For the reasons set out in its draft determination, the ACCC proposes to revoke authorisation A91092 and grant authorisation A91276 in substitution, for CALMS Ltd to agree and set fee caps for the provision of after-hours primary medical care in the Australian Capital Territory. The ACCC proposes to grant authorisation for 10 years.

**Draft determination**

A copy of the ACCC's draft determination is attached, including a summary of its reasons. The ACCC's assessment is set out in Chapter Four.

**Next steps**

Attached is a summary of the authorisation process, including how to make a submission to the ACCC.

Once the ACCC issues a draft determination, the Applicants 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 **6 January 2012**.

Alternatively, you are invited to make a written submission in response to the ACCC's draft determination. Submissions should be lodged by **23 January 2012**.

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 application in a timely manner. An updated indicative timetable is set out below for your information.

<b>23 September 2011</b>	Lodgement of application and supporting submission.
<b>28 September 2011</b>	Public consultation process began.
<b>16 December 2011</b>	Draft determination.
<b>6 January 2012</b>	Due date to request a pre-decision conference.
<b>23 January 2012</b>	Public consultation on draft determination – submission due date.
<b>March 2012</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 contact Marie Dalins on (03) 9290 1893 or John Rouw on (03) 9290 1402.

Yours sincerely



Marie Dalins  
Director  
Adjudication Branch

**CALMS Ltd. application for authorisation A91276**

**Interested parties consulted – Draft determination, 16 December 2011**

ACT Division of General Practice  
ACT Health  
Australian General Practice Network  
Australian Medical Association (ACT)  
Medicare Local (ACT)  
Calvary Health Care ACT  
Council on the Ageing ACT (COTA)  
Department of Health and Ageing  
Florey Medical Centre  
Gungahlin General Practice  
Phillip Health Centre  
Royal Australian College of General Practitioners  
The Canberra Hospital  
Tuggeranong Square Medical Practice