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Australian National University Legal Office

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Ms Susan Philp Director, Adjudication Branch Australian Competition and Consumer Commission

Via email: Susan.Philp@accc.gov.au cc: Jaime.Martin@accc.gov.au

Dear Ms Philp

Re: GAMSAT Consortium application for re-authorisation of Interview and Preference Policies

I act for the Australian National University ('ANU'), a member of the GAMSAT Consortium. I refer to my telephone attendance with Ms Martin of ACCC on 30 September 2014. The ANU has consulted the other GAMSAT Consortium universities and their response to ACCC's further queries are as follows:

1. Clarify paragraph 31 of the submission – should the re-authorisation include a reference to "exclusionary conduct"?

Yes, paragraph 31 of the original re-authorisation submission should have included "exclusionary conduct".

Accordingly the Consortium would like to amend paragraph 31 of the submission as follows:

- "31. The competition issues raised by the *Agreement* between the *Consortium Members* are as follows:
- the prohibition against making a contract or arrangement, or arriving at an understanding, a provision of which would be or might be, a cartel provision within the meaning of Division 1 of Part IV of the Act (other than a provision and

which would also be, or might also be, an exclusionary provision within the meaning of section 45 of the Act);

- the prohibition against giving effect to a provision of a contract, arrangement or understanding that is, or may be, a cartel provision within the meaning of Division 1 of Part IV of the Act (other than a provision and which is also, or may also be, an exclusionary provision within the meaning of section 45 of the Act);
- the prohibition against making a contract, arrangement or arriving at an understanding that contains a provision that would or might have the effect, of substantially lessening competition within the meaning of section 45 of the Act; and
- the prohibition against giving effect to a provision of a contract, arrangement or understanding which provision has the purpose, or has or may have the effect, of substantially lessening competition within the meaning of section 45 of the Act.;
- the prohibition against making a contract, arrangement or arriving at an understanding that contains a provision that would be or might be and exclusionary provision within the meaning of section 45 of the Act; and
- the prohibition against giving effect to a provision of a contract, arrangement or understanding where the provision is or may be an exclusionary provision within the meaning of section 45 of the Act."
- 2. Information about how many graduate medical positions that UQ had in 2014.

In 2014, University of Queensland had 403 graduate entry places, 167 domestic places through GEMSAS.

3. Whether the GAMSAT Consortium could clarify paragraph 79 of the submission which states that "Australian graduate entry medical schools typically interview about 125% to 150% of the Applicants needed to fill the available places". Noting that the data in the table provided on 25 August showed that some Universities (e.g. ANU) interview 235%.

The Consortium has reviewed paragraph 79 of the re-authorisation submission and would like to amend the figure of "125% to 150%" to "150% to 180%".

Further, the Consortium would like to re-iterate that the separate application process through The University of Sydney impacts on how many interview and admission offers a University may need to make. This is particularly to ANU and a couple of other medical schools due to geographical location.

Since 2012 The University of Sydney has conducted their admission process slightly earlier than the GAMSAT Consortium process but does not make offers of a place until after GAMSAT universities interview offers out (just before the GAMSAT Consortium universities conducting interviews).

A proportion of applicants who receive an admission offer from the University of Sydney will then decline the offer of an interview (and rest of process) for the GAMSAT Consortium universities, particularly if they have been made an offer of an unbonded place.

For example, the ANU has about 30-40 withdraws just days before the interview. For this reason, ANU makes a lot more interview offers. ANU is not typical. It is difficult to judge how many extra interview offers to make because of year to year variations, as such ANU will make 200 or so interview offers.

Please do not hesitate to contact me if you require any further information.

Yours sincerely

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