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24th November 2014

Dr Richard Chadwick
General Manager, Adjudication
Australian Competition and Consumer Commission
23 Marcus Clarke Street
Canberra ACT 2601
adjudication@acc.gov.au

**Re: Revocation and Substitution A91436 – A91440 (Medicines Australia Ltd Code of Conduct):
Submission on the Draft Determination**

Celgene Pty Ltd supports the position of Medicines Australia in their submission of 21st November 2014 to the ACCC in response to the ACCC Draft Determination on the proposed Edition 18 of the Medicines Australia Code of Conduct.

In essence, Celgene acknowledges Medicines Australia's acceptance of the ACCC's Proposed Condition of Authorisation regarding Transfers of Value to Healthcare Professionals, and reiterates Medicines Australia's proposal that this condition should be deferred for a period of 12 months to facilitate familiarity with the requirement by healthcare professionals, and to allow the implementation of company systems to support compliance with this requirement. Celgene is in agreement with Medicines Australia's rejection of the need for reporting hospitality that is within the parameters put forward by Medicines Australia in the draft edition 18 of the Code of Conduct. Celgene also agrees that the additional reporting of the Medicine Name should not be a requirement.

Celgene strongly supports ethical conduct and increased transparency in its interactions with healthcare professionals.

However, Celgene recognises that in these interactions, healthcare professionals and other stakeholders have a role to play in delivering the transparency that is expected by the community. These stakeholders may be outside of Medicines Australia's sphere of influence – and therefore that of the Medicines Australia Code of Conduct – and so we look forward to healthcare professionals and other stakeholders also working alongside Medicines Australia to implement standards of practice that support greater transparency.

Yours sincerely

A handwritten signature in black ink, appearing to read 'G. Varkanis', written over a horizontal line.

George Varkanis
Vice President and Managing Director ANZ