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28/09/2017

Dear Sir or Madam

### **Australian Medical Association (NSW) Ltd application for authorisation A91590 - draft determination**

The Australian Competition and Consumer Commission (the ACCC) has issued a draft determination in respect of the application for authorisation lodged by Australian Medical Association (NSW) Ltd on 19 July 2017.

Please see the ACCC's publication [Authorisation process - the basics](#) for a summary of the authorisation process and how to make a submission to the ACCC.

Australian Medical Association (NSW) Ltd is seeking authorisation to collectively negotiate on behalf of visiting medical officers in New South Wales with Healthscope Operations Pty Ltd regarding the terms and conditions (including remuneration) of visiting medical officer contracts at the Northern Beaches Hospital.

### **Draft determination**

A copy of the ACCC's draft determination and summary of its reasons is attached.

For the reasons set out in its draft determination, the ACCC proposes to grant authorisation for a period of 5 years.

### **Next steps**

Once the ACCC issues a draft determination, the Applicant or any interested party may make a written submission and/or request that the ACCC convene a 'pre-decision conference'.

If you wish to make a submission in response to the ACCC's draft determination, please lodge your submission by **19 October 2017**. "Submissions should be emailed to [adjudication@acc.gov.au](mailto:adjudication@acc.gov.au) with the subject "A91590 – AMA(NSW) – submission".

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 **19 October 2017**.

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. Please see the ACCC's publication [Guidelines for excluding information from the public register](#).

## 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.

Indicative date	Stage in assessment process
19 July 2017	Lodgement of application and supporting submission.
10 August 2017	Public consultation process begins.
1 September 2017	Closing date for submissions from interested parties.
28 September 2017	Draft determination.
19 October 2017	Deadline to call pre-decision conference. <sup>1</sup>
19 October 2017	Closing date for submissions in relation to the draft determination.
November	Final determination.

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 Gavin McNeill on 02 6243 1054 or [adjudication@acc.gov.au](mailto:adjudication@acc.gov.au).

Yours sincerely



Darrell Channing  
Director  
Adjudication Branch

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<sup>1</sup> Note that in the event a pre-decision conference is called, the final determination will be delayed to account for the time between interested parties calling a conference and the date the conference is held.