



**COMMONWEALTH OF AUSTRALIA**

*Competition and Consumer Act 2010 (Cth)*

**IN THE AUSTRALIAN COMPETITION TRIBUNAL**

File No: ACT 1 of 2022

Re: Applications by Telstra Corporation Limited and TPG Telecom Limited for review of Australian Competition and Consumer Commission Merger Authorisation Determination MA1000021

Applicants: Telstra Corporation Limited and TPG Telecom Limited

Intervenor: Singtel Optus Pty Ltd

**DETERMINATION**

TRIBUNAL: Justice O'Bryan (President)  
Dr J Walker (Member)  
Ms D Eilert (Member)

DATE: 21 June 2023

WHERE MADE: Melbourne

**THE TRIBUNAL DETERMINES AND DIRECTS THAT:**

1. The determination of the Australian Competition and Consumer Commission (ACCC) dated 21 December 2022, dismissing the application for merger authorisation MA1000021, be affirmed.
2. Until further direction of the Tribunal, the reasons of the Tribunal in this proceeding dated today are not to be made available to or published to any person save for:
  - (a) the ACCC, its staff and any other person assisting the ACCC in relation to the proceeding including the ACCC's legal advisers; and
  - (b) the parties' legal advisors who, by reason of previous directions of the Tribunal, are permitted to have access to the confidential information of each of the parties to the proceeding.
3. Within 21 days of the date hereof, the parties are to file jointly:

- (a) a copy of these reasons that marks, by way of coloured shading (using a different colour for each party), those parts of the reasons that a party seeks to have redacted on the grounds of commercial confidentiality; and
- (b) short submissions addressing the basis for the claim of confidentiality on behalf of each party.



A handwritten signature in blue ink, consisting of a stylized 'A' followed by a 'U'.

REGISTRAR  
Australian Competition Tribunal