

## NOTICE OF LODGMENT

### AUSTRALIAN COMPETITION TRIBUNAL

This document was lodged electronically in the AUSTRALIAN COMPETITION TRIBUNAL and has been accepted for lodgment pursuant to the Practice Direction dated 3 April 2019. Filing details follow and important additional information about these are set out below.

#### Lodgment and Details

Document Lodged: Annexure to Submissions

File Number: ACT 4 of 2021

File Title: APPLICATION FOR REVIEW OF AUTHORISATION  
AA1000542 DETERMINATION MADE ON 21 SEPTEMBER 2021

Registry: VICTORIA – AUSTRALIAN COMPETITION TRIBUNAL



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

REGISTRAR

Dated: 1/03/2022 2:34 PM

#### Important information

This Notice has been inserted as the first page of the document which has been accepted for electronic filing. It is now taken to be part of that document for the purposes of the proceeding in the Tribunal and contains important information for all parties to that proceeding. It must be included in the document served on each of those parties.



Unprocessed Submission	Date received by ACCC	Summary of submissions / Themes outlined	Examples of other documents and submissions where substance of Unprocessed Submission has been addressed
1	5/02/2021	<ol style="list-style-type: none"> <li>1. [REDACTED]</li> <li>2. [REDACTED]</li> <li>3. [REDACTED]</li> <li>4. [REDACTED]</li> <li>5. [REDACTED]</li> <li>6. [REDACTED]</li> </ol>	<ol style="list-style-type: none"> <li>1. [REDACTED] - ACCC Final Determination dated 21 September 2021, [REDACTED]</li> <li>2. [REDACTED] - ACCC Final Determination dated 21 September 2021, [REDACTED].</li> <li>3. [REDACTED] - considered in ACCC Final Determination dated 21 September 2021, [REDACTED]</li> <li>4. [REDACTED] Addressed in multiple submissions; addressed in [REDACTED] ACCC Draft Determination dated 21 May 2021 and [REDACTED] ACCC Final Determination dated 21 September 2021.</li> <li>5. [REDACTED] - see submission 1000542.001.001.0596 (Healthscope).</li> <li>6. [REDACTED] see also ACCC Final Determination dated 21 September 2021, [REDACTED]</li> </ol>

2	28/05/2021	Managed care	1000542.001.001.1003 (Melinda Hill and Ors) 1000542.001.001.1502 (Council of Procedural Specialists) 1000542.001.001.0601 (Australian Medical Association) 1000542.001.001.0656 (Spine Society of Australia) 1000542.001.001.0587 (Australian Orthopaedic Association) 1000542.001.001.0707 (Royal Australasian College of Surgeons) 1000542.001.001.0614 (Australian Society of Anaesthetists)
3	28/05/2021	Managed care	1000542.001.001.0601 (Australian Medical Association) 1000542.001.001.0707 (Royal Australasian College of Surgeons) 1000542.001.001.0614 (Australian Society of Anaesthetists)
4	28/05/2021	Concerns regarding US-style health care system	1000542.001.001.0601 (Australian Medical Association) 1000542.001.001.0707 (Royal Australasian College of Surgeons) 1000542.001.001.0614 and 1000542.001.001.1025 (Australian Society of Anaesthetists)
5	29/05/2021	Buying group is anticompetitive and reduces patient choice	1000542.001.001.0736 (Michael Lo)
6	31/05/2021	Buying group is anticompetitive and reduces patient choice	1000542.001.001.0736 (Michael Lo)
7	1/06/2021	Managed care	1000542.001.001.0601 (Australian Medical Association) 1000542.001.001.0707 (Royal Australasian College of Surgeons) 1000542.001.001.0614 (Australian Society of Anaesthetists)
8	1/06/2021	Managed care	1000542.001.001.0601 (Australian Medical Association) 1000542.001.001.0707 (Royal Australasian College of Surgeons) 1000542.001.001.0614 (Australian Society of Anaesthetists)
9	1/06/2021	Buying group is anticompetitive and reduces patient choice	1000542.001.001.0736 (Michael Lo)
10	2/06/2021	Buying group is anticompetitive and reduces patient choice	1000542.001.001.0736 (Michael Lo)

11	4/06/2021	Managed care	1000542.001.001.0610 (Mater Health) 1000542.001.001.0636 (Australian Health Service Alliance) 1000542.001.001.0614 (Australian Society of Anaesthetists) 1000542.001.001.1502 (Council of Procedural Specialists) 1000542.001.001.0624 (Adventist Health Care) 1000542.001.001.0596 (Healthscope)
12	6/06/2021	Managed care	1000542.001.001.0601 (Australian Medical Association) 1000542.001.001.0707 (Royal Australasian College of Surgeons) 1000542.001.001.0614 (Australian Society of Anaesthetists)
13	6/06/2021	Buying group is anticompetitive and reduces patient choice	1000542.001.001.0736 (Michael Lo)
14	7/06/2021	Managed care	1000542.001.001.0601 (Australian Medical Association) 1000542.001.001.0707 (Royal Australasian College of Surgeons) 1000542.001.001.0614 (Australian Society of Anaesthetists)
15	7/06/2021	Managed care: Problems with the US healthcare system. 	1000542.001.001.1003 (Melinda Hill and Ors) 1000542.001.001.1502 (Council of Procedural Specialists) 1000542.001.001.0601 (Australian Medical Association) 1000542.001.001.0656 (Spine Society of Australia) 1000542.001.001.0587 (Australian Orthopaedic Association) 1000542.001.001.0707 (Royal Australasian College of Surgeons) 1000542.001.001.0614 (Australian Society of Anaesthetists)
16	7/06/2021	Managed care	1000542.001.001.1003 (Melinda Hill and Ors) 1000542.001.001.1502 (Council of Procedural Specialists) 1000542.001.001.0601 (Australian Medical Association) 1000542.001.001.0656 (Spine Society of Australia) 1000542.001.001.0587 (Australian Orthopaedic Association) 1000542.001.001.0707 (Royal Australasian College of Surgeons) 1000542.001.001.0614 (Australian Society of Anaesthetists)

17	8/06/2021	Managed care	1000542.001.001.0601 (Australian Medical Association) 1000542.001.001.0707 (Royal Australasian College of Surgeons) 1000542.001.001.0614 (Australian Society of Anaesthetists)
18	8/06/2021	Managed care	1000542.001.001.0601 (Australian Medical Association) 1000542.001.001.0707 (Royal Australasian College of Surgeons) 1000542.001.001.0614 (Australian Society of Anaesthetists)
19	8/06/2021	[REDACTED]	1000542.001.001.0836 and 1000542.001.001.1502 (Council of Procedural Specialists)
20	9/06/2021	Managed care	1000542.001.001.1003 (Melinda Hill and Ors) 1000542.001.001.1502 (Council of Procedural Specialists) 1000542.001.001.0601 (Australian Medical Association) 1000542.001.001.0656 (Spine Society of Australia) 1000542.001.001.0587 (Australian Orthopaedic Association) 1000542.001.001.0707 (Royal Australasian College of Surgeons) 1000542.001.001.0614 (Australian Society of Anaesthetists)
21	9/06/2021	Managed care	1000542.001.001.1003 (Melinda Hill and Ors) 1000542.001.001.1502 (Council of Procedural Specialists) 1000542.001.001.0601 (Australian Medical Association) 1000542.001.001.0656 (Spine Society of Australia) 1000542.001.001.0587 (Australian Orthopaedic Association) 1000542.001.001.0707 (Royal Australasian College of Surgeons) 1000542.001.001.0614 (Australian Society of Anaesthetists)
22	9/06/2021	Managed care	1000542.001.001.1003 (Melinda Hill and Ors) 1000542.001.001.1502 (Council of Procedural Specialists) 1000542.001.001.0601 (Australian Medical Association) 1000542.001.001.0656 (Spine Society of Australia) 1000542.001.001.0587 (Australian Orthopaedic Association) 1000542.001.001.0707 (Royal Australasian College of Surgeons) 1000542.001.001.0614 (Australian Society of Anaesthetists)
23	9/06/2021	Concerns regarding US-style health care system	1000542.001.001.0601 (Australian Medical Association) 1000542.001.001.0707 (Royal Australasian College of Surgeons) 1000542.001.001.0614 and 1000542.001.001.1025 (Australian Society of Anaesthetists)

24	9/06/2021	Managed care	1000542.001.001.1003 (Melinda Hill and Ors) 1000542.001.001.1502 (Council of Procedural Specialists) 1000542.001.001.0601 (Australian Medical Association) 1000542.001.001.0656 (Spine Society of Australia) 1000542.001.001.0587 (Australian Orthopaedic Association) 1000542.001.001.0707 (Royal Australasian College of Surgeons) 1000542.001.001.0614 (Australian Society of Anaesthetists)
25	10/06/2021	Managed care	1000542.001.001.0601 (Australian Medical Association) 1000542.001.001.0707 (Royal Australasian College of Surgeons) 1000542.001.001.0614 (Australian Society of Anaesthetists)
26	10/06/2021	Managed care Describes the US system and personal experience with it	1000542.001.001.0601 (Australian Medical Association) 1000542.001.001.0707 (Royal Australasian College of Surgeons) 1000542.001.001.0614 and 1000542.001.001.1025 (Australian Society of Anaesthetists)
27	10/06/2021	Managed care and concerns regarding US-style health care system	1000542.001.001.1003 (Melinda Hill and Ors) 1000542.001.001.1502 (Council of Procedural Specialists) 1000542.001.001.0601 (Australian Medical Association) 1000542.001.001.0656 (Spine Society of Australia) 1000542.001.001.0587 (Australian Orthopaedic Association) 1000542.001.001.0707 (Royal Australasian College of Surgeons) 1000542.001.001.0614 (Australian Society of Anaesthetists)
28	10/06/2021	Managed care and concerns regarding US-style health care system	1000542.001.001.0601 (Australian Medical Association) 1000542.001.001.0707 (Royal Australasian College of Surgeons) 1000542.001.001.0614 (Australian Society of Anaesthetists)
29	10/06/2021	Managed care 	1000542.001.001.0601 (Australian Medical Association) 1000542.001.001.0707 (Royal Australasian College of Surgeons) 1000542.001.001.0614 (Australian Society of Anaesthetists) 1000542.001.001.1301 (National Association of Practising Psychiatrists)

30	10/06/2021	Managed care [REDACTED] Reduced patient choice	1000542.001.001.0601 (Australian Medical Association) 1000542.001.001.0707 (Royal Australasian College of Surgeons) 1000542.001.001.0614 (Australian Society of Anaesthetists)
31	10/06/2021	Managed care Describes the US system and personal experience with it [REDACTED]	1000542.001.001.1003 (Melinda Hill and Ors) 1000542.001.001.1502 (Council of Procedural Specialists) 1000542.001.001.0601 (Australian Medical Association) 1000542.001.001.0656 (Spine Society of Australia) 1000542.001.001.0587 (Australian Orthopaedic Association) 1000542.001.001.0707 (Royal Australasian College of Surgeons) 1000542.001.001.0614 (Australian Society of Anaesthetists)
32	10/06/2021	Managed care	1000542.001.001.0601 (Australian Medical Association) 1000542.001.001.0707 (Royal Australasian College of Surgeons) 1000542.001.001.0614 (Australian Society of Anaesthetists)
33	10/06/2021	Managed care [REDACTED]	1000542.001.001.0601 (Australian Medical Association) 1000542.001.001.0707 (Royal Australasian College of Surgeons) 1000542.001.001.0614 (Australian Society of Anaesthetists)
34	10/06/2021	Managed care	1000542.001.001.0601 (Australian Medical Association) 1000542.001.001.0707 (Royal Australasian College of Surgeons) 1000542.001.001.0614 (Australian Society of Anaesthetists)
35	10/06/2021	[REDACTED]	1000542.001.001.0601 (Australian Medical Association) 1000542.001.001.0707 (Royal Australasian College of Surgeons) 1000542.001.001.0614 (Australian Society of Anaesthetists)
36	10/06/2021	Managed care	1000542.001.001.0601 (Australian Medical Association) 1000542.001.001.0707 (Royal Australasian College of Surgeons) 1000542.001.001.0614 (Australian Society of Anaesthetists)

37	10/06/2021	Managed care Shares experience from working in the US	1000542.001.001.1003 (Melinda Hill and Ors) 1000542.001.001.1502 (Council of Procedural Specialists) 1000542.001.001.0601 (Australian Medical Association) 1000542.001.001.0656 (Spine Society of Australia) 1000542.001.001.0587 (Australian Orthopaedic Association) 1000542.001.001.0707 (Royal Australasian College of Surgeons) 1000542.001.001.0614 (Australian Society of Anaesthetists)
38	10/06/2021	[REDACTED]	[REDACTED] 1000542.001.001.0890 (Eliza Tweddle)
39	10/06/2021	[REDACTED]	[REDACTED] 1000542.001.001.0890 (Eliza Tweddle)
40	10/06/2021	[REDACTED]	[REDACTED] 1000542.001.001.0890 (Eliza Tweddle)
41	10/06/2021	Managed care Shares experience from working in the US Concerns regarding US-style health care system	1000542.001.001.0601 (Australian Medical Association) 1000542.001.001.0707 (Royal Australasian College of Surgeons) 1000542.001.001.0614 and 1000542.001.001.1025 (Australian Society of Anaesthetists)
42	2/06/2021	[REDACTED]	1000542.001.001.0587 (Australian Orthopaedic Association)
43	1/07/2021	Reduces current level playing field and restricts patient choice Concerns that proposal is anticompetitive	1000542.001.001.0736 (Michael Lo)

44	1/07/2021	Reduces current level playing field and restricts patient choice Concerns that proposal is anticompetitive	1000542.001.001.0736 (Michael Lo)
45	10/06/2021	1. [REDACTED] 2. [REDACTED] 3. [REDACTED] 4. [REDACTED] 5. [REDACTED] 6. [REDACTED] 7. [REDACTED] 8. [REDACTED] 9. [REDACTED]	(1), (2), (7), (8), (9) 1000542.001.001.0601 (Australian Medical Association) 1000542.001.001.0707 (Royal Australasian College of Surgeons) 1000542.001.001.0614 (Australian Society of Anaesthetists) (3) [REDACTED] - 1000542.001.001.0656 (Spine Society of Australia) (4) [REDACTED] - 1000542.001.001.1502 (Council of Procedural Specialists)
46	11/06/2021	Managed care	[REDACTED] 1000542.001.004.0565 ([REDACTED])
47	11/06/2021	Managed care Removal of freedom of choice	[REDACTED] 1000542.001.004.0492 ([REDACTED])
48	17/06/2021	Managed care	1000542.001.001.0601 (Australian Medical Association) 1000542.001.001.0707 (Royal Australasian College of Surgeons) 1000542.001.001.0614 (Australian Society of Anaesthetists)
49	17/06/2021	Managed care	1000542.001.001.0601 (Australian Medical Association) 1000542.001.001.0707 (Royal Australasian College of Surgeons) 1000542.001.001.0614 (Australian Society of Anaesthetists)

50	17/06/2021	Reduces current level playing field and restricts patient choice Concerns that proposal is anticompetitive	1000542.001.001.0736 (Michael Lo)
51	28/07/2021	[REDACTED]	1000542.001.001.1495 (Royal Australian and New Zealand College of Psychiatrists)