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Our ref: AA1000605
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27/05/2022

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By email

Dear Interested Party

State of Western Australia as represented by the Department for Health - application for authorisation AA1000605 - final determination

The Australian Competition and Consumer Commission (the **ACCC**) has issued a determination in respect of the application for authorisation lodged by the State of Western Australia as represented by the Department for Health (the **Department**) on 28 February 2022.

The Department sought authorisation under the *Competition and Consumer Act 2010*. Authorisation gives legal protection to arrangements for the purpose of maximising healthcare capacity and ensuring West Australian-wide coordination of healthcare services while responding to issues arising from COVID-19. This conduct was previously authorised, but that authorisation lapsed in September 2021. A full copy of the application for authorisation is available on the [ACCC's authorisations public register](#).

A copy of the ACCC's determination is attached, including a summary of its reasons. For the reasons set out in its determination, the ACCC has decided to grant authorisation until **24 June 2023**.

Application for review

Pursuant to section 101 of the *Competition and Consumer Act 2010* (Cth), a person dissatisfied with this determination may apply to the Australian Competition Tribunal for its review. An application for review must be made within 21 days of the date of this determination; that is, on or before 17 June 2022. If no application for review is lodged by this date, the ACCC's determination will come into force on **18 June 2022**.

An application for review of the ACCC's determination should be lodged directly with the Australian Competition Tribunal. The Australian Competition Tribunal is a separate body from the ACCC and is located within the Federal Court of Australia.

For further information about the process involved in reviewing decisions in the Australian Competition Tribunal please refer to the tribunal's website located at <http://www.competitiontribunal.gov.au/>.

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 Alex Cicchini on (03) 9910 9552.

Yours sincerely

A handwritten signature in blue ink, appearing to read "D. Hatfield". The signature is written in a cursive style with some loops and flourishes.

David Hatfield
Director
Competition Exemptions