



11 December 2023

Mr Andrew Ng  
Senior Analyst  
Australian Competition and Consumer Commission

**By email:** [andrew.ng@accc.gov.au](mailto:andrew.ng@accc.gov.au)

Dear Mr Ng

**Australian Medical Association (NSW) Limited: Application for Revocation and Substitution of Authorisation A91383**

I refer to your email dated 6 December 2023.

AMA(NSW) seeks to amend its application to remove reference to section 46(1).

Visiting Medical Officer Service Contracts are entered into between Public Health Organisations (**PHOs**) and Visiting Medical Officers (**VMOs**) (or the VMO's practice company). As such, any agreement for local variations will be with the PHO.

PHOs include Local Health Districts (**LHDs**) which are statutory corporations under the *Health Services Act 1997 (NSW)*. They are responsible for managing public hospitals and health institutions and for providing health services. Whether negotiations are conducted by persons at the hospital or the LHD, or a combination of both, is a matter to be determined by the PHO.

If negotiations result in an arrangement that is non-standard (that is, outside the terms of the VMO Determinations), they are subject to approval by the Secretary of Health, and as such, NSW Health will have a role. There are occasions when NSW Health may participate in the negotiations in addition to the PHO but this is not the usual course.

If you have any queries or wish to discuss, please contact Dominique Egan.

Yours sincerely



**Fiona Davies**  
**Chief Executive Officer**

**Australian Medical Association (NSW) Ltd**

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