

## 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: Application to Tribunal for Further Directions

File Number: ACT 1 of 2023

File Title: APPLICATIONS BY AUSTRALIA AND NEW ZEALAND  
BANKING GROUP LIMITED AND SUNCORP GROUP LIMITED



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

REGISTRAR

Dated: 12/09/2023 1:18 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.



## IN THE AUSTRALIAN COMPETITION TRIBUNAL

### APPLICATIONS BY AUSTRALIA AND NEW ZEALAND BANKING GROUP LIMITED AND SUNCORP GROUP LIMITED FOR REVIEW OF AUSTRALIAN COMPETITION AND CONSUMER COMMISSION MERGER AUTHORISATION DETERMINATION MA1000023

ACT 1 OF 2023

#### APPLICATION OF WESTPAC BANKING CORPORATION FOR FURTHER DIRECTIONS

Westpac Banking Corporation (**WBC**) (a non-party to the proceeding which produced confidential information to the Australian Competition and Consumer Commission (**ACCC**) in connection with the making of Merger Authorisation Determination MA1000023), seeks the following directions:

##### Redaction of confidential material

1. Direction 11 of the Directions made on 29 August 2023, and varied by directions made on 8 September 2023, be further varied such that:
  - (a) the date for the ACCC to file with the Tribunal and serve on the nominated external solicitors of the Applicants and BABL any documents, which were produced by WBC to the ACCC and which were the subject of a claim for confidentiality (**WBC Confidential Documents**), be extended to a date which is ten days after the date on which these orders are made; and
  - (b) to the extent that direction 11 requires the ACCC to file or serve any of the WBC Confidential Documents, the ACCC is not to file or serve those documents but instead file and serve the WBC Redacted Documents, subject to direction 2 below.
2. That leave be granted to WBC to, within five days of the date on which these orders are made, produce to the ACCC redacted copies of the WBC Confidential Documents (**WBC Redacted Documents**), which it has produced to the ACCC in unredacted form. That leave is subject to:
  - (a) any redactions made by WBC being limited to matters which are commercially sensitive to WBC and irrelevant to this proceeding;
  - (b) an unredacted version of each of the WBC Redacted Documents being made available for inspection by one nominated partner or solicitor of the external solicitors for each of the Applicants and BABL; and



(c) the Applicants and BABL having leave to challenge the basis for the redaction, on three days' notice to WBC, if they consider the redacted portion to be relevant to this proceeding.

3. Westpac's address for service is:

Jacqueline Downes and Chris Prestwich

Allens

Deutsche Bank Place

Level 28, 126 Phillip Street

SYDNEY NSW 2000

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Date: 12 September 2023

Allens, solicitors for Westpac