



HIGH COURT OF AUSTRALIA

NOTICE OF FILING

This document was filed electronically in the High Court of Australia on 30 Nov 2023 and has been accepted for filing under the *High Court Rules 2004*. Details of filing and important additional information are provided below.

Details of Filing

File Number: S116/2023
File Title: Wills v. Australian Competition and Consumer Commission &
Registry: Sydney
Document filed: Form 27D - Second and Third Respondents' Submissions
Filing party: Respondents
Date filed: 30 Nov 2023

Important Information

This Notice has been inserted as the cover page of the document which has been accepted for filing electronically. It is now taken to be part of that document for the purposes of the proceeding in the Court and contains important information for all parties to that proceeding. It must be included in the document served on each of those parties and whenever the document is reproduced for use by the Court.

IN THE HIGH COURT OF AUSTRALIA
 SYDNEY REGISTRY

BETWEEN:

Blake Wills
 Appellant

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and

Australian Competition and Consumer Commission
 First Respondent

Productivity Partners Pty Ltd (trading as Captain Cook College) ACN 085 570 547
 Second Respondent

Site Group International Ltd ACN 003 201 910
 Third Respondent

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SECOND AND THIRD RESPONDENTS' SUBMISSIONS

Part I: CERTIFICATION

1. These submissions are in a form suitable for publication on the internet.

Part II: ISSUES ARISING

2. The Second and Third Respondents support the Appellant's notice of appeal dated 28 September 2023 and the Appellant's submissions in these proceedings dated 2 November 2023. The Second and Third Respondents do not seek to make further submissions in relation to the Appellant's appeal in this proceeding.

Part III: SECTION 78B, JUDICIARY ACT 1903 (CTH)

- 30 3. The Second and Third Respondents certify that they have considered whether s 78B notices should be given and have concluded that such notice should not be given.

Part IV: FACTS

4. The Second and Third Respondents make no further submissions.

Part V: ARGUMENT

5. The Second and Third Respondents make no further submissions.

Part VI: NOTICE OF CONTENTION

6. The First Respondent (ACCC) has filed a notice of contention in this proceeding. The Second and Third Respondents do not wish to make any submissions in relation to that notice of contention but support the Appellant's submissions in connection therewith.


PARTVII: ESTIMATED HOURS

7. The Second and Third Respondents do not wish to make any oral submissions in this proceeding.

Dated: 30 November 2023

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To: The Appellant
c/- HWL Ebsworth

The First Respondent
c/- Johnson Winter Slattery