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Our ref: AA1000414
Contact officer: Tessa Cramond
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20/07/2018

Dear Sir/Madam,

Council Solutions' application for authorisation AA1000414, collection services – draft determination

The Australian Competition and Consumer Commission (the **ACCC**) has issued a draft determination in respect of the application for authorisation lodged by Council Solutions on 14 March 2018.

Council Solutions, on behalf of the Cities of Adelaide, Charles Sturt, Marion and Port Adelaide Enfield (Participating Councils), seeks authorisation to jointly procure the collection of domestic waste, recyclables and organics through the utilisation of a 3-Bin system, including the supply and maintenance of mobile garbage bins, through a collaborative competitive tender process.

For the reasons set out in its draft determination, the ACCC proposes to grant authorisation until 30 June 2031. The ACCC has also granted interim authorisation to allow the councils to commence the tender process, but not enter into any waste collection contracts. A copy of the ACCC's draft determination is attached.

This application for authorisation is for collection services only. Council Solutions has submitted further applications for authorisation for separate request for tenders for processing service streams and ancillary service streams. The ACCC expects to release draft determinations in relation to these applications in August 2018.

Next steps

Once the ACCC issues a draft determination, the Applicants or any interested party may make a written submission and/or request that the ACCC convene a 'pre-decision conference'.

If you wish to make a submission in response to the ACCC's draft determination, please lodge your submission by **3 August 2018**. Submissions should be emailed to adjudication@acc.gov.au with the subject "AA1000414 – Council Solutions – submission".

A pre-decision conference provides the opportunity for interested parties to make oral submissions in relation to the draft determination. Conferences are conducted informally and while legal or professional advisers are able to attend they are not entitled to participate in the discussion.

If you wish the ACCC to hold a pre-decision conference in relation to the draft determination you must notify the ACCC in writing by **3 August 2018**.

The ACCC will consider any submissions it receives, including any oral submissions made should a pre-decision conference be called, and will then release a final determination in relation to this application.

Submissions will be placed on the ACCC's public register subject to any request for exclusion. Please see the publication [Guidelines for excluding information from the public register](#).

Timetable

The ACCC will progress its assessment of the application in a timely manner. An indicative timetable is set out below for your information:

14 March 2018	Lodgement of application and supporting submission.
27 March 2018	Public consultation process begins.
18 April 2018	Closing date for submissions from interested parties.
May/June 2018	Applicant responds to issues raised in the public consultation process.
20 July 2018	Draft determination.
July/August 2018	Public consultation on draft determination including any conference if called.
September 2018	Final determination.

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 Tessa Cramond on 03 9658 6516 or adjudication@acc.gov.au.

Yours sincerely



Gavin Jones
Director
Adjudication

List of Interested Parties – Council Solutions – application for authorisation – AA1000414

Adelaide Eco Bins Pty Ltd

Adelaide Hills Council

Adelaide Hills Region Waste Management Authority

Australian Council of Recycling

Australian Organics Recycling Association

Barossa Regional Procurement Group

Bettatrans Pty Ltd

Blue Bins Waste Pty Ltd

Budget Mini Bins

Business SA

City of Campbelltown

City of Charles Sturt

City of Holdfast Bay

City of Marion

City of Mitcham

City of Onkaparinga

City of Playford

City of Port Adelaide Enfield

City of Prospect

City of Salisbury

City of Tea Tree Gully

City of Unley

City of West Torrens

Cleanaway Waste Management

Corporation of the City of Adelaide

DL Skip Bins

East Waste

Environment Protection Authority South Australia

Fluro Bins Pty Ltd

Green Industries SA
Integrated Waste Services
J.J. Richards
Jeffries
Just Skips
Local Government Association of South Australia
Mastec Australia
Netwaste
North Adelaide Waste Management Authority (NAWMA)
Office of Senator John Williams
Office of the Australian Small Business and Family Enterprise Ombudsman
Office of the Hon Christopher Pyne MP
Office of the Hon Michael Sukkar MP
Office of the Small Business Commissioner South Australia
Onkaparinga Waste Management
Orora Recycling SA
Oz Bin Cleaning
Peats Soil and Garden Supplies
Phoenix Energy
Redland City Council
REMONDIS Australia
Scout Recycling Centres South Australia
Shellharbour City Council
Signal Waste
SKM Recycling
Solo Resource Recovery
South Australian Waste Industry Network (SAWIN)
Southern Region Waste Resource Authority (SRWRA)
Southern Waste Resource Co
Sterihealth
Suez Environment

Supreme Skip Bins

Trevor Hatch Waste and Recycling

Trident Plastics

Vacuum Waste Management

Veolia

Visy Recycling

Waste & Recycling Association of South Australia (WRASA)

Waste & Recycling Industry Association of South Australia (WRISA)

Waste Management Association of Australia

Waste Recycling Industry Queensland (WRIQ)

Western Refuse Service

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