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8 January 2018

Australian Competition & Consumer Commission  
Merger and Authorisation Review Division  
Attn: Ms Sophie Mitchell  
Level 17 Casselden Place  
2 Lonsdale Street  
MELBOURNE VIC 3000

**By Email:** [sophie.mitchell@acc.gov.au](mailto:sophie.mitchell@acc.gov.au)  
[susannah.black@acc.gov.au](mailto:susannah.black@acc.gov.au)

Dear Sophie

**Our Clients: Central Highlands Regional Council and Isaac Regional Council  
Application for Authorisation – Kerbside Waste Collection Services**

We refer to the draft determination dated 17 December 2018, and the ACCC's letter of the same date inviting submissions to the draft determination until 9 January 2019.

Our clients have reviewed the draft determination and make the following submissions:

- **Summary:** in order to ensure there is no doubt about the scope of our clients' proposed conduct, our clients suggest that the following additional wording is included in the second line of the summary, after the words "*enter into a contract*":

*"or contracts"*

- **Item 1.10:** consistent with the amendment identified above, our clients suggest that the following additional wording is included in the third last line of the paragraph, after the words "*enter into a joint contract*":

*"or separate contracts"*

The purpose of both suggested amendments is to ensure the determination does not inadvertently limit the scope of our clients' authorisation to entering into a single contract with a supplier, rather than the possibility of our clients each individually entering into separate contracts, with the same or different suppliers. We expect the suggested amendments are uncontroversial given they reflect the submissions previously made by our clients, and are generally consistent with the scope contemplated by the draft determination.

If you have any queries please do not hesitate to contact the writer.

Yours faithfully

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A handwritten signature in dark ink, consisting of a horizontal line that curves upwards and then downwards, followed by a diagonal stroke.

**Julian Bodenmann**  
Associate  
for **PRESTON LAW**