



Our ref: AA1000431
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By email

Dear Sir or Madam

Southern Sydney Regional Organisation of Councils (SSROC) application for authorisation AA1000431—interested party consultation

The Australian Competition and Consumer Commission (the ACCC) has received an application for authorisation from Southern Sydney Regional Organisation of Councils (**SSROC**) on behalf of Bayside Council, Burwood Council, Georges River Council, Inner West Council, Strathfield Council, Waverley Council and Woollahra Council (**the Councils**). The ACCC invites you to comment on the application. Attached is a summary of the authorisation process including how to make a submission to the ACCC.

SSROC is seeking authorisation to invite tenders for the processing of hard waste (otherwise known as clean up materials or kerbside clean up). The tenders will relate only to processing and disposal (not collection). Each of the Councils will then choose which tenderer they wish to contract with for the provision of the services.

A full copy of the application for authorisation is available on the ACCC's website www.acc.gov.au/AuthorisationsRegister.

Interim authorisation

SSROC has requested interim authorisation to allow it to proceed with the tender process including inviting, receiving, analysing and evaluating tenders.

The ACCC endeavours to deal with requests for interim authorisation quickly. In making an assessment as to whether it is appropriate to grant interim authorisation, the ACCC is not required to undertake a full assessment of the benefit and detriment likely to arise as a result of the proposed conduct.

The ACCC decides whether to grant interim authorisation on a case by case basis. Should an applicant request interim authorisation, the ACCC will usually consider a range of factors, including harm to the applicant and other parties if interim is or is not granted, possible benefit and detriment to the public, the urgency of the matter and whether the market would be able to return to substantially its pre-interim state if the ACCC should later deny authorisation.

Request for submissions

The ACCC invites you to make a submission on the likely public benefits and effect on competition, or any other public detriment, from the proposed arrangements.

If you intend to provide a submission in relation to SSROC's application for authorisation, including its request for interim authorisation, please do so by **7 December 2018**. Submissions should be emailed to adjudication@acc.gov.au with the subject AA1000431 – SSROC – submission'.

Submissions will be placed on the ACCC's public register subject to any request for exclusion (guidelines are attached).

Timetable

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

16 November 2018	Lodgement of application and supporting submission.
21 November 2018	Public consultation process begins.
7 December 2018	Closing date for submissions on interim authorisation and substantive application.
December 2018	Applicant responds to issues raised in the public consultation process.
January/ February 2019	Draft determination and decision regarding interim authorisation.
March 2019	Public consultation on draft determination including any conference if called.
April 2019	Final determination.

Please advise if you do not wish to make a submission at this time, but would like to be informed of the progress of the application at the draft and final determination stages. If you are able to please provide a nominated contact email address for future correspondence.

You can also forward this letter to any other party who may wish to make a submission to the ACCC regarding the application

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 Hannah Ransom on (02) 6243 1255 or adjudication@acc.gov.au.

Yours sincerely



David Hatfield
Director
Adjudication

List of interested parties consulted

Bingo Industries
Blacktown City Council
Breen Resources
Camden Council
Campbelltown City Council
Canterbury Bankstown Council
City of Canada Bay Council
City of Sydney Council
Cleanaway
Dial a Dump Industries
Fairfield City Council
Horbsy Shire Council
Hunter's Hill Council
Local Government Association of NSW
Mosman Council
National Waste and Recycling Industry Council
NSW Department of the Environment and Heritage
NSW Environment Protection Authority
NSW Office of Local Government
Randwick City Council
Remondis
Suez
Sutherland Shire Council
The Hills Shire Council
Veolia
Victorian Waste Management Association
Visy
Waste Contractors and Recyclers Association of NSW
Waste Management Association of Australia