

# MinterEllison

7 March 2019

**Attention Mr David Jones**  
General Manager, Adjudication  
Australia Competition and Consumer Commission  
By email: adjudication@acc.gov.au

Dear Mr Jones

## **Logan City Council & Ors application for authorisation AA1000437 – Clarification to Application**

We refer to the above application for authorisation (**the Application**) and our teleconference with David Hatfield and Hannah Ransom of the ACCC on 28 February 2019.

The applicants wish to clarify an issue raised in that teleconference in relation to the term the authorisation is sought for (section 4.3 of the Application). The applicants confirm they seek the period of authorisation for the Application be granted to 31 December 2050.

Most waste management infrastructure projects, such as large-scale Energy-from-Waste (**EfW**) plants, are built with a minimum planned lifetime typically between 20 to 30 years. This is usually related to the length of the contract or the period for return on investment. EfW facilities are often amortised over 25 years to keep council expenditure at a reasonable amount, especially in the early years.

It is worth noting that the minimum planned lifetime is not necessarily the same as the physical lifetime of the plant and many plants have the potential to operate for longer. As such, extension periods are often included in contracts so that council can opt for longer use of the facility should it be performing satisfactorily towards the end of the initial contract term.

Attachment A enclosed lists some examples of EfW contracts from a database of UK waste contracts, the average duration of those listed is approximately 26 years.

In Australia, Veolia's 40MW EfW plant in Perth, which will process around 400,000 tonnes of waste per year, has been agreed on a 25-year contract.

Should you have any queries in relation to this clarification to the Application or require any further information in support, please contact Paul Muscat on 07 5553 9485.

Yours faithfully  
**MINTER ELLISON – GOLD COAST**



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enclosure

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## ATTACHMENT A

Waste Disposal Authority	Contract Summary	Start Date	Duration	First End Date	Tonnes	Contractor	Sites
Birmingham	Residual waste disposal	Jan-94	25	Dec-18	335,000	Veolia Environmental Services	Tyseley EfW
Kirklees	Residual waste disposal	Apr-98	25 + 5	Mar-23	120,000	SUEZ Environment	Kirklees EfW
Hampshire	Residual waste disposal	Apr-97	27 yrs 7 mths + up to 10	Oct-24	420,000	Veolia Environmental Services	Chineham & Marchwood EfW
North Yorkshire	Residual waste disposal	Apr-18	25	Mar-42	320,000	Amey	Allerton Waste Recovery Park
North London Waste Authority [WDA]	Residual waste disposal	Dec-94	31	Nov-25	320,000	LondonWaste Ltd	Edmonton EfW
Kent	Residual waste disposal	Apr-04	26 yrs 4 mths	Jul-30	300,000	FCC Environment (inc Mercia Waste Management and Telford & Wrekin Services)	Allington EfW
York	Residual waste disposal	Apr-18	25	Mar-42	320,000	Amey	Allerton Waste Recovery Park
Gateshead	Residual waste disposal	Apr-13	25	Mar-38	190,000	SUEZ Environnement	Teesside EfW
South Tyneside	Residual waste disposal	Apr-13	25	Mar-38	190,000	SUEZ Environnement	Teesside EfW
Sunderland	Residual waste disposal	Apr-13	25	Mar-38	190,000	SUEZ Environnement	Teesside EfW
Devon	Residual waste disposal	Sep-14	24	Aug-38	168,000	MVV Umwelt	Devonport EfW

Waste Disposal Authority	Contract Summary	Start Date	Duration	First End Date	Tonnes	Contractor	Sites
Plymouth	Residual waste disposal	Sep-14	24	Aug-38	168,000	MVV Umwelt	Devonport EfW
Torbay	Residual waste disposal	Sep-14	24	Aug-38	168,000	MVV Umwelt	Devonport EfW
Staffordshire	Residual waste disposal	Oct-13	25	Sep-38	130,000	Veolia Environmental Services	Four Ashes EfW
West London Waste Authority [WDA]	Residual waste disposal	Jan-14	25	Jan-39	300,000	SS4G	EfW: Avonmouth, 0
Suffolk	Residual waste disposal	Dec-14	25 + 5	Nov-39	187,000	SUEZ Environnement	Great Blakenham EfW
Cardiff	Residual waste disposal	Oct-15	25 yrs 6 months	Mar-41	172,000 across contract	Viridor Waste Management	Trident Park EfW
Caerphilly	Residual waste disposal	Oct-15	25 yrs 6 months	Mar-41	172,000 across contract	Viridor Waste Management	Trident Park EfW
Monmouthshire	Residual waste disposal	Oct-15	25 yrs 6 months	Mar-41	172,000 across contract	Viridor Waste Management	Trident Park EfW
Newport	Residual waste disposal	Oct-15	25 yrs 6 months	Mar-41	172,000 across contract	Viridor Waste Management	Trident Park EfW
Vale of Glamorgan	Residual waste disposal	Oct-15	25 yrs 6 months	Mar-41	172,000 across contract	Viridor Waste Management	Trident Park EfW

<b>Waste Disposal Authority</b>	<b>Contract Summary</b>	<b>Start Date</b>	<b>Duration</b>	<b>First End Date</b>	<b>Tonnes</b>	<b>Contractor</b>	<b>Sites</b>
Solihull	Residual waste disposal	Apr-11	30	Mar-41	140,000	Coventry and Solihull Waste Disposal Company Ltd	Coventry EfW
Coventry	Residual waste disposal	Apr-11	30	Mar-41	140,000	Coventry and Solihull Waste Disposal Company Ltd	Coventry EfW