



Our ref: AA1000437  
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19/02/2019

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Dear Sir or Madam

## **Logan City Council & Ors application for authorisation AA1000437—interested party consultation**

The Australian Competition and Consumer Commission (the ACCC) has received an application for authorisation from a group of five Councils in south-east Queensland (Logan, Ipswich, Redlands, Lockyer Valley and Somerset) (the Applicants). 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.

The Applicants have sought authorisation to collectively tender for waste processing services. The services will be limited to the processing or disposal of resources and/or waste and will not include waste collection services, waste transport services, or the operation of existing waste transfer stations and tip shops. The Applicants are seeking authorisation until 31 December 2050 to provide a waste stream contract of sufficient length to underwrite investment in a new processing facility in the region.

A full copy of the application for authorisation is available on the ACCC's website in the [Authorisations Register](#).

### **Interim authorisation**

The Applicants have requested interim authorisation to allow them to commence the tender process, given existing waste processing contracts expire in mid to late 2019.

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 the Applicants' application for authorisation, including its request for interim authorisation, please do so by **4 March 2019**. Submissions should be emailed to [adjudication@acc.gov.au](mailto:adjudication@acc.gov.au) with the subject 'AA1000437 Logan City Council & Ors – submission'.

Submissions will be placed on the ACCC's public register subject to any request for exclusion. The [Guidelines for excluding information from the public register for authorisation and notification processes](#) are available on the ACCC website.

## Timetable

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

<b>13 February 2019</b>	Lodgement of application and supporting submission.
<b>19 February 2019</b>	Public consultation process begins.
<b>4 March 2019</b>	Closing date for submissions on both interim authorisation and re-authorisation.
<b>March</b>	Decision on interim authorisation
<b>March</b>	Applicant responds to issues raised in the public consultation process.
<b>April/May</b>	Draft determination
<b>May/June</b>	Public consultation on draft determination including any conference if called.
<b>June/July</b>	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](mailto:adjudication@acc.gov.au).

Yours sincerely



David Hatfield  
Director  
Adjudication

## **List of interested parties consulted**

Action Metal Recyclers

Anuha

Australian Council of Recycling

Australian Organics Recycling Association

BMI Group

Brisbane City Council

Btoxfree Australia

Cleanaway

Gold Coast City Council

Hitachi Zosen Inova

Iolar

Local Government Association of Queensland

Lockyer Bins

Martin GmbH

McKenzie Bulk Haulage

MRI (Aust) Pty Ltd

National Waste and Recycling Industry Council

NuGrow

Orora

Polytrade Recycling

Queensland Government Department of Environment and Science

Queensland Government Department of Local Government, Racing and Multicultural Affairs

Remondis

S & J Australian Scrap Tyre Disposals

Scenic Rim Regional Council

Shelldust (My Local Recycler)

Sims Group Holdings

SKM

Substation 33

Suez

Veolia

Victorian Waste Management Association

Visy

Waste and Recycling Industry of Queensland

Waste Management and Resource Recovery Association of Australia

Waste Management Association of Australia

Wood Mulching Industries