



Our ref: AA1000453  
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## By email

Dear Madam/Sir

### **Goulburn Valley Waste and Resource Recovery Group & Ors application for authorisation AA1000453 — interested party consultation**

The Australian Competition and Consumer Commission (the **ACCC**) is currently conducting a consultation process on an application for authorisation received from the Goulburn Valley Waste and Resource Recovery Group (**GVWRRG**), on behalf of itself and eight councils located in the Goulburn Valley region and surrounding areas (together, the **Applicants**).

The eight participating councils are Greater Shepparton City Council, Moira Shire, Campaspe Shire, Strathbogie Shire, Mitchell Shire, Murrindindi Shire, Murray River Shire and Berrigan Shire.

The ACCC invites you to comment on the application. Further information about the authorisation process is provided in the ACCC's [Guidelines for authorisation of conduct \(non-merger\)](#).

### **Application for authorisation**

The Applicants propose to jointly procure waste and resource recovery services. In particular, the Applicants propose to jointly conduct tender processes and negotiate contractual terms in relation to the following waste and resource recovery services:

- Domestic kerbside residual waste, recyclables and organic waste collection and transport
- Domestic kerbside recyclables acceptance and sorting
- Domestic kerbside organic waste (including food organics and/or green waste) acceptance and processing
- Residual waste disposal
- Resource recovery centre domestic residual waste and recyclables collection and transport
- Supply of mobile kerbside bins
- Supply of organics kitchen caddies and liners
- Landfill and resource recovery data recording systems
- Landfill management services, and

- Collection processing and/or disposal of specific material streams (for example, e-waste, clothing and textiles, and mattresses and soft furnishings)

(the **Proposed Conduct**).

The Applicants advise that a separate procurement process will be undertaken for each of the relevant services, and at different time periods, as each of the Councils' current contracts with service providers expire. The first joint procurement process is proposed to be for recyclables acceptance and sorting services.

The Applicants advise that participation in the tenders for the waste and resource recovery services will be voluntary for the councils, and the councils may choose not to participate in the process and continue to procure the services independently if they prefer. The Applicants also advise that service providers may elect to bid for one or multiple participating councils, and for one or more of the relevant services.

The Applicants seek authorisation for 16 years – comprising approximately 6 years to conduct the joint procurements processes for each of the relevant services (between 2020 and 2025), and a maximum ten year term for each of the contracts entered into between the participating councils and service providers.

Further details about the Proposed Conduct and the Applicants' public benefit and detriment claims are available in the application for authorisation, available on the ACCC's website [www.accc.gov.au/AuthorisationsRegister](http://www.accc.gov.au/AuthorisationsRegister).

### **Request for submissions**

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

If you intend to provide a submission in relation to the application for authorisation, please do so by **1 November 2019**. Submissions should be emailed to [adjudication@acc.gov.au](mailto:adjudication@acc.gov.au) with the subject 'AA1000453 – Goulburn Valley Waste and Resource Recovery Group – submission'.

Alternatively, if you would like to provide comments orally, please contact Jaime Martin on 03 9290 1477 to organise a suitable time.

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

If you do not wish to make a submission at this time, but would like to be informed of the progress of the application, 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.

## 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>Indicative date</b>	<b>Stage in assessment process</b>
<b>1 October 2019</b>	Lodgement of application and supporting submission.
<b>10 October 2019</b>	Public consultation process begins.
<b>1 November 2019</b>	Closing date for submissions from interested parties.
<b>18 November 2019</b>	Applicant responds to issues raised in the public consultation process.
<b>December 2019</b>	Draft determination.
<b>January / February 2020</b>	Public consultation on draft determination including any conference if called.
<b>February/March 2020</b>	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 Jaime Martin on 03 9290 1477 or via email to [adjudication@acc.gov.au](mailto:adjudication@acc.gov.au).

Yours sincerely



David Hatfield  
Director  
Adjudication

**Goulburn Valley Waste and Resource Recovery Group & Ors AA1000453 — List of interested parties consulted**

Australian Paper	CPR Communications & Public Relations
Alex Fraser Group	Delta Group
Alpine Waste Services	Department of Environment, Land, Water and Planning
Alpine Shire Council	Docu-Story
Apex waste collection	Drive in Salvage Centre
Australian Council of Recycling	DS Kendall Waste Services
Australian Organics Recycling Association	Easyquip
Australian Landfill Owners Association	Eco Logs
Australian Packing Covenant Organisation	Ecobricks
Bark King	Ecocycle Australia
Beaver Bricks	Endeavour Foundation (Vatmi Recycling - Wangaratta)
Benalla Rural City Council	Enerbi
Benfield Recycle	Enviromix
Berrigan Shire Council	Environment Protection Authority Victoria
Bingo Industries	Ferrovia Services International
Biobag	Garden State Mulching Services
Biomix	GCL Intelligent Energy
Branin	Gippsland concrete recycling
Broadspectrum	Gippsland Water (Dutson Downs)
Bucher Municipal	Gossi
Calleja Transport	Great Southern Waste Technologies
Campaspe Shire Council	Greater Shepparton City Council
Camperdown Compost Co	Greater Shepparton Resource Recovery Centre
Carbon Mate Organics Recycling	Greenaway Bins
Cardia Bioplastics	Greenchip (ILEOWL PTD LTD)
Casings Australia	Hanson Wollert Landfill Services Pty Ltd
China Tianying Inc. / Yangzhou T. Y. Environmental Energy Co. Ltd.	Hunt Environmental
CIP Copenhagen Infrastructure Partners	IMMIX integrated metal management
CityWide Service Solutions Pty Ltd	Indigo Shire Council
Cleanaway	Innovative Waste Solutions
CMA Ecocycle	JJ Richards and Sons
Compost-a-pak	JR Richards
Concorde Blue Energy Australia	
Corio Waste (western composting)	

Keppel Prince Engineering	Phoenix Energy
Keppel Seghers	Pinegro Products Pty Ltd
Latrobe Waste/Drouin Waste Recyclers	Plain Pallet Sales
Loddon Mallee Resource Recovery Group	Polytrade Recycling
Macedon Ranges Shire Council	Potters Industries
Macquarie Group	Re.Group
Mansfield Bins and Skips	Recovered Energy Australia
Mansfield Shire Council	Regional Recycle
Mastec	Remondis Australia
Martin GmbH	Resource Resolution
Mattress Gator	Rivcow Environmental
Mitchell Shire Council	RJ Cox
Moira Shire	Rowland Engineering
Mossrock Australia Ltd Pty	Rural City of Wangaratta
MRCB Australia Holding Company	Sacyr Industrial
MRA Consulting	Shoalhaven Recycling
MRI (Aust) Pty Ltd	Sims Metal
Murray River Council	SKM Recycling
Murphy's salvage and demolition	Solar Bins Australia
Murrindindi Shire	SOLO Resource and Recovery
Naish Waste JJ Richards	Source Separation Systems
National Waste and Recycling Industry Council	Southern Cross Recycling
Newtecpoly	Statewide Waste (Austral Waste)
Norstar Steel Recyclers	Steinert Australia
North East Skip Hire	Strathbogrie Shire Council
North East Waste and Resource Recovery Group	SUEZ Recycling & Recovery Pty Ltd
Office of the Australian Small Business and Family Enterprise Ombudsman	SULO
OneSteel	Sunshine Groupe
Orora Group (Amcor Limited)	Sustainability Victoria
OTTO Environmental Systems	The CIE
Owens Illinois	The Local Government Association
Oz Bin Cleaning	The Victorian Local Governance Association
Oztek Holdings	TIC Group
Paddy's Bricks	Trident Plastics
PAR Recycling Services	Tumbleweed
	Tyre Crumb Australia
	Tyrecycle

Towong Shire Council  
United Resource Management Group  
VATMI  
Veolia  
Victorian Waste Management Association  
Viscount Plastics  
Visy  
Viva Energy Australia

Vortex Innovations  
Waste Management Association of  
Australia (WMAA)  
Waste Contractors & Recyclers  
Association of NSW (WCRA)  
Waste Initiatives  
Waste Management and Resource  
Recovery Association of Australia  
Waste Smart/Waste Converters