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Our ref: AA1000458  
Contact officer: Hayley Munro-Smith  
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21/11/2019

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www.acc.gov.au

## By email

Dear Sir/Madam,

### **Metropolitan Waste and Resource Recovery Group & Ors application for revocation and substitution of Authorisations A91414 and A91415 — interested party consultation**

The Australian Competition and Consumer Commission (the **ACCC**) is currently conducting a consultation process on an application for revocation and substitution received from the Metropolitan Waste and Resource Recovery Group (**MWRRG**) on behalf of itself and nine councils in metropolitan Melbourne (together, the **Applicants**).

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 \(non-merger\)](#).

## **Background**

The ACCC previously granted Authorisations A91414 and A91415 to Metropolitan Waste Management Group (predecessor of MWRRG) and the councils of Bayside City, Cardinia Shire, Casey City, Greater Dandenong, Frankston City, Glen Eira City, Kingston City, and Monash City (together, the **South Eastern Organics Group**) to jointly procure organic waste processing services until 10 July 2032.

The Applicants are now seeking revocation of Authorisations A91414 and A91415 and substitution of a new authorisation to add the Mornington Peninsula Shire Council to the South Eastern Organics Group. The Applicants do not seek to change the expiry date of the existing Authorisations.

## **Related applications by MWRRG**

This application follows three separate applications for authorisation lodged by MWRRG in respect of proposed collective procurement by Councils in metropolitan Melbourne for the following services: advanced waste processing services (lodged 23 July 2019), landfill services (lodged 2 August 2019) and recycling sorting services (lodged 22 August 2019).

Details about these other applications can be found on the ACCC's website <https://www.acc.gov.au/public-registers/authorisations-and-notifications-registers/authorisations-register>.

## **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 arrangements. The ACCC would

also welcome your views on the public benefits and detriments you consider have resulted from the joint procurement of organic waste processing services by the South Eastern Organics Group during the term of the current authorisations (that is, A91414 and A91415).

If you intend to provide a submission, please do so by **6 December 2019**. Submissions should be emailed to [adjudication@acc.gov.au](mailto:adjudication@acc.gov.au) with the subject 'AA1000458 – Metropolitan Waste and Resource Recovery Group (Organic Waste Processing) – submission'.

Alternatively, if you would like to provide comments orally, please contact Hayley Munro-Smith on 03 9910 9481 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

Indicative date	Stage in assessment process
<b>8 November 2019</b>	Lodgement of application and supporting submission.
<b>21 November 2019</b>	Public consultation process begins.
<b>6 December 2019</b>	Closing date for submissions from interested parties.
<b>20 December 2019</b>	Applicants respond to issues raised in the public consultation process.
<b>January 2020</b>	Draft determination.
<b>January/February 2020</b>	Public consultation on draft determination including any conference if called.
<b>February 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 Hayley Munro-Smith 03 9910 9481 or via email to [adjudication@acc.gov.au](mailto:adjudication@acc.gov.au).

Yours sincerely



Darrell Channing  
Director  
Adjudication

**Metropolitan Waste and Resource Recovery Group & Ors (Organic Waste Processing)  
AA1000458 — List of interested parties consulted**

Apex Waste Collection

Alex Fraser Group

Alpine Waste Services

Australian Council of Recycling

Australian Industry Group

Australian Landfill Owners Association

Australian Organics Recycling Association

Australian Packing Covenant Organisation

Australian Paper

Bark King

Bayside City Council

Beaver Bricks

Bingo Industries

Biomix

Branin

Broadspectrum

Calleja Transport

Camperdown Compost Co

Cardinia Shire Council

Casey City Council

Casings Australia

China Tianying Inc. / Yangzhou T. Y. Environmental Energy Co. Ltd.

CIP Copenhagen Infrastructure Partners

City of Greater Dandenong Council

City of Whittlesea

CityWide Service Solutions Pty Ltd

Cleanaway Ltd

CMA Ecocycle  
Concorde Blue Energy Australia  
Consolidated Waste Management Pty Ltd  
Corio Waste (western composting)  
CPR Communications & Public Relations  
Delta Group  
Department of Environment, Land, Water and Planning (VIC)  
Department of the Environment and Energy (AUS)  
Dial-A-Dump Industries P/L  
Docu-Story  
Drive in Salvage Centre  
Eco Logs  
Ecobricks  
Ecocycle Australia  
Endeavour Foundation (Vatmi Recycling - Wangaratta)  
Enerbi  
Enviromix Pty Ltd  
EPA Victoria  
Ferrovia Services International  
Frankston City Council  
Garden State Mulching Services  
GCL Intelligent Energy  
Gippsland concrete recycling  
Gippsland Water (Dutson Downs)  
Glen Eira City Council  
Great Southern Waste Technologies  
Greater Shepparton Resource Recovery Centre  
Greenchip (ILEOWL PTD LTD)

Hanson Wollert Landfill Services Pty Ltd  
Hunt Environmental  
JJ Richards & Sons  
JR Richards  
Keppel Prince Engineering  
Keppel Seghers  
Kingston City Council  
Latrobe Waste/Drouin Waste Recyclers  
Macquarie Group  
Mansfield Bins and Skips  
Martin GmbH  
Monash City Council  
Mornington Peninsula Shire Council  
Mossrock Australia Ltd Pty  
MRCB Australia Holding Company  
MRI (Aust) Pty Ltd  
National Waste and Recycling Industry Council  
North East Skip Hire  
Orora Group (Ampcor Limited)  
Owens Illinois  
Oztek Holdings  
Pinegro Products Pty Ltd  
Plain Pallet Sales  
Polytrade Recycling  
Potters Industries  
Re.Group  
Recovered Energy Australia  
Regional Recycle

Remondis Australia  
Resource Resolution  
Rivcow Environmental  
Sacyr Environment Australia  
Shoalhaven Recycling  
SITA Environmental Solutions  
SOLO Resource and Recovery  
Southern Cross Recycling  
Statewide Waste (Austral Waste)  
Steinert Australia  
SUEZ Recycling & Recovery Pty Ltd  
Sunshine Groupe  
Sustainability Victoria  
The CIE  
The Local Government Association  
The Victorian Local Governance Association  
TIC Group  
Van Schaik's Bio Gro Pty Ltd  
VATMI  
Veolia Environmental Services (Aust) Pty Ltd  
Victorian Waste Management Association  
Visy  
Viva Energy Australia  
Vortex Innovations  
Waste Contractors & Recyclers Association  
Waste Management and Resource Recovery Association of Australia  
Waste Management Association of Australia  
Waste Smart/Waste Converters

## Western Composting Technology