



Our ref: AA1000610
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3/05/2022

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Dear Interested Party

Goulburn Valley Waste and Resource Recovery Group (GVWRRG) and North East Waste and Resource Recovery Group (NEWRRG) application for authorisation AA1000610 – interested party consultation

On 21 April 2022, the Australian Competition and Consumer Commission (the **ACCC**) received an application from Goulburn Valley Waste and Resource Recovery Group (**GVWRRG**) and North East Waste and Resource Recovery Group (**NEWRRG**) (the **Applicants**) on behalf of themselves and 18 councils and alpine resort management boards located in regional areas for revocation of AA1000453 and substitution of a new authorisation. This letter is to invite you to comment. You are welcome to pass this letter on to others who may wish to make submissions.

The Applicants are seeking authorisation¹ under the *Competition and Consumer Act 2010* (Cth). Authorisation would provide legal protection from competition laws to jointly conduct tender processes for, and negotiate contractual terms in relation to, waste and resource recovery services (the **Proposed Conduct**).

The Applicants are seeking authorisation for 20 years. A full copy of the application for authorisation is available on the ACCC's [authorisations public register](#).

Interim authorisation

The Applicants have also requested interim authorisation² to allow them to commence initial procurement processes, namely, the calling of request for tenders for specific domestic kerbside waste and resource recovery services.

Making a submission

The ACCC invites you to make a submission on the application for authorisation. In making your submission, please provide information, evidence and views about the likely public benefits, effects on competition and any other public detriment that you consider will result from the proposed conduct.

If you intend to provide a submission in relation to **interim authorisation**, please do so by **5:00PM AEST on Tuesday 10 May 2022**. Extensions are not normally granted for submissions on interim authorisation.

¹ For information about Authorisations, please see <https://www.accc.gov.au/business/exemptions/authorisation>

² For information about interim authorisation, please see the ACCC's [Guidelines for Authorisations of Conduct \(non-merger\)](#).

If you intend to provide a submission in relation to the **substantive application**, please do so by **5:00PM AEST on Tuesday 24 May 2022**. If you wish to request an extension, please contact us on the details below as early as possible. Submissions after the due date (or after any extension granted) may not be taken into account.

Please email your submission to exemptions@acc.gov.au, with the subject 'AA1000608 – GVWRRG and NEWRRG – submission'. Alternatively, if you would like to provide comments orally, please contact Tom Lyle via the details at the end of this letter.

Your submission **will** be placed on the ACCC's [authorisations public register on the internet](#) unless you have made a request (with reasons) for us to exclude part or all of the submission from the public register. (see [Guidelines for Excluding Information from the Public Register for more information on how to make a request and how we assess requests](#)).

Timetable

The ACCC will progress its assessment of the application in a timely manner. An indicative timetable is set out below for your information, and an up to date version (including any changes) will be posted on the public register.

Indicative date	Stage in assessment process
21 April 2022	Lodgement of application.
3 May 2022	Public consultation process begins.
10 May 2022	Closing date for submissions on interim authorisation.
May 2022	ACCC decision on interim decision.
31 May 2022	Closing date for submissions on substantive authorisation.
June 2022	Applicant responds to issues raised in the public consultation process.
June 2022	Draft determination.
June/July 2022	Public consultation on draft determination including any conference if called.
July 2022	Final determination.

This letter has been placed on the ACCC's public register. If you have any questions or wish to discuss any aspect of this matter, please do not hesitate to contact Tom Lyle on (08) 9290 1879 or exemptions@acc.gov.au.

Yours sincerely



Darrell Channing
Director
Competition Exemptions

List of Interested Parties consulted

Aushredding
Benalla Rural City Council
Biomix Compost
Cardia Bioplastics
Cleanaway
Hanson (Wollert Landfill)
Jacksons Earthmoving
JJ Richards & Sons Pty Ltd
J&K Tree Recycling
Mandalay Technologies
Mastec
Nationwide Oil/ Nationwide Waste Services
Newtecpoly
Plastic Forests
Scipher Technologies
SIMS Metal
TGI Air
Thomos Cash for Scrap
Tyre Cycle
Veolia Waste Management
VIP Packaging
Visy
Western Composting Technology
VM Waste Management
4Site Australia
Department of Environment, Land, Water and Planning
Environment Protection Authority
Sustainability Victoria
Australian Council of Recycling
Australian Organics Recycling Association
Australian Packing Covenant Organisation
Victorian Waste Management Association
Waste Contractors and Recyclers Association
Waste Management and Resource Recovery Association of Australia
Waste Management Association of Australia
Suez Recycling and Recovery
JJ Richards & Sons Pty Ltd
Remondis Australia Pty Ltd
Solo Resource and Recovery