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Our ref: AA1000476
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27/03/2020

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www.acc.gov.au

Dear Madam or Sir

Battery Stewardship Council application for authorisation AA1000476— interested party consultation

The Australian Competition and Consumer Commission (the ACCC) has received an application for authorisation from the Battery Stewardship Council (**BSC**). 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 BSC is seeking authorisation for their proposed Battery Stewardship Scheme which seeks to charge a weight-based levy on all imported batteries, to be passed onto consumers as a visible levy and then allocated as a rebate for service providers responsible for the battery's collection, sorting and processing. Among other things, the proposed stewardship scheme includes a requirement that the scheme's members only deal with other members of the scheme (excepting current ongoing arrangements).

A full copy of the application for authorisation is available on the ACCC's website www.accc.gov.au/AuthorisationsRegister. Alternatively, you can contact Tom Whitby on 02 6243 1012 to obtain a hard copy of the application and submission.

Request for submission

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 BSC's application for authorisation, please do so by **21 April 2020**. Submissions should be emailed to adjudication@acc.gov.au with the subject AA1000476 – Battery Stewardship Council – submission'.

Alternatively, if you would like to provide comments orally, please contact Tom Whitby on 02 6243 1012 to organise a suitable time.

Submissions, including oral submissions, will be placed on the ACCC's public register subject to any request for exclusion (guidelines are attached).

Timetable

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

18 March 2020	Lodgement of application and supporting submission.
27 March 2020	Public consultation process begins.
21 April 2020	Closing date for submissions from interested parties.

April/May 2020	Applicant responds to issues raised in the public consultation process.
May 2020	Draft determination.
May/June 2020	Public consultation on draft determination including any conference if called.
July/August 2020	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 Tom Whitby on 02 6423 1012 or adjudication@acc.gov.au.

Yours sincerely



Darrell Channing
Director
Adjudication

Interested parties consulted

AGL Energy
Aldi
Australian Battery Industry Association Ltd
Australian Council of Recycling
Australian Energy Storage Alliance
Australian Industry Group
Australian Retailers Association
Bapcor
Battery Importer
Battery Rescue
Battery World
Clean Energy Council
Coles
Consumer Electronics Suppliers Association
Consumers Federation of Australia
Coomalie Community Government Council
Department of Industry, Innovation, Science, Energy and Resources (Commonwealth)
Department of Agriculture, Water and the Environment (Commonwealth)
Department of Primary Industries, Parks, Wetlands and Environment (Tasmania)
Department of Environment, Land, Water and Planning (Victoria)
Department of Planning, Industry and Environment (NSW)
Department of Environment and Natural Resources (NT)
Duracell
East Arnhem Regional Council
Ecocycle
Electric Vehicle Council
Energizer
Environment, Planning and Sustainable Development Directorate (ACT)
Envirostream
GPC Asia Pacific
Green Industries SA
Harvey Norman Holdings Ltd
IGA National Council
JB Hi-Fi
Makita
Metcash
Minister for Environment, WA
National Retail Association
National Waste and Recycling Industry Council
Powercell
Repcor
Sealed Performance Batteries
Sony
Super Retail Group
Tooltechnic
Wesfarmers
Woolworths