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**From:** Bell, Simon [REDACTED]  
**Sent:** Wednesday, 2 September 2020 11:23 AM  
**Subject:** AA1000524 Gladstone Regional Council application for authorisation—Draft Determination [SEC=OFFICIAL] [ACCC-ACCCANDAER.FID2647002]

**OFFICIAL**

Dear Sir/Madam

**Gladstone Regional Council (GRC) AA1000524—Draft Determination**

The ACCC has issued a Draft Determination in respect of the application for authorisation lodged by GRC on 22 July 2020. GRC seeks authorisation on behalf of itself, and the local governments of Rockhampton Regional Council, Livingstone Shire Council and Central Highlands Regional Council (together, the **Participating Councils**) to enable them to jointly procure recyclables processing services.

The ACCC also granted interim authorisation to allow the Participating Councils to commence joint negotiations with Kriaris Transport on the contract terms for recyclables processing services, while the ACCC continues its assessment of the application.

A copy of the GRC application is available on the [ACCC's public register](#).

You are receiving this email because we have identified you as a potential interested party or you represent one of the Participating Councils.

**Draft Determination**

A copy of the ACCC's Draft Determination and summary of its reasons is available on the [ACCC's public register](#). For the reasons set out in its Draft Determination, the ACCC proposes to grant conditional authorisation until 31 December 2023.

**Next Steps**

The Participating Councils or any interested party may make a written submission on the Draft Determination and/or request that the ACCC convene a 'pre-decision conference'.

**Requesting a conference**

A pre-decision conference provides the opportunity for the Participating Councils or interested parties to make oral submissions in relation to the Draft Determination. Conferences are conducted informally and while legal or professional advisers are able to attend they are not entitled to participate in the discussion. If the Participating Councils or interested parties wish the ACCC to hold a pre-decision conference in relation to the Draft Determination, they must notify the ACCC in writing **by close of business 17 September 2020**.

We prefer to hold a conference in a way that enables attendees to attend in person. In the current circumstances, with the spread of covid-19 and the need to significantly limit social contact, a face to face conference is currently not possible. There may be options for the ACCC to hold a conference via webinar or teleconference. **If you are considering requesting the ACCC hold a conference please contact us as early as possible to discuss the options for holding a conference before requesting one.**

**Submissions on the Draft Determination**

If you wish to make a submission in relation to the Draft Determination, **please lodge your submission by close of business 17 September 2020**. Submissions should be emailed to [adjudication@acc.gov.au](mailto:adjudication@acc.gov.au) with the subject "AA1000524 – Gladstone Regional Council – submission".

The ACCC will consider any submissions it receives, including any oral submissions made should a conference be requested, and will then make a final determination on whether to grant authorisation. Submissions will be placed on the ACCC's public register subject to any request for exclusion. Please see the publication [Guidelines for excluding information from the public register](#) available on the ACCC website.

If you wish to discuss any aspect of this matter please contact me.

Thank you and regards,

Simon

### **Simon Bell**

Assistant Director | Adjudication Branch | Merger and Authorisation Review Division

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[www.accc.gov.au](http://www.accc.gov.au)

The ACCC acknowledges the traditional owners and custodians of Country throughout Australia and recognises their continuing connection to the land, sea and community. We pay our respects to them and their cultures; and to their Elders past, present and future.