



Our ref: AA1000560
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By email

Dear Madam or Sir

Gippsland Waste and Resource Recovery Group – application for authorisation AA1000560 – final determination

The Australian Competition and Consumer Commission (the **ACCC**) has issued a final determination in respect of the application for authorisation lodged by Gippsland Waste and Resource Recovery Group (**GWRRG**) on 18 June 2021.

Authorisation was sought by GWRRG for:

- GWRRG, on behalf of the participating councils, to conduct a collaborative competitive tender process for organic waste processing services, to evaluate the responses in collaboration with the participating councils and to negotiate the contractual framework on behalf of the participating councils
- the participating councils to enter into contract(s) with the successful supplier(s) (a flexible approach will be taken as to how the participating councils will contract, but it is most likely that the participating councils will contract separately with successful tenderers), and
- ongoing administration and management of the resultant contract(s) to be undertaken by the participating councils.

The 6 Gippsland participating councils are: Bass Coast Shire Council, Baw Baw Shire Council, East Gippsland Shire Council, Latrobe City Council, South Gippsland Shire Council and Wellington Shire Council.

For the reasons set out in its determination, the ACCC has decided to grant authorisation until 30 September 2042.

A copy of the ACCC's determination is attached and also available on the ACCC's [authorisations public register](#).

Application for review

Pursuant to section 101 of the *Competition and Consumer Act 2010 (Cth)*, a person dissatisfied with this determination may apply to the Australian Competition Tribunal for its review. An application for review must be made within 21 days of the date of this determination; that is, on or before 15 September 2021. If no application to review is lodged by this date, the ACCC's determination will come into force on 16 September 2021.

An application for review of the ACCC's determination should be lodged directly with the Australian Competition Tribunal. The Australian Competition Tribunal is a separate body from the ACCC and is located within the Federal Court of Australia.

For further information about the process involved in reviewing decisions in the Australian Competition Tribunal please refer to the tribunal's website located at <http://www.competitiontribunal.gov.au/>.

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 Anna Pound on (03) 9290 6920.

Yours sincerely

A handwritten signature in blue ink, appearing to read 'D Hatfield', is placed over a light yellow rectangular background.

David Hatfield
Director
Competition Exemptions