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AA1000648
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31 January 2024

By email

Dear Interested Party

Hunter Resource Recovery - applications for authorisation [AA1000647 & AA1000648] — determination

The Australian Competition and Consumer Commission (the **ACCC**) has issued a determination in respect of the applications for authorisation lodged by Hunter Resource Recovery on 10 & 18 August 2023.

For the reasons set out in its determination, the ACCC has decided to grant authorisation to Hunter Resource Recovery:

- a) to enable Hunter Resource Recovery, its member councils, Cessnock City Council, Lake Macquarie City Council, Maitland City Council and Singleton Shire Council, and each of the regional councils of Dungog Shire Council, Muswellbrook Shire Council and Upper Hunter Shire Council to jointly procure and contract for the establishment of a recycling processing and sorting facility, for 27 years; and
- b) to enable Hunter Resource Recovery, and its member councils, Cessnock City Council, Lake Macquarie City Council, Maitland City Council and Singleton Shire Council, to jointly procure and contract for kerbside dry recycle collection in each Council's Local Government Area, for 14 years.

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 21 February 2024. If no application to review is lodged by this date, the ACCC's determination will come into force on 22 February 2024.

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 on a light yellow rectangular background.

David Hatfield
Director
Competition Exemptions