

30 September 2021

Ms Nissa Burns
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Australian Competition & Consumer Commission
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By email Nissa.Burns@acc.gov.au

Dear Ms Burns

GWRRG application for authorisation – mixed recycling AA1000566

We refer to our recent correspondence with the Commission regarding the wording of the Interim Authorisation that is included in the Draft Determination in this matter released on 23 September.

The Applicant is concerned to be able to release the tender documentation to potential suppliers by the end of next week, Friday 8 October. We appreciate that the Final Determination may well be available not long after that (assuming there are no public submissions), but we are instructed that it is important for the Applicant to engage with suppliers before then in order to proceed through the procurement process and be in a position to finalise contracts with suppliers in time to avoid any of the councils having their existing services potentially disrupted. The timing of the process is such that waiting even another week or two to release the tender could make it difficult to meet the end date by which new arrangements must be finalised.

Accordingly, we are writing to request that the current form of the Interim Authorisation be refined to allow for tender documents to be so released – this may be as simple as deleting the words “release a formal request for tender or” in each of 6.1, 6.3 and 6.4. As mentioned in our letter of 23 August, the final binding contracts that may result from the tender process would not be entered in to unless a final authorisation had been granted.

Yours sincerely



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