
From: Hadley, Shannon [REDACTED]
Sent: Friday, October 25, 2024 4:05 PM
To: Hannah Craig [REDACTED]
Cc: Naomi Menon [REDACTED]; Jane Black [REDACTED]; Healy, Rosannah [REDACTED]
Jane, Jessica [REDACTED]
Subject: RE: AA1000673- Application for revocation and substitution by Coles on behalf of itself and other participating supermarkets [SEC=OFFICIAL] [ACCC-ACCCANDAER.FID3906606] [Allens-DMS.FID2292981]

Dear Hannah

We confirm that the Participants are not relying on the existing interim authorisation for the purposes of advancing work on a longer term solution. The Participants understand that the existing interim authorisation provides protection in respect of planning and implementing the Instore Recommencement Steps only (namely, implementing the stockpile remediation program and continuing to work on the in-store pilot).

There is a separate work program to develop a broader industry wide soft plastics stewardship scheme ([REDACTED]). No ACCC authorisation is yet in place as the ACCC is aware. However, planning is taking place with the assistance of competition law protocols to ensure that the participants comply with competition laws at all times. This separate work program is currently led by [REDACTED] and involves separate steering committee and planning meetings etc.

While the Participants are not relying on the existing interim authorisation for the purposes of the broader scheme, they have provided high level updates on the scheme to the Department in the context of some Soft Plastics Taskforce meetings (such as the recent meeting on 26 September 2024) because it was efficient to do so in this setting. However, the Participants do not consider that the activities of the broader stewardship scheme (or any updates about the scheme) currently require authorisation.

Please let us know if you have any further questions.

Kind regards
Shannon

Shannon Hadley
Associate, **Allens**

DL [REDACTED] M [REDACTED]