

**From:** [REDACTED]  
**To:** [Naomi Menon](#); [Ben Janover](#); [Miriam Kolacz](#)  
**Cc:** [REDACTED]; [REDACTED]  
**Subject:** Re: SSROC ACCC CRESS application [SEC=OFFICIAL] [ACCC-ACCANDAER.FID3672315]  
**Date:** Tuesday, 28 November 2023 1:42:02 PM  
**Attachments:** [image002.png](#)  
[image004.jpg](#)  
[image005.jpg](#)  
[image001.png](#)

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Hi Naomi

SSROC confirms:

- Yes, authorisation is sought for the proposed conduct as described below;
- Urgent interim consideration is only for the first point below (inviting tenders, etc);
- We are happy for this to be published on the public register.

Thank you

David



**David Kuhn** Senior Coordinator, Circular Economy  
Southern Sydney Regional Organisation of Councils (SSROC) Inc  
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*The Southern Sydney Regional Organisation of Councils (SSROC) acknowledges the traditional custodians of our region – the peoples of the Darug, Dharawal and Eora Nations.*

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**From:** Naomi Menon <Naomi.Menon@accg.gov.au>  
**Date:** Tuesday, 28 November 2023 at 4:17 pm  
**To:** David Kuhn [REDACTED] Ben Janover <ben.janover@accg.gov.au>, Miriam Kolacz <miriam.kolacz@accg.gov.au>  
**Cc:** Monica Kelly [REDACTED] Cathy Dizon [REDACTED], Helen Sloan [REDACTED]  
**Subject:** RE: SSROC ACCC CRESS application [SEC=OFFICIAL] [ACCC-ACCANDAER.FID3672315]

**OFFICIAL**

Hi David,

Thank you for your response and revised application.

We noted below an example in the previous SSROC authorisation in **paragraph 5.2** which precisely defines the conduct that the ACCC granted authorisation for (available [here](#)). With regard to the updates, we would like to confirm with you the definition of Proposed

Conduct that is being sought. Below is our understanding of the conduct you are seeking the ACCC to authorise:

### **Proposed Conduct**

The Applicant is seeking authorisation to enable SSROC, on behalf of the Participating Councils, to:

- collectively invite tenders, evaluate responses and negotiate contracts for the processing of comingled recycling from yellow-lidded kerbside bins and disposal of residuals and
- enter into and give effect to contracts with each preferred supplier through a Standing Offer Deed and Contract for Services.

(the **Proposed Conduct**).

Can you please confirm if the above definition of Proposed Conduct captures what is being sought or alternatively please provide an edited/revised version. We acknowledge that you have confirmed that interim authorisation is sought only for point one. Please also confirm that the response may be placed on the public register.

If you have any questions or wish to discuss, please let us know. We would appreciate a timely response ideally by COB tomorrow, Wednesday 29<sup>th</sup> November 2023.

Kind regards,

**Naomi Menon**

Director | Competition Exemptions | Mergers, Exemptions and Digital Division

**Australian Competition & Consumer Commission**

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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.