

**Martin, Cameron**

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**From:** General Manager [gm@agsafe.com.au]  
**Sent:** Tuesday, 31 May 2005 5:18 PM  
**To:** Martin, Cameron  
**Subject:** RE: Submission from the Victorian department of Primary Industries

Dear Cameron

I refer to your attached letter from the Victorian Department of Primary Industry which mentions the undesired possibility of a secondary market occurring for unwanted rural chemicals.

This matter has been raised during discussions by the Board. Under no circumstances would a secondary market for unwanted currently registered rural chemical collected by the ChemClear® program be an option.

The Contractors primary responsibility is to collect and dispose of the product. Under the contract, legal liability and ownership of the product is ceded to the Contractor. The product is defined as a waste product at the point of hand-over from the original owner with a transparent paper trail from booking slip to hazardous waste certification.

Impediments to a secondary market forming revolve on a business taking on legal liability and on ownership of a potentially hazardous product. For example; a saleable product needs to be true-to-label, be in an original sealed package and with the supplier/owner guaranteeing product quality, efficacy and a use by date.

Should you require further clarification please don't hesitate to contact this office.

Regards

**Sam Ponder**

**General Manager**

**Agsafe Limited**

Level 4, AMP Tower, 1 Hobart Place, Canberra City, ACT 2601

(GPO Box 816, Canberra City, ACT 2601)

Tel: 02 6230 4799 Mob: 0419 233 002 Fax: 02 6230 6710 Email: gm@agsafe.com.au

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-----Original Message-----

**From:** Martin, Cameron [mailto:Cameron.Martin@accc.gov.au]

**Sent:** Tuesday, 31 May 2005 4:03 PM

**To:** General Manager

**Subject:** Submission from the Victorian department of Primary Industries

Dear Sam,

As discussed, I have provided a copy of the submission received from VDPI for your response

<<VDPI submission.pdf>>

regards

Cameron Martin  
Adjudication Branch  
Australian Competition & Consumer Commission  
Ph (02) 6243 1107  
Fax (02) 6243 1211

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1/06/2005

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