



**Australian
Competition &
Consumer
Commission**

Our Ref: A91336-A91337
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Sent via email

Dear Sir / Madam

Australian Tyre Industry Council applications for authorisation (A91336-A91337) – draft determination

The Australian Competition and Consumer Commission (the ACCC) has issued a draft determination in respect of the application for authorisation lodged by the Australian Industry Tyre Council (ATIC) on 28 September 2012.

Please see the ACCC's publication [Authorisation process - the basics](#) for a summary of the authorisation process and how to make a submission to the ACCC.

As you may recall, ATIC seeks authorisation for a proposed national voluntary Tyre Stewardship Scheme which aims to increase the recycling rate of end-of-life tyres. The operation of the scheme is detailed within the proposed *Tyre Stewardship Scheme Guidelines* (the Guidelines).

Draft determination

A copy of the ACCC's draft determination, including a copy of the Guidelines for which authorisation is sought, is attached.

For the reasons set out in its draft determination, the ACCC proposes to grant authorisation for five years.

Next steps

If you wish to make a submission in response to the ACCC's draft determination, please lodge your submission by **Monday, 21 January 2013**.

Alternatively, the Applicant or any interested party may request that the ACCC convene a 'pre-decision conference'.

A pre-decision conference provides the opportunity for interested parties to make oral submissions in relation to the draft determination. Conferences are conducted informally and while legal or professional advisers are able to attend they are not entitled to participate in the discussion.

If you wish the ACCC to hold a pre-decision conference in relation to the draft determination you must notify the ACCC in writing by **Monday, 28 January 2013**.

The ACCC will consider any submissions it receives, including any oral submissions made should a pre-decision conference be called, and will then release a final determination in relation to these applications.

Submissions will be placed on the ACCC's public register subject to any request for exclusion. Please see the ACCC's publication [Guidelines for excluding information from the public register](#).

Timetable

The ACCC will continue to progress its assessment of the application in a timely manner. An updated indicative timetable is set out below for your information.

Indicative date	Stage in assessment process
28 September 2012	Lodgement of application and supporting submission.
19 October 2012	Public consultation process begins.
December 2012	Draft determination.
January/February 2013	Public consultation on draft determination including any conference if called.
February/March 2013	Final determination.

This letter has been placed on the ACCC's public register. If you wish to discuss any aspect of this matter please contact Ms Jaime Martin on (03) 9290 1477 (or at jaime.martin@accc.gov.au).

Yours sincerely



David Hatfield
Director
Adjudication Branch

Applications for authorisation A91336 and A91337 lodged by the Australian Tyre Industry Council

List of interested parties – draft determination

No.	Party
1.	Australian Government Department of Sustainability, Environment, Water, Population and Communities
2.	Australian Government Department of Infrastructure and Transport
3.	Australian Government Department of Defence
4.	Australian Customs and Border Protection Service
5.	Office of Environment and Heritage (NSW Department of Premier and Cabinet)
6.	NSW Environment Protection Authority
7.	Queensland Government Department of Environment and Resource Management
8.	South Australian Government Environment Protection Agency
9.	Zero Waste SA
10.	Environment Protection Authority Tasmania
11.	Tasmanian Government Department of Economic Development, Tourism and the Arts
12.	Tasmanian Government Department of Treasury and Finance
13.	Victorian Government Environment Protection Agency
14.	Sustainability Victoria
15.	Government of Western Australia Department of Environment and Conservation
16.	Main Roads WA
17.	Government of Western Australia Department of Health
18.	Northern Territory Government
19.	ACT Government
20.	ACT NoWaste
21.	ACTION
22.	Australian Local Government Association
23.	Local Government and Shires Association of NSW
24.	South East Resource Recovery Regional Organisation of Councils
25.	Western Australia Local Government Association

26.	Local Government Association of South Australia
27.	Local Government Association of Queensland
28.	Gladstone Regional Council
29.	Local Government Association of Tasmania
30.	Tasmanian Southern Waste Strategy Authority
31.	Tasmanian Northern Regional Waste Management Group
32.	Tasmanian Cradle Coast Waste Management Group
33.	Local Government Association of Northern Territory
34.	Australian Logistics Council
35.	Australian Motor Industry Federation
36.	Cement Industry Federation
37.	Federal Chamber of Automotive Industries
38.	Minerals Council of Australia
39.	National Farmers Federation
40.	Truck Industry Council
41.	Australian Tyre Retreaders and Associates Limited
42.	Waste Management Association of Australia
43.	Australian Council of Recycling
44.	Australian Tyre Recyclers Association
45.	Auto Recyclers Association of Australia
46.	Australian Fleet Management Association
47.	Roads Australia
48.	Motor Trades Association ACT
49.	Motor Trades Association NSW
50.	Waste Contractors and Recyclers Association NSW
51.	Motor Trades Association NT
52.	Motor Trades Association of Queensland
53.	Waste Contractors and Recyclers Association of Queensland
54.	Motor Trades Association of South Australia
55.	Motor Trades Association of Tasmania

56.	Tasmanian Automobile Chamber of Commerce
57.	Victorian Tyre Dealers Association
58.	Victorian Automobile Chamber of Commerce
59.	Motor Trades Association of Western Australia
60.	Tyre Recyclers Western Australia
61.	Ngarluma Yindjibarndi Foundation Limited
62.	SG Fleet
63.	Future Generation
64.	Renew Rubber
65.	Ecoflex Australia
66.	C&R Tyre Recycling
67.	Top End Tyre Recycling
68.	Sargent
69.	Rare Consulting
70.	Chip Tyre Pty Ltd
71.	S&J Australian Scrap Tyre Disposals
72.	Downer EDI Mining
73.	Southern Tyre Disposals
74.	Tyre Recycle Tasmania
75.	Leaseplan Australia
76.	SEAM/WMAA
77.	Green Distillation Technologies
78.	Transgen
79.	Polytech Resources
80.	VR Tek Global
81.	OTR Tyre Repairs and Sales
82.	Tyrecycle
83.	STEG Pty Ltd
84.	Lomwest Enterprises Pty Ltd