



**Australian  
Competition &  
Consumer  
Commission**

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Our Ref: A91336 – A91337  
Contact Officer: David Hatfield  
Contact Phone: (02) 6243 1266

11 April 2013

***Sent via email***

Dear Sir / Madam

**Australian Tyre Industry Council applications for authorisation A91336-A91337  
– final determination**

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

ATIC sought authorisation of the proposed national Tyre Stewardship Scheme (Scheme), which aims to reduce the amount of end of life tyres entering the environment via landfill, illegal dumping or undesirable export while increasing the recycling rate of end of life tyres.

Among other things, the Scheme requires certain members of the Scheme to deal only with other members of the scheme (where possible) and imposes a levy on tyre importers (proposed to be \$0.25 per passenger car tyre equivalent) or an equivalent membership fee, to fund the operation of the Scheme.

A copy of the ACCC's determination is attached. For the reasons set out in its determination, the ACCC has decided to grant conditional authorisation until 3 May 2018.

**Application for review**

Pursuant to section 101 of the *Competition and Consumer Act 2010*, a person dissatisfied with this determination may apply to the Australian Competition Tribunal for its review. An application for review must be made within 21 days of the date of this determination; that is, on or before 2 May 2013. If no application to review is lodged by this date, the ACCC's determination will come into force on 3 May 2013.

An application for review of the ACCC's determination should be lodged directly with the Australian Competition Tribunal. The Australian Competition Tribunal is a separate body from the ACCC and is located within the Federal Court of Australia.

For further information about the process involved in reviewing decisions in the Australian Competition Tribunal please refer to the tribunal's website located at <http://www.competitiontribunal.gov.au/>.

This letter has been placed on the ACCC's public register. If you wish to discuss any aspect of this matter please contact David Hatfield on (02) 6243 1266 (or at david.hatfield@accc.gov.au).

Yours sincerely

A handwritten signature in blue ink, appearing to be 'Richard Chadwick', with a long horizontal stroke extending to the right.

Dr Richard Chadwick  
General Manager  
Adjudication Branch

## Australian Tyre Industry Council applications for authorisation A91336 – A91337

### List of interested parties – final determination

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#### Federal Government

1. Australian Government Department of Sustainability, Environment, Water, Population and Communities
2. Australian Government Department of Defence
3. Australian Customs and Border Protection Service

#### State and Territory Governments

4. Office of Environment and Heritage (NSW Department of Premier and Cabinet)
5. NSW Environment Protection Authority
6. Queensland Government Department of Environment and Resource Management
7. South Australian Government Environment Protection Agency
8. Zero Waste SA
9. Environment Protection Authority Tasmania
10. Tasmanian Government Department of Economic Development, Tourism and the Arts
11. Tasmanian Government Department of Treasury and Finance
12. Victorian Government Environment Protection Agency
13. Sustainability Victoria
14. Government of Western Australia Department of Environment and Conservation
15. Main Roads WA
16. Government of Western Australia Department of Health
17. Northern Territory Government
18. ACT Government
19. ACT NoWaste
20. ACTION

#### Local Government

21. Australian Local Government Association
22. Local Government and Shires Association of NSW
23. South East Resource Recovery Regional Organisation of Councils
24. Western Australia Local Government Association
25. Local Government Association of South Australia
26. Local Government Association of Queensland
27. Gladstone Regional Council
28. Local Government Association of Tasmania
29. Tasmanian Southern Waste Strategy Authority
30. Tasmanian Northern Regional Waste Management Group
31. Tasmanian Cradle Coast Waste Management Group
32. Local Government Association of Northern Territory

#### National Industry Associations/Bodies

33. Australian Logistics Council
34. Australian Motor Industry Federation
35. Cement Industry Federation
36. Federal Chamber of Automotive Industries
37. Minerals Council of Australia
38. National Farmers Federation
39. Truck Industry Council
40. Australian Tyre Retreaders and Associates Limited
41. Waste Management Association of Australia

42. Australian Council of Recycling
43. Australian Tyre Recyclers Association
44. Auto Recyclers Association of Australia

45. Australian Fleet Management Association
46. Roads Australia

#### **State Industry Associations/Bodies**

47. Motor Trades Association ACT
48. Motor Trades Association NSW
49. Waste Contractors and Recyclers Association NSW
50. Motor Trades Association NT
51. Motor Trades Association of Queensland
52. Waste Contractors and Recyclers Association of Queensland
53. Motor Trades Association of South Australia
54. Motor Trades Association of Tasmania
55. Tasmanian Automobile Chamber of Commerce
56. Victorian Tyre Dealers Association
57. Victorian Automobile Chamber of Commerce
58. Motor Trades Association of Western Australia
59. Tyre Recyclers Western Australia
60. Ngarluma Yindjibarndi Foundation Limited

#### **Industry**

61. SG Fleet
62. Future Generation
63. Renew Rubber
64. Ecoflex Australia
65. C&R Tyre Recycling
66. Top End Tyre Recycling
67. Sargent
68. Rare Consulting
69. Chip Tyre Pty Ltd
70. S&J Australian Scrap Tyre Disposals
71. Downer EDI Mining
72. Southern Tyre Disposals
73. Tyre Recycle Tasmania
74. Leaseplan Australia
75. SEAM/WMAA
76. Green Distillation Technologies
77. Transgen
78. Polytech Resources
79. VR Tek Global
80. OTR Tyre Repairs and Sales
81. Tyrecycle
82. Stegwaste Management
83. Lomwest Enterprises Pty Ltd