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11 February 2016

Dear Sir/Madam

### **Council Solutions application for authorisation A91520 - draft determination and interim authorisation**

The Australian Competition and Consumer Commission (the ACCC) has issued a draft determination in respect of the application for authorisation lodged by Council Solutions on 30 November 2015.

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.

Council Solutions is seeking authorisation on behalf of itself and Adelaide City Council and the Cities of Charles Sturt, Marion, Tea Tree Gully and Port Adelaide Enfield for 17 years to enable them to jointly tender for the supply of waste, recyclables and organics collection and processing services.

#### **Draft determination**

A copy of the ACCC's draft determination and summary of its reasons is attached.

For the reasons set out in its draft determination, the ACCC proposes to grant authorisation for 17 years.

#### **Interim authorisation**

The ACCC has also decided to grant interim authorisation for the proposed conduct. The interim authorisation commences immediately, and will remain in place until it is revoked or the date the ACCC's final determination comes into effect.

#### **Next steps**

Once the ACCC issues a draft determination, the applicant or any interested party may make a written submission and/or request that the ACCC convene a 'pre-decision conference'.

If you wish to make a submission in response to the ACCC's draft determination, please lodge your submission by **26 February 2016**. "Submissions should be emailed to [adjudication@acc.gov.au](mailto:adjudication@acc.gov.au) with the subject "A91520 – Council Solutions & Ors – submission".

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 **26 February 2016**.

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 this application.

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
<b>30 November 2015</b>	Lodgement of application and supporting submission.
<b>3 December 2015</b>	Public consultation process begins.
<b>11 February 2016</b>	ACCC decision regarding interim authorisation.
<b>11 February 2016</b>	Draft determination.
<b>February/March 2016</b>	Public consultation on draft determination including any conference if called.
<b>March/April 2016</b>	Final determination.

This letter has been placed on the ACCC's public register. If you wish to discuss any aspect of this matter please do not hesitate to contact Tess Macrae on 03 9290 1835 or [adjudication@acc.gov.au](mailto:adjudication@acc.gov.au).

Yours sincerely



Baethan Mullen  
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Adjudication