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4 July 2016

Taryn Alderdice
Contract Management Officer
Council Solutions

By email: taryn.alderdice@councilsolutions.sa.gov.au

Dear Ms Alderdice

Authorisation A91520 — Council Solutions & Ors—request for material to be excluded from the public register

I refer to the abovementioned application for authorisation lodged by Council Solutions & Ors on 30 November 2015 and your supplementary supporting submission of 30 June 2016.

I have considered your request that the confidential version of the supplementary supporting submission and a further confidential written submission be excluded from the ACCC's public register.

As you are aware, the ACCC is generally required under section 89 of the *Competition and Consumer Act 2010* (the Act) to place documents provided to it in relation to an application for authorisation on the ACCC's public register. The Act provides that a person submitting a document in relation to an authorisation application may request that the document or parts thereof be excluded from the public register by reason of the nature of certain information contained in the document.

As a person authorised to make a decision for and on behalf of the ACCC in relation to such a request, I advise that the confidential version of the supplementary supporting submission and the further confidential written submission will not be placed on the public register.

You have also provided a file-protected electronic copy of a Development Application and included a screenshot of the first page of this application in Annexure E to the public version of your supplementary supporting submission. Page 14 of your submission indicates that this application has been included to evidence the intention of a market participant to build a Material Recovery Facility in Adelaide. I understand that it is the existence of the application which is important to Council Solutions' argument rather than the full details of the application itself. In light of this, I advise that the Development Application will not be placed on the public register. I also note that the first page of the Development Application states that the application is available for examination through the Office of the Council of Port Adelaide Enfield.

This letter will be placed on the ACCC's public register. The public version of the supporting submission will also be placed on the public register in the form that was provided to the ACCC.

Should you have any queries in relation to this matter, please do not hesitate to contact Elizabeth Batten on (02) 6243 1359.

Yours sincerely

A handwritten signature in grey ink, appearing to read 'B Mullen', written in a cursive style.

Baethan Mullen
Acting General Manager
Adjudication Branch