



Our ref: 62782
Your ref: AN/JY/LODD21849-9118927-01
Contact officer: Theo Kelly
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22 August 2017

Alistair Newton
Special Counsel
Corrs Chambers Westgarth

By email only

Dear Mr Newton

Applicant for authorisation submitted by Loddon Mallee Waste and Resource Recovery Group & Ors –request for material to be excluded from the public register

I refer to the above application for authorisation lodged with the Australian Competition and Consumer Commission (the ACCC) on 17 August 2017.

I have considered your request that the confidential version of the applicants' submission be excluded from the ACCC's public register. The material to be excluded sets out:

- the approximate annual volumes of domestic waste, recyclables and organic waste collected by each of the Participating Councils
- the status of any existing contracts with private service providers for the collection of those materials
- the overview and commercial rationale for the joint procurement of waste and resource recovery services by the applicants
- details, which are still under negotiation and are yet to be finalised between the applicants, about how the proposed joint procurement will be run and
- the expiry dates for currently operative waste contracts.

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 applicants' submission be excluded from the public register.

This letter has been placed on the ACCC's public register.

I note that you also provided a public version of your clients' submission. This version will be placed on the public register in the form it was provided to the ACCC.

Should you have any queries in relation to this matter, please do not hesitate to contact Theo Kelly on (02) 6243 1179.

Yours sincerely

A handwritten signature in blue ink that reads "Joanne Palisi". The signature is written in a cursive style with a light blue shadow effect behind the text.

Joanne Palisi
A/g General Manager
Adjudication Branch